



Llywodraeth Cymru
Welsh Government

CYHOEDDIAD, DOGFENNU

Newidiadau i rheolau sefydlog mewn byrddau iechyd ac ymddiriedolaethau'r GIG (WHC/2024/019)

Mae rheolau sefydlog wedi cael ei diweddariadau ar ôl dechrau Cyd-bwyllgor Comisiynu GIG Cymru, a diwedd dau bwyllgor iechyd.

Cyhoeddwyd gyntaf: 23 Ebrill 2024

Diweddarwyd ddiwethaf: 23 Ebrill 2024

Cafodd y ddogfen hon ei lawrlwytho o LLYW.CYMRU, efallai nad dyma'r fersiwn mwyaf diweddar.

Ewch i <https://www.llyw.cymru/newidiadau-i-rheolau-sefydlog-mewn-byrddau-iechyd-ac-ymddiriedolaethau-r-gig-whc2024019-html> i weld y fersiwn ddiweddaraf.

Gwybodaeth am [hawlfraint](#).

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Manylion

Letter to chairs of local health boards

Amendments to the model standing orders and reservation and delegation of powers for local health board following the establishment of the NHS Wales Joint Commissioning Committee

Letter to chairs of NHS Trusts in Wales

Amendments to the model standing orders and reservation and delegation of powers for NHS trusts following the establishment of the NHS Wales Joint Commissioning Committee and the Welsh Ambulance Services NHS Trust obtaining university status

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Gwybodaeth am [hawlfraint](#).

Manylion

Statws:

Cydymffurfiaeth.

Categori:

Llywodraethiant.

Teitl:

Diwygiadau interim i'r rheolau sefydlog enghreifftiol ar gyfer byrddau iechyd lleol ac ymddiriedolaethau'r GIG yng Nghymru.

Dyddiad dod i ben / adolygu:

Hydref 2024.

I'w weithredu gan y canlynol:

Cadeiryddion byrddau iechyd lleol.

Cadeiryddion ymddiriedolaethau'r GIG.

Cyfarwyddwyr llywodraethu corfforaethol / bwrdd.

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Gwybodaeth am [hawlfraint](#).

Angen gweithredu erbyn:

Yn unol ag amserlen y bwrdd a'r pwyllgor.

Anfonir gan:

Ceri Sullivan, Pennaeth Interim Llywodraethu'r GIG, y Grŵp Iechyd a Gwasanaethau Cymdeithasol.

Enwau cyswllt yn Llywodraeth Cymru:

Ceri Sullivan, Pennaeth Interim Llywodraethu'r GIG, y Grŵp Iechyd a Gwasanaethau Cymdeithasol (ceri.sullivan001@llyw.cymru)

Cyflwyniad a chefnidir:

Rhaid i gyrff y GIG yng Nghymru gytuno ar Reolau Sefydlog (RS). Bydd y rhain, ynghyd â set o Gyfarwyddydau Ariannol Sefydlog (SFI) a chynllun ar gyfer penderfyniadau sy'n cael eu cadw yn ôl ar gyfer y bwrdd; cynllun ar gyfer dirprwyo i swyddogion ac eraill; ac ystod o ddogfennau fframwaith eraill yn nodi'r trefniadau y bydd y bwrdd, ei bwyllgorau, grwpiau cynghori a staff y GIG yn eu dilyn i wneud penderfyniadau ac i ymgymryd â'u gweithgareddau. Dylai'r rheolau sefydlog fod yn seiliedig ar y model a bennir gan Lywodraeth Cymru.

Mae Llywodraeth Cymru wedi gwneud diwygiadau interim i'r dogfennau enghreifftiol a ganlyn:

- Rheolau Sefydlog Enghreifftiol, Byrddau Iechyd Lleol
- Rheolau Sefydlog Enghreifftiol ar gyfer, Ymddiriedolaethau'r GIG

Cafodd y ddogfen hon ei lawrlwytho o LLYW.CYMRU, efallai nad dyma'r fersiwn mwyaf diweddar.

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Gwybodaeth am [hawlfrain](#)t.

Mae fersiynau diweddaraf y dogfennau enghreifftiol wedi'u cyhoeddi yn e-lawlyfr Llywodraethu GIG Cymru a gellir eu gweld yma:

[Rheolau Sefydlog Enghreifftiol, Cadw a Dirprwyo Pwerau ar gyfer Byrddau Iechyd Lleol \[Mawrth 2024\] \[Saesneg yn unig\]](#)
[Rheolau Sefydlog Enghreifftiol, Cadw a Dirprwyo Pwerau ar gyfer Ymddiriedolaethau'r GIG \[Saesneg yn unig\]](#)

Gellir dod o hyd i grynodeb o'r diwygiadau interim yn y dogfennau amgaeedig.

Dogfennau amgaeedig:

Llythyr at gadeiryddion y byrddau iechyd lleol a llythyr at gadeiryddion ymddiriedolaethau'r GIG yng Nghymru.

Letter to chairs of local health boards

Ein cyf/Our ref: MA-EM-0728-24

Chairs of local health boards

18 March 2024

Dear Chairs

Interim review of model standing orders, reservation and delegation of powers – local health boards and development of new model standing orders and reservation and delegation of powers for the NHS Wales Joint Commissioning Committee.

Cafodd y ddogfen hon ei lawrlwytho o LLYW.CYMRU, efallai nad dyma'r fersiwn mwyaf diweddar.

Ewch i <https://www.llyw.cymru/newidiadau-i-rheolau-sefydlog-mewn-byrddau-iechyd-ac-ymddiriedolaethau-r-gig-whc2024019-html> i weld y fersiwn ddiweddaraf.

Gwybodaeth am [hawlfraint](#).

As you are aware the new NHS Wales Joint Commissioning Committee will be established from 1 April 2024 as a joint committee of the seven health boards. This is in accordance with the NHS Wales Joint Commissioning Committee (Wales) Directions 2024.

In preparation for the establishment of the new joint committee model standing orders and a scheme of reservation and delegation of powers have been developed. It has also been necessary to make some amendments to the local health board model standing and reservation and delegation of powers. These amendments also remove all references to the Welsh Health Services Commissioning Committee (WHSSC) and the Emergency Ambulance Services Committee (EASC) which will cease to exist on 31 March 2024.

The amendments to the local health board documents and the issuing of model documents for the NHS Wales Joint Commissioning Committee are in accordance with my powers of direction contained within Section 12(3) of the National Health Services (Wales) Act 2006.

These amendments supersede those issued on 27 July 2023 and as confirmed in Welsh Health Circular WHC2023/032. A new WHC will be published to confirm this.

Your board is required to incorporate and adopt this latest review into your organisations' standing orders and reservation and delegation of powers. The NHS Wales joint commissioning standing orders form part of schedule 4 of the local health board model standing orders.

Model standing financial instructions for the NHS Wales Joint Commissioning Committee are under development these will be issued in due course.

Yours sincerely,

Cafodd y ddogfen hon ei lawrlwytho o LLYW.CYMRU, efallai nad dyma'r fersiwn mwyaf diweddar.

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Gwybodaeth am [hawlfraint](#).

Eluned Morgan AS/MS

Y Gweinidog Iechyd a Gwasanaethau Cymdeithasol
Minister for Health and Social Services

Copy:

- chairs of NHS trusts and special health authorities
- chairs of EASC and WHSSC
- chief executives of local health boards, NHS trusts and special health authorities
- directors of governance / board secretaries of local health boards, NHS trusts and special health authorities
- Managing Director, WHSSC
- Chief Ambulance Services Commissioner, EASC
- committee secretaries, EASC and WHSSC

Amendments to the model standing orders and reservation and delegation of powers for local health board following the establishment of the NHS Wales Joint Commissioning Committee

On 1 April 2024 the Welsh Health Specialised Services Committee (WHSSC) and the Emergency Ambulance Services Committee (EASC) will cease to exist. They are to be replaced by the NHS Wales Joint Commissioning Committee. The new Joint Commissioning Committee will take on the functions of the former EASC and WHSSC together with commissioning of 111 and sexual assault and referral centres.

As a result of the establishment of the new Joint Commissioning Committee the

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Gwybodaeth am [hawlfraint](#).

following amendments are required to the Local Health Board (LHB) Model Standing Orders:

Remove the following paragraphs:

xi) The Welsh Health Specialised Services Committee (Wales) Directions 2009 (2009/35) provide that the seven LHBs in Wales will work jointly to exercise functions relating to the planning and securing of specialised and tertiary services and for the purpose of jointly exercising those functions will establish the Welsh Health Specialised Services Committee (“WHSSC”). Under powers set out in paragraph 4 of Schedule 2 to the NHS (Wales) Act 2006, the Welsh Ministers have made the Welsh Health Specialised Services Committee (Wales) Regulations 2009 (S.I. 2009/3097), which make provision for the constitution and membership of the WHSSC including its procedures and administrative arrangements.

xii) The Emergency Ambulance Services Committee (Wales) Directions 2014 (2014/8) as amended by the Emergency Ambulance Services (Wales) Amendment Directions 2016 (2016/8) provide that the seven LHBs in Wales will work jointly to exercise functions relating to the planning and securing of emergency ambulance services and for the purpose of jointly exercising those functions will establish the Emergency Ambulance Services Committee (“EASC”). Under powers set out in paragraph 4 of Schedule 2 to the NHS (Wales) Act 2006, the Minister has made The Emergency Ambulance Services Committee (Wales) Regulations 2014 (2014/566) which make provision for the constitution and membership of the EASC including its procedures and administrative arrangements.

and replace with:

xi) The National Health Service Joint Commissioning Committee (Wales) Directions 2024 (WG24-06) provide that the seven LHBs in Wales will establish a joint committee to exercise the functions of planning, securing and

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Gwybodaeth am [hawlfraint](#).

commissioning:

- (a) specialised services for –
 - (i) cancer and blood disorders,
 - (ii) cardiac conditions,
 - (iii) mental health and vulnerable groups,
 - (iv) neurosciences, and
 - (v) women and children,
- (b) services where there is agreement between the local health boards that they should be arranged on a regional and national basis,
- (c) emergency medical services,
- (d) non-emergency patient transport services,
- (e) emergency medical retrieval and transfer services,
- (f) NHS 111 services,
- (g) sexual assault referral centres, and
- (h) other services as directed by the Welsh Ministers.

Under powers set out in paragraph 4 of Schedule 2 to the NHS (Wales) Act 2006, the Welsh Ministers have made the National Health Service Wales Joint Commissioning Committee (Wales) Regulations 2024 (2024 No. 135 (W29)), which make provision for the constitution and membership of the Joint Commissioning Committee, including its procedures and administrative arrangements.

Renumber paragraphs after xi)

Paragraph 3.2 – Joint Committees

Remove paragraph 3.2.3

3.2.3 The board shall establish, as a minimum, the following joint-committees:

Cafodd y ddogfen hon ei lawrlwytho o LLYW.CYMRU, efallai nad dyma'r fersiwn mwyaf diweddar.

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Gwybodaeth am [hawlfraint](#).

- The Welsh Health Specialised Services Committee (WHSSC).
- The Emergency Ambulance Services Committee

and replace with

3.2.3 The board shall establish, as a minimum, the following joint-committees:

- The National Health Service Wales Joint Commissioning Committee (JCC)

Section 10: gaining assurance on the conduct of local health board business

Remove paragraph 10.0.4.

10.0.4 Assurances in respect of the functions discharged by WHSSC and EASC shall achieved by the reports of the respective Joint Committee Chair, and reported back by the Chief Executive. Reference should be made to paragraph 3.2 above regarding the governance arrangements which should be agreed for each of the Joint Committees.

and replace with

10.0.4 Assurances in respect of the functions discharged by the National Health Services Wales Joint Commissioning Committee (the JCC) shall achieved by the reports of the JCC Chair, and reported back by the Chief Executive. Reference should be made to paragraph 3.2 above regarding the governance arrangements which should be agreed for each of the Joint Committees.

Schedule 1: model scheme of reservation and delegation of powers

Under the table heading 'Decisions reserved to the board', remove:

Cafodd y ddogfen hon ei lawrlwytho o LLYW.CYMRU, efallai nad dyma'r fersiwn mwyaf diweddar.

Ewch i <https://www.llyw.cymru/newidiadau-i-rheolau-sefydlog-mewn-byrddau-iechyd-ac-ymdiriedolaethaur-gig-whc2024019-html> i weld y fersiwn ddiweddaraf.

Gwybodaeth am [hawlfraint](#).

"Board may determine any matter for which it has statutory or delegated authority in accordance with SOs (except for those decisions delegated to the Welsh Health Specialised Services Committee (WHSSC) or Emergency Ambulance Services Committee (EASC))."

and replace with:

"Board may determine any matter for which it has statutory or delegated authority in accordance with SOs (except for those decisions delegated to the NHS Wales Joint Commissioning Committee (the JCC))."

Schedule 4: joint committee arrangements

Remove:

Schedule 4.1 – Welsh Health Services Specialised Services Committee

Schedule 4.2 – Emergency Ambulance Services Committee

and replace with:

Schedule 4.1 – National Health Service Wales Joint Commissioning Committee

Letter to chairs of NHS Trusts in Wales

Our ref: MA/EM/0837/24

Chairs of NHS Trusts

26 March 2024

Cafodd y ddogfen hon ei lawrlwytho o LLYW.CYMRU, efallai nad dyma'r fersiwn mwyaf diweddar.

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Gwybodaeth am [hawlfraint](#).

Dear Chairs

Interim review of model standing orders, reservation and delegation of powers for NHS trusts and amendments to the title of the Welsh Ambulance Service NHS Trust.

As you are aware the new NHS Wales Joint Commissioning Committee will be established from 1 April 2024 as a joint committee of the seven health boards. This is in accordance with the NHS Wales Joint Commissioning Committee (Wales) Directions 2024.

In preparation for the establishment of the new joint committee model standing orders and a scheme of reservation and delegation of powers have been developed for incorporation into the local health board model standing orders. It has also been necessary to make some amendments to the model standing orders and reservation and delegation of powers for NHS Trusts. These amendments include the removal of all references to the Welsh Health Services Commissioning Committee (WHSSC) and the Emergency Ambulance Services Committee (EASC) which will cease to exist on 31 March 2024.

The amendments to NHS trust documents within Section 19(1) of the National Health Services (Wales) Act 2006.

These amendments supersede those issued on 27 July 2023 and as confirmed in Welsh Health Circular WHC2023/032. A new WHC will be published to confirm this.

Your board is required to incorporate and adopt this latest review into your organisations' standing orders and reservation and delegation of powers.

In addition, the Welsh Ambulance Services NHS Trust has recently obtained university status. The model standing orders and reservation and delegation of

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Gwybodaeth am [hawlfraint](#).

powers for NHS Trusts have therefore been updated to reflect the body's new title which will come into force on the 1 April 2024.

Yours sincerely,

Eluned Morgan AS/MS
Cabinet Secretary for Health and Social Care
Ysgrifennydd y Cabinet dros Iechyd a Gofal Cymdeithasol

Copied to:
chairs of local health boards and special health authorities,
chairs of EASC and WHSSC,
chief executives of local health boards,
NHS trusts and special health authorities directors of governance / board
secretaries of local health boards, NHS trusts and special health authorities
Managing Director, WHSSC
Chief Ambulance Services Commissioner, EASC
Committee Secretaries, EASC and WHSSC

Amendments to the model standing orders and reservation and delegation of powers for NHS trusts following the establishment of the NHS Wales Joint Commissioning Committee and the Welsh Ambulance Services NHS Trust obtaining university status

On 1 April 2024 the Welsh Health Specialised Services Committee (WHSSC) and the Emergency Ambulance Services Committee (EASC) will cease to exist. They are to be replaced by the NHS Wales Joint Commissioning Committee.

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The new Joint Commissioning Committee will take on the functions of the former EASC and WHSSC together with commissioning of 111 and Sexual Assault and Referral Centres.

As a result of the establishment of the new Joint Commissioning Committee the following amendments are required to the Model Standing Orders (SO's), Reservation and Delegation of Powers for NHS Trusts:

Remove the following paragraphs:

xi) NHS trusts work closely with the seven Local Health Boards (LHBs) in Wales. The chief executive of the trust is an associate member of the following joint-committees of the LHBs:

- The Welsh Health Specialised Services Committee, and
- The Emergency Ambulance Services Committee

xii) The Welsh Health Specialised Services Committee (Wales) Directions 2009 (2009/35) provide that the seven LHBs in Wales will work jointly to exercise functions relating to the planning and securing of specialised and tertiary services and for the purpose of jointly exercising those functions will establish the Welsh Health Specialised Services Committee (“WHSSC”). Under powers set out in paragraph 4 of Schedule 2 to the NHS (Wales) Act 2006, the Welsh Ministers have made the Welsh Health Specialised Services Committee (Wales) Regulations 2009 (S.I. 2009/3097), which make provision for the constitution and membership of the WHSSC including its procedures and administrative arrangements.

xiii) The Emergency Ambulance Services Committee (Wales) Directions 2014 (2014/8) as amended by the Emergency Ambulance Services (Wales) Amendment Directions 2016 (2016/8) provide that the seven LHBs in Wales will work jointly to exercise functions relating to the planning and securing of emergency ambulance services and for the purpose of jointly exercising those

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functions will establish the Emergency Ambulance Services Committee (“EASC”). Under powers set out in paragraph 4 of Schedule 2 to the NHS (Wales) Act 2006, the Minister has made The Emergency Ambulance Services Committee (Wales) Regulations 2014 (2014/566) which make provision for the constitution and membership of the EASC including its procedures and administrative arrangements.

and replace with:

xi) The National Health Service Joint Commissioning Committee (Wales) Directions 2024 (WG24-06) provide that the seven Health Boards in Wales will establish a joint committee to exercise the functions of planning, securing and commissioning:

(a) specialised services for –

(i) cancer and blood disorders,

(ii) cardiac conditions,

(iii) mental health and vulnerable groups,

(iv) neurosciences, and

(v) women and children,

(b) services where there is agreement between the local health boards that they should be arranged on a regional and national basis,

(c) emergency medical services,

(d) non-emergency patient transport services,

(e) emergency medical retrieval and transfer services,

(f) NHS 111 services,

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(h) other services as directed by the Welsh Ministers.

Under powers set out in paragraph 4 of Schedule 2 to the NHS (Wales) Act 2006, the Welsh Ministers have made the National Health Service Wales Joint Commissioning Committee (Wales) Regulations 2024 (2024 No. 135 (W29)),

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Gwybodaeth am [hawlfraint](#).

which make provision for the constitution and membership of the Joint Commissioning Committee, including its procedures and administrative arrangements.

Renumber paragraphs after xi)

Section 10: gaining assurance on the conduct of trust business

Remove paragraph 10.0.4

10.0.4 Whilst the trust is not a member of WHSSC or EASC the chief executive does attend the committees as an associate member. Assurances in respect of the functions discharged by WHSSC and EASC shall be achieved by the reports of the respective joint committee chair, and reported back by the chief executive.

As a result of the Welsh Ambulance Services NHS Trust obtaining university status the model SOs, reservation and delegation of powers will need to be amended to remove all references to the Welsh Ambulance Services NHS Trust and replaced with the Welsh Ambulance Services University NHS Trust.

As a result of the body obtaining university status, WAST have been advised that one non-executive board position should be occupied by an 'academic board member'. Therefore paragraph 1.1.7 needs to include reference to this requirement.

1.1.7 [For WAST – A total of 6 (excluding the chair and vice-chair) appointed by the Minister for Health and Social Services, which will include:

- A person who holds a health related post in a university;

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Gwybodaeth am [hawlfraint](#).

Efallai na fydd y ddogfen hon yn hollol hygyrch.

Drllennwch ein [datganiad hygyrchedd](#) i gael rhagor o wybodaeth.

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