

NATIONAL HEALTH SERVICE, WALES

Betsi Cadwaladr University Local Health Board Intervention Order 2023

Made 28 February 2023

*Coming into force in accordance with
paragraph 1(2)*

The Welsh Ministers make the following Order in exercise of the powers conferred by sections 26 and 27 of the National Health Service (Wales) Act 2006⁽¹⁾.

Title, commencement and interpretation

1.—(1) The title of this Order is the Betsi Cadwaladr University Local Health Board Intervention Order 2023.

(2) This Order comes into force when it is made.

(3) This Order is made in respect of Betsi Cadwaladr University Local Health Board⁽²⁾.

(4) In this Order—

“Board” means Betsi Cadwaladr University Local Health Board;

“2009 Regulations” means the Local Health Boards (Constitution, Membership and Procedures) (Wales) Regulations 2009⁽³⁾.

Modification of certain provisions of the 2009 Regulations

2.—(1) The provisions of the 2009 Regulations referred to in paragraphs (2) to (6) are modified in relation to the Board while this Order remains in force, to the extent specified.

(2) Regulation 3(4) applies as if—

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- (1) 2006 c. 42.
(2) Betsi Cadwaladr University Local Health Board was established by the Local Health Boards (Establishment and Dissolution) (Wales) Order 2009 (S.I. 2009/778 (W. 66)).
(3) S.I. 2009/779 (W. 67).

(a) for “are” there were substituted “may be up to”;

(b) for “must” there were substituted “may”.

(3) Subject to paragraph (4), where no vice-chair is in office, regulation 13 applies as if references to the vice-chair are references to a non-officer member selected by the Welsh Ministers.

(4) Where the chair of the Board is unable to perform their duties for a period of 14 days or less owing to illness, absence or any other cause, regulation 13 applies as if references to the vice-chair are references to a non-officer member selected by the chair.

(5) Where no vice-chair is in office, paragraph 3 of Schedule 3 applies as if references to the vice-chair are references to the non-officer member selected by the Welsh Ministers or the chair in accordance with paragraphs (3) and (4).

(6) Paragraph 4 of Schedule 3 applies as if after paragraph 4(1) there were inserted—

“(1A) Where a question at a meeting is being determined in accordance with paragraph 4(1), the number of officer members voting on the question must not exceed the number of non-officer members (including the chair and vice-chair) voting on the question and the officer members who may vote are to be determined in accordance with the order by which they are listed in regulation 3(2).”

Eluned Morgan

A handwritten signature in blue ink, appearing to read 'M. E. Morgan', with a horizontal line extending to the right.

Minister for Health and Social Services, one of the
Welsh Ministers

Date 28 February 2023