



# National Health Service (Wales) Act 2006

## 2006 CHAPTER 42

### PART 3

#### LOCAL AUTHORITIES AND THE NHS

#### **37 Further provisions about directions and directed partnership arrangements**

- (1) A direction under section 36(1) (a “principal direction”) may make provision with respect to—
- (a) any of the matters with respect to which provision is required to be made by the specified arrangements by virtue of regulations under section 33, and
  - (b) such other matters as the Welsh Ministers consider appropriate.
- (2) The Welsh Ministers may in particular (either in a principal direction or in any subsequent direction) make provision—
- (a) for the determination, whether—
    - (i) by agreement, or
    - (ii) (in default of agreement) by the Welsh Ministers or an arbitrator appointed by them,of the amount of any payments which need to be made by one body to another for the purposes of the effective operation of the specified arrangements, and for the variation of any such determination,
  - (b) specifying the manner in which the amount of any such payments must be so determined (or varied),
  - (c) requiring a body specified in the direction to supply to the Welsh Ministers or an arbitrator, for the purpose of enabling any such amount to be so determined (or varied), such information or documents as may be so specified,
  - (d) requiring any amount so determined (or varied) to be paid by and to such bodies as are specified in the direction,
  - (e) requiring capital assets specified in the direction to be made available by and to such bodies as are so specified.

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*Status: Point in time view as at 17/06/2013.*

**Changes to legislation:** National Health Service (Wales) Act 2006, Section 37 is up to date with all changes known to be in force on or before 11 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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- (3) The Welsh Ministers may, when giving a principal direction to any bodies to which section 36 applies, give such directions to any other such body as they consider appropriate for or in connection with securing that full effect is given to the principal direction.
- (4) Before giving a principal direction to any bodies to which section 36 applies, the Welsh Ministers may—
  - (a) direct either or both of the bodies in question to take such steps specified in the direction, or
  - (b) give such other directions,as the Welsh Ministers consider appropriate with a view to enabling them to determine whether the principal direction should be given.
- (5) The revocation of a principal direction does not affect the continued operation of the specified arrangements.
- (6) “The specified arrangements”, in relation to a principal direction, means the arrangements specified in the direction in pursuance of section 36(1).

**Status:**

Point in time view as at 17/06/2013.

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