

# **HEALTH ACT 2006**

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## **EXPLANATORY NOTES**

### **TERRITORIAL APPLICATION: WALES**

26. There are two sets of provisions that affect Wales differently.
27. The sections in Chapter 3 of Part 4 which relate to the protection of NHS from fraud and other unlawful activities provide for powers to require the production of documents for counter fraud and security management purposes. The powers provided for counter fraud purposes are given to the Secretary of State and the National Assembly for Wales. The powers for security management purposes are limited to the Secretary of State and are not given to the National Assembly for Wales.
28. The sections in Part 5 relating to the Appointments Commission provide for the Secretary of State to direct the Appointments Commission to exercise his appointments functions that are exercisable jointly or concurrently with the National Assembly for Wales after consultation with the Assembly. Other provisions enable the National Assembly for Wales to direct the Appointments Commission to exercise the Assembly's appointments functions relating to the appointment of members to the Healthcare Commission and the Health Protection Agency and provide for the Assembly to make payments to the Commission in respect of the appointments functions it is directed to undertake.