
WELSH STATUTORY INSTRUMENTS

2010 No. 288

**The Community Health Councils (Constitution,
Membership and Procedures) (Wales) Regulations 2010**

PART 1

Introduction

Title, commencement and application

1.—(1) The title of these Regulations is the Community Health Councils (Constitution, Membership and Procedures) (Wales) Regulations 2010 and they come into force on 1 April 2010.

(2) These Regulations apply in relation to Wales.

Interpretation

2. The following words and phrases have the following meanings—

“the Act” (“*y Ddeddf*”) means the National Health Service (Wales) Act 2006;

“the 2004 Regulations” (“*Rheoliadau 2004*”) means the Community Health Councils Regulations 2004⁽¹⁾

“appointing body” (“*corff sy'n penodi*”) means, in relation to the appointment of a Council member, the Welsh Ministers, a relevant local authority or a relevant voluntary organisation;

“Board member” (“*aelod o'r Bwrdd*”) means a member of the CHC Board;

“CHC Board” (“*Bwrdd CIC*”) means the Board of Community Health Councils established under regulation 23 of the 2004 Regulations which continues in existence under regulation 32;

“Chief Officer” (“*Prif Swyddog*”) means the person employed under regulation 23 to act as Chief Officer of a Council;

“committee” (“*pwyllgor*”) means a committee of a Council formed under regulations 17, 18, 19, 20 or 21;

“the Community Health Councils Establishment Order 2010” (“*Gorchymyn Sefydlu Cynghorau Iechyd Cymuned 2010*”) means the Community Health Councils (Establishment, Transfer of Functions and Abolition) (Wales) Order 2010⁽²⁾;

“continued Council” (“*Cyngor sy'n parhau*”) means a Council continued in existence by article 10 of the Community Health Councils Establishment Order 2010;

“Council” (“*Cyngor*”) means a Community Health Council established by article 3 of the Community Health Councils Establishment Order 2010 and, except where expressly excluded by a provision in these Regulations, such as regulation 16, a Community Health Council continued in existence by article 10 of that Order;

(1) S.I.2004/905 (W.89) as amended by S.I. 2004/1771, S.I. 2005/603 (W.51) and S.I. 2006/562 .

(2) S.I. 2010/289 (W.38).

“Director” (“*Cyfarwyddwr*”) means the person employed under regulation 36 to act as director of the CHC Board;

“district of a Council” (“*dosbarth Cyngor*”) means that geographical area of Wales for which a Council is established under article 4 of the Community Health Councils Establishment Order 2010 or for which a Council is continued by article 10 and Schedule 3 to that Order;

“executive committee” (“*pwyllgor gweithredol*”) means a committee of a new Council appointed under regulation 19;

“financial year” (“*blwyddyn ariannol*”) means the period of 12 months ending on 31 March in any year;

“former Council” (“*Cyngor blaenorol*”) means a Council which is abolished by article 9 of the Community Health Councils Establishment Order 2010;

“health services” (“*gwasanaethau iechyd*”) means services in connection with the prevention, diagnosis or treatment of illness provided by or for relevant health service bodies;

“health service body” (“*corff gwasanaeth iechyd*”) means a Strategic Health Authority, Local Health Board, NHS Trust or Primary Care Trust;

“local authority area” (“*ardal awdurdod lleol*”) means that geographical area of Wales for which a local authority has responsibility;

“local authority member” (“*aelod awdurdod lleol*”) means a member of a Council who is appointed by a relevant local authority;

“local committee” (“*pwyllgor lleol*”) means a committee of a new Council established under regulation 17;

“local committee district” (“*dosbarth pwyllgor lleol*”) means that local authority area or part thereof for which a local committee is appointed under regulation 17(1);

“member” (“*aelod*”) means, where the context so admits, a member of a Council;

“new Council” (“*Cyngor newydd*”) means, except in regulation 4(3), a Community Health Council established under article 3 of the Community Health Councils Establishment Order 2010;

“relevant Council” (“*Cyngor perthnasol*”) means, in relation to a local committee or local authority (or part thereof), the Council within whose district the local committee or local authority lies, and in relation to a voluntary organisation the Council to which a voluntary organisation has been invited to make appointments under regulation 7(1);

“relevant health service body” (“*corff gwasanaeth iechyd perthnasol*”) means, in relation to a Council, any health service body which makes decisions affecting persons resident in the district of a Council;

“relevant local authority” (“*awdurdod lleol perthnasol*”) means, in relation to a Council, any county council or county borough council whose area (or part thereof) lies within the district of the Council, and in relation to a local committee, the local authority whose area corresponds with the district of that local committee;

“relevant local authority area” (“*ardal awdurdod lleol perthnasol*”) means, in relation to a Council, a local authority area (or part thereof) which lies within the district of a Council, and in relation to a local committee, the local authority area which corresponds with the district of a local committee;

“relevant local committee” (“*pwyllgor lleol perthnasol*”) means in relation to a new Council, any local committee whose district lies within the district of a new Council;

“relevant Local Health Board” (“*Bwrdd Iechyd Lleol perthnasol*”) means, in relation to a Council, any Local Health Board whose area (or part thereof) corresponds with the district of a Council;

“relevant NHS Trust” (*“Ymddiriedolaeth GIG berthnasol”*) means, in relation to a Council, any NHS Trust which provides services to persons resident within the district of a Council

“relevant Primary Care Trust” (*“Ymddiriedolaeth Gofal Sylfaenol berthnasol”*) means, in relation to a Council, any Primary Care Trust which provides services to persons resident within the district of a Council;

“relevant Strategic Health Authority” (*“Awdurdod Iechyd Strategol perthnasol”*) means, in relation to a Council, any Strategic Health Authority which provides services to persons resident within the district of a Council;

“relevant voluntary organisation” (*“sefydliad gwirfoddol perthnasol”*) means, in relation to a Council, any voluntary organisation which has been invited to appoint members to that Council under regulation 7(1);

“services planning committee” (*“pwyllgor cynllunio gwasanaethau”*) means a committee of a new Council appointed under regulation 18;

“voluntary organisations” (*“sefydliadau gwirfoddol”*) mean bodies (other than local authorities or other public bodies) whose activities are carried on otherwise than for profit;

“voluntary organisation member” (*“aelod sefydliad gwirfoddol”*) means a member appointed by a voluntary organisation; and

“Welsh NHS Trust” (*“Ymddiriedolaeth GIG yng Nghymru”*) means an NHS Trust all or most of whose hospitals, establishments and facilities are based in Wales.