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WELSH STATUTORY INSTRUMENTS

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**2020 No. 1469**

**The Digital Health and Care Wales  
(Membership and Procedure) Regulations 2020**

**PART 2**

**Appointment of members of DHCW**

**Appointment of members**

- 3.**—(1) The members of DHCW are appointed as follows—
- (a) the chair, vice-chair and up to 5 other non-officer members are appointed by the Welsh Ministers;
  - (b) the chief officer is appointed in accordance with paragraph (3);
  - (c) the officer members are appointed in accordance with paragraph (4);
  - (d) the associate members are appointed in accordance with paragraph (6).
- (2) The non-officer members must not be employees of DHCW.
- (3) The chief officer is appointed by the non-officer members, apart from the first chief officer who is appointed by the Welsh Ministers.
- (4) The officer members are appointed as follows:
- (a) the first finance officer and first clinical officer are appointed by the non-officer members;
  - (b) all other officer members are appointed by the non-officer members and the chief officer.
- (5) The officer members are to be employees of DHCW.
- (6) The associate members are appointed as follows:
- (a) the Welsh Ministers, or DHCW acting with the consent of the Welsh Ministers, may appoint up to 2 associate members, and
  - (b) where one or more trade unions are recognised by DHCW, 1 associate member may be appointed in accordance with regulation 4.

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**Commencement Information**

**II** Reg. 3 in force at 30.12.2020, see [reg. 1\(2\)](#)

**Appointment of the trade union associate member**

- 4.**—(1) Where one or more trade unions are recognised by DHCW, the non-officer members must invite each of the trade unions recognised by DHCW to nominate an eligible candidate for appointment as an associate member.
- (2) The invitation must specify the period within and manner in which a nomination is to be made.

(3) The non-officer members must appoint a person from among the eligible candidates, if any are nominated, as an associate member.

(4) A person is an eligible candidate for nomination under paragraph (1) only if the person is—

- (a) a member of DHCW’s staff,
- (b) a member of a trade union recognised by DHCW, and
- (c) nominated within the period specified under paragraph (2).

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**Commencement Information**

**I2** Reg. 4 in force at 30.12.2020, see [reg. 1\(2\)](#)

**Non-officer members**

**5.** The Welsh Ministers must ensure that the arrangements for the appointment of persons as non-officer members take into account the code published by the Minister for the Cabinet Office which sets out—

- (a) the principles for public appointments, and
- (b) the guidance on the practices to be followed in relation to making public appointments.

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**Commencement Information**

**I3** Reg. 5 in force at 30.12.2020, see [reg. 1\(2\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Digital Health and Care Wales (Membership and Procedure) Regulations 2020, PART 2.