OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2010 Rhif 1457 (Cy.130) (C.83)

2010 No. 1457 (W.130) (C.83)

Y GWASANAETH IECHYD GWLADOL, CYMRU

NATIONAL HEALTH SERVICE, WALES

Gorchymyn Deddf Iechyd a Gofal Cymdeithasol 2008 (Cychwyn Rhif 3) (Cymru) 2010

The Health and Social Care Act 2008 (Commencement No. 3) (Wales) Order 2010

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)

Mae'r Gorchymyn hwn yn dwyn i rym ar 21 Mai 2010 ddarpariaethau Deddf Iechyd a Gofal Cymdeithasol 2008 ("y Ddeddf") sy'n ymwneud â chyllido gwariant ar wasanaethau fferyllol cymunedol a ddarperir fel rhan o'r Gwasanaeth Iechyd Gwladol yng Nghymru. Dyma'r prif newidiadau: yn gyntaf, y bydd cyllid ar gyfer gwasanaethau fferyllol cymunedol a oedd gynt wedi ei ddal yn ganolog yn dod yn rhan o'r dyraniadau a roddir i Fyrddau Iechyd Lleol; ac yn ail, y rhoddir pwerau i Weinidogion Cymru i ddynodi unrhyw elfen o'r gydnabyddiaeth a delir gan Fyrddau Iechyd Lleol ar gyfer gwasanaethau fferyllol cymunedol ac nad yw'n elfen sydd i'w phriodoli i gost cyffuriau. Mecanwaith yw dynodiad sy'n caniatáu i Weinidogion Cymru reoli'r ffordd y dyrennir cyllido elfen ddynodedig rhwng Byrddau Iechyd Lleol.

Nodyn am y gorchmynion cychwyn blaenorol

Cafodd darpariaethau canlynol y Ddeddf eu dwyn i rym o ran Cymru gan orchmynion cychwyn a wnaed gan Weinidogion Cymru cyn dyddiad y Gorchymyn hwn.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 21 May 2010 provisions of the Health and Social Care Act 2008 ("the Act") relating to the funding of expenditure on community pharmaceutical services provided as part of the National Health Service in Wales. The principal changes are: firstly, that funding for community pharmaceutical services that previously had been held centrally will become part of the allocations given to Local Health Boards; and secondly, the Welsh Ministers are given powers to designate any element of the remuneration paid by Local Health Boards for community pharmaceutical services which is not referable to the cost of drugs. Designation is a mechanism which allows the Welsh Ministers to control the way the funding of a designated element is apportioned between Local Health Boards.

Note as to earlier commencement orders

The following provisions of the Act have been brought into force in relation to Wales by commencement orders made by the Welsh Ministers before the date of this Order.

Y ddarpariaeth	*Y dyddiad cychwyn*	*O.S. rhif*
a.148	19 Ebrill 2010	2010/989 (Cy.98)
a.147	6 Ebrill 2009	2009/631 (Cy.57)
a.166 (i'r graddau y mae'n ymwneud â Rhan 5 o Atodlen 15)	6 Ebrill 2009	2009/631 (Cy.57)
Atodlen 13	6 Ebrill 2009	2009/631 (Cy.57)
Rhan 5 o Atodlen 15	6 Ebrill 2009	2009/631 (Cy.57)

Provision	*Date of commencement*	*S.I. number*
s.148	19 April 2010	2010/989 (W.98)
s.147	6 April 2009	2009/631 (W.57)
s.166 (so far as it relates to Part 5 of Schedule 15)	6 April 2009	2009/631 (W.57)
Schedule 13	6 April 2009	2009/631 (W.57)
Part 5 of Schedule 15	6 April 2009	2009/631 (W.57)

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Y GWASANAETH IECHYD GWLADOL, CYMRU

Gorchymyn Deddf Iechyd a Gofal Cymdeithasol 2008 (Cychwyn Rhif 3) (Cymru) 2010

Gwnaed *19 Mai 2010*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddwyd gan adrannau 161(3) a (4) a 170(3) o Ddeddf Iechyd a Gofal Cymdeithasol 2008(**1**) yn gwneud y Gorchymyn a ganlyn:

Enwi a chymhwyso

1.–(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Iechyd a Gofal Cymdeithasol 2008 (Cychwyn Rhif 3) (Cymru) 2010.

(2) Mae'r Gorchymyn hwn yn gymwys o ran Cymru.

Y diwrnod penodedig

2. 21 Mai 2010 yw'r diwrnod penodedig i ddarpariaethau canlynol Deddf Iechyd a Gofal Cymdeithasol 2008 ddod i rym–

(a) adran 140, i'r graddau y mae'n ymwneud â Rhan 2 o Atodlen 12;

(b) adran 166, i'r graddau y mae'n ymwneud â'r diddymiadau a grybwyllir ym mharagraff (ch);

(c) Rhan 2 o Atodlen 12; ac

(ch) y diddymiadau sydd wedi'u cynnwys yn Rhan 4 o Atodlen 15 sy'n ymwneud ag adrannau 174 i 176 o Ddeddf y Gwasanaeth Iechyd Gwladol (Cymru) 2006 ac Atodlen 8 iddi(**2**).

(**1**) 2008 p.14.

(**2**) 2006 p.42.

WELSH STATUTORY INSTRUMENTS

2010 No. 1457 (W.130) (C.83)

NATIONAL HEALTH SERVICE, WALES

The Health and Social Care Act 2008 (Commencement No. 3) (Wales) Order 2010

Made *19 May 2010*

The Welsh Ministers, in exercise of the powers conferred by sections 161(3) and (4) and 170(3) of the Health and Social Care Act 2008(**1**) make the following Order:

Title and application

1.–(1) The title of this Order is the Health and Social Care Act 2008 (Commencement No 3) (Wales) Order 2010.

(2) This Order applies in relation to Wales.

Appointed day

2. 21 May 2010 is the appointed day for the coming into force of the following provisions of the Health and Social Care Act 2008–

(a) section 140, in so far as it relates to Part 2 of Schedule 12;

(b) section 166, in so far as it relates to the repeals mentioned in paragraph (d);

(c) Part 2 of Schedule 12; and

(d) the repeals included in Part 4 of Schedule 15 that relate to sections 174 to 176 of, and Schedule 8 to, the National Health Service (Wales) Act 2006(**2**).

(**1**) 2008 c.14.

(**2**) 2006 c.42.

Edwina Hart

Y Gweinidog dros Iechyd a Gwasanaethau Cymdeithasol, un o Weinidogion Cymru

19 Mai 2010

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

19 May 2010

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