



**Ymddiriedolaeth GIG Siroedd Conwy a Dinbych  
Conwy & Denbighshire NHS Trust**

Ruth Hatton  
Deputy Committee Clerk  
Legislation Office  
National Assembly for Wales Centre for Health  
Cardiff Bay  
CF99 1NA

Ein cyf/Our ref: 080125-1-RH-JG  
Eich cyf/Your ref:  
Dyddiad/Date: 24 January 2008  
Wrth ffonio gofynnwch am/ff  
telephoning ask for:  
Mrs. J. Galvani  
Llinell Uniongyrchol/Direct Line:  
01745-534864

Dear Ruth,

**Re: Consultation – Proposed Domiciliary LCO Committee – *The National Assembly for Wales (Legislative Competence) (No.4) Order 2008* relating to charging for Non-Residential Social Care (Domiciliary Care)**

Please find below the formal consultation response from the Conwy & Denbighshire NHS Trust:

**Question 1 - What are your views on the general principle that legislative competence in the area identified in Matter 15.9 be conferred on the Assembly?**

The general principle is consistent with the legal requirement that the Assembly refers to the Legislative competence order. The Trust concurs with the consultation process through Legislation Competence Order (LCO). The outcome could lead to fairer charging policy reducing inequalities and postcode lottery.

Another colleague agreed that the legislative competence in an area identified in Matter 15.9 be conferred on the Assembly.

**Question 2 - What are your views on the terms of the proposed Order e.g. are they too narrowly or broadly drawn?**

The document does not provide sufficient details to comment and lacks clarity to the proposed changes to the charges for Non Residential Care. Our initial reaction is that on the basis of the information circulated the proposal could be viewed as broadly drawn.

From an NHS Trust perspective, staff found the term in the proposed order difficult to understand. Legislative must take this into account in their expectations of how well the legislation will be implemented and compiled within the practical patient care setting.

**Question 3 - Do you consider that the excepted matters would hinder the effectiveness of any future proposed Measures brought forward under Matter 15.9? If so please explain why.**

The exception should not hinder the process for the proposed future measures, as the benefits stated are already disregarded. There does not appear to be any significant changes in these circumstances. I do not think that it would hinder the effectiveness of any future proposed measures.

Yours sincerely

A handwritten signature in black ink, appearing to read 'J. Galvani'.

J. Galvani (Mrs)  
**EXECUTIVE DIRECTOR OF NURSING & MIDWIFERY**