



Llywodraeth Cynulliad Cymru
Welsh Assembly Government

6 September 2010

To:
Please see attached list

Dear Colleagues,

DRAFT NATIONAL HEALTH SERVICE (CONCERNS, COMPLAINTS AND REDRESS ARRANGEMENTS) (WALES) REGULATIONS 2010

You may be aware that the Minister for Health and Social Services is planning to lay the above Regulations before the Assembly shortly.

The Minister consulted on the first draft of the Regulations earlier this year and, as indicated in the consultation report which was issued on 2 August, a number of amendments have been made to reflect comments received during the consultation. The changes provide clarity in relation to, amongst other matters:

- time limits for raising a concern
- timescales for investigation
- the operation of the arrangements in primary care
- how the arrangements will work if a primary care concern is raised with an LHB
- suspension of the limitation period.

Before finally laying the Regulations, the Minister has agreed to issue the draft Regulations for a further short, technical consultation from 6 to 30 September. This is specifically to cover:

- how the redress arrangements will operate in cross-border situations and with independent providers in Wales (Part 7 of the draft Regulations) and
- a proposed overall global financial limit for damages (Part 6, Regulation 29 of the draft Regulations).

I attach the Regulations and an informal explanatory note. I would draw your attention particularly to pages 5 to 9 of the explanatory note, where the issues relating to the two points above are set out. Your comments are invited on these aspects only, by close of play on **Thursday, 30 September 2010**. Please send responses, by e-mail if possible, to:

PuttingThingsRightConsultation@wales.gsi.gov.uk



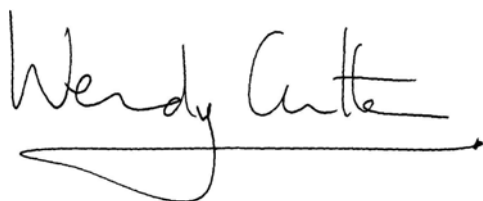
BUDDSODDWR MEWN POBL
INVESTOR IN PEOPLE

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or by post to:

Ann-Marie Carpanini-Lock
Improving Patient Safety Team
Quality Standards and Safety Improvement Division
Welsh Assembly Government
FREEPOST NAT 8910
Cathays Park
Cardiff
CF10 3NQ

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Wendy Chatham', with a long horizontal flourish underneath.

Mrs Wendy Chatham
Director
Quality, Standards and Safety Improvement Directorate

Technical consultation issued by e-mail only to:

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AvMA
Association of Personal Injury Lawyers
Law Society
NHS Litigation Authority
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Parliamentary and Health Service Ombudsman for
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Medical Defence Union
Medical Protection Society
Department of Health
DHSS Northern Ireland
Scottish NHS Executive
Welsh Independent Healthcare Association
Welsh Risk Pool
Healthcare Inspectorate Wales
Welsh Institute for Health and Social Care
National Patient Safety Agency
The Welsh NHS Confederation

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