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WELSH STATUTORY INSTRUMENTS

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**2014 No. 1793 (W. 186) (C. 78)**

**SOCIAL CARE, WALES**

The Health and Social Care (Community Health and Standards)  
Act 2003 Commencement (Wales) (No. 6) Order 2014

Made - - - -

7 July 2014

The Welsh Ministers, in exercise of the power conferred by section 199(1) of the Health and Social Care (Community Health and Standards) Act 2003(1), make the following Order:

**Title, interpretation and application**

1. (1) The title of this Order is the Health and Social Care (Community Health and Standards) Act 2003 Commencement (Wales) (No. 6) Order 2014.

(2) In this Order, “the Act” (“*y Ddeddf*”) means the Health and Social Care (Community Health and Standards) Act 2003.

(3) This Order applies in relation to Wales.

**Appointed day**

2. 1 August 2014 is the appointed day for the coming into force of the repeal of section 7B of the Local Authority Social Services Act 1970(2) (complaints procedure) as provided for by the entry in Part 2 of Schedule 14 to the Act and section 196 of the Act in so far as it relates to that repeal.

*Gwenda Thomas*  
Deputy Minister for Children and Social  
Services, under authority of the Minister for  
Health and Social Services, one of the Welsh  
Ministers.

7 July 2014

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(1) [2003 c.43](#). The functions of the National Assembly for Wales under this section have been transferred to the Welsh Ministers by virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006.  
(2) [1970 c.42](#).

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order is the sixth commencement order made by the Welsh Ministers under the Health and Social Care (Community Health and Standards) Act 2003 (“the Act”).

Article 2 commences, on 1 August 2014, the repeal of section 7B of the Local Authority Social Services Act 1970 under which the Welsh Ministers have the power to require, by Order, local authorities to establish complaints procedures. This power is no longer required as the Welsh Ministers are able to require local authorities to establish complaints procedures under powers in sections 114 and 115 of the Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The provisions of the Health and Social Care (Community Health and Standards) Act 2003 listed in the table below have been brought into force in Wales by commencement orders made before the date of this Order. The provisions commenced by [S.I. 2003/3346](#); [S.I. 2004/759](#); [S.I. 2005/457](#); [S.I. 2005/2278](#); [S.I. 2005/2925](#); [S.I. 2006/836](#); [S.I. 2006/1407](#); [S.I.2006/1680](#); [S.I. 2006/2817](#); [S.I. 2006/3397](#) and [S.I. 2007/1102](#), have been commenced in relation to England and Wales. The provisions commenced by [S.I. 2004/480 \(W.49\)](#); [S.I. 2004/873 \(W.88\)](#); [S.I. 2005/3285 \(W.249\)](#); [S.I. 2006/345 \(W.42\)](#) and [S.I. 2011/212 \(W.43\)](#) have been commenced in relation to Wales.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1	1.4.2004	<a href="#">2004/759</a>
Sections 2 to 4	1.1.2004	<a href="#">2003/3346</a>
Sections 5 to 20	1.4.2004	<a href="#">2004/759</a>
Sections 22 to 35	1.4.2004	<a href="#">2004/759</a>
Section 36	1.1.2004	<a href="#">2003/3346</a>
Sections 37 to 39	1.4.2004	<a href="#">2004/759</a>
Section 40	1.1.2004	<a href="#">2003/3346</a>
Section 41	8.1.2004	<a href="#">2003/3346</a>
Section 43	11.3.2004	<a href="#">2004/759</a>
Section 44	1.4.2004	<a href="#">2004/759</a>
Sections 45 and 46	1.4.2004	<a href="#">2004/759</a>
Section 47 as to Wales	1.4.2004	<a href="#">2004/873 (W.88)</a>
Sections 48 and 49	1.4.2004	<a href="#">2004/759</a>
Section 50(1) (partially)	1.4.2004	<a href="#">2004/759</a>
Section 50(1) (partially)	1.4.2006	<a href="#">2004/759</a> as amended by <a href="#">2006/836</a>

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 50(1) (partially)	1.4.2007	2004/759 as amended by 2006/836 and 2007/1102
Section 50(1) (partially)	1.4.2008	2004/759 as amended by 2006/836
Section 50(2) and (3)	1.4.2005	2004/759
Section 50(4)	1.4.2006	2004/759
Section 50(5)	1.4.2004	2004/759
Section 51(1) to (3), (5) and (6)	1.4.2004	2004/759
Section 51(4)	1.4.2005	2004/759
Section 52(1) to (4), (6) and (7)	1.4.2004	2004/759
Section 52(5)	1.4.2005	2004/759
Sections 53 to 57	1.4.2004	2004/759
Sections 60 and 61	1.4.2004	2004/759
Sections 64 to 68	1.4.2004	2004/759
Sections 70-75 as to Wales	1.4.2004	2004/873 (W.88)
Sections 92-101, as to Wales (partially)	1.4.2004	2004/873 (W.88)
Section 102	1.4.2004	2004/759
Section 103	1.4.2004	2004/759
Section 105(1) and (6)	1.8.2006	2006/1680
Section 105(3) to (5) and (7)	1.8.2006	2006/1680
Section 106	1.4.2004	2004/759
Section 107 as to Wales	1.4.2006	2005/3285 (W.249)
Section 108	1.4.2004	2004/759
Section 109 as to Wales	1.4.2004	2004/873 (W.88)
Section 111	1.4.2004	2004/759
Section 114 as to Wales (partially)	1.4.2006	2005/3285 (W.249)
Section 113(2), (3) and (4)	7.2.11	2011/212 (W.43)
Section 115(1), (2), (4), (5) and (6) as to Wales	1.4.2006	2005/3285 (W.249)
Section 115(3)	7.2.11	2011/212 (W.43)

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 116(2) and (3) as to Wales	1.4.2006	2005/3285 (W.249)
Section 117 as to Wales	30.12.2005	2005/3285 (W.249)
Sections 118 and 119	1.6.2004	2004/759
Section 120 and 121	1.4.2004	2004/759
Section 123	1.4.2004	2004/759
Section 124	1.4.2004	2004/759
Section 126	1.4.2004	2004/759
Section 128	1.4.2004	2004/759
Section 130	1.4.2004	2004/759
Section 132	1.4.2004	2004/759
Section 134	1.4.2004	2004/759
Section 136 to 138	1.4.2004	2004/759
Section 140	1.4.2004	2004/759
Sections 142 to 145 as to Wales	1.4.2004	2004/873 (W.88)
Section 146	1.4.2004	2004/759
Section 147 (partially)	8.1.2004	2003/3346
Section 147 as to Wales (partially)	11.3.2004	2004/759
Section 147 (partially)	1.4.2004	2004/759
Section 147 (partially)	1.6.2004	2004/759
Section 148	1.1.2004	2003/3346
Section 150(1) to (7) and (10) to (14)	28.1.2007	2006/3397
Sections 151 to 164	29.1.2007	2006/3397
Sections 166 to 168	29.1.2007	2006/3397
Section 169 (partially)	29.1.2007	2006/3397
Section 170 as to Wales (partially)	15.2.2006	2006/345 (W.42)
Section 170 as to Wales for remaining purposes	1.4.2006	2006/345 (W.42)
Section 171(1) as to Wales (partially)	15.2.2006	2006/345 (W.42)
Section 171(1) as to Wales for remaining purposes	1.4.2006	2006/345 (W.42)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 171(2) as to Wales	1.4.2006	2006/345 (W.42)
Section 172(1) as to Wales	15.2.2006	2006/345 (W.42)
Section 172(2) as to Wales	1.4.2006	2006/345 (W.42)
Section 173 as to Wales	15.2.2006	2006/345 (W.42)
Section 174 as to Wales (partially)	28.2.2004	2004/480 (W.49)
Section 174 as to Wales (partially)	1.4.2004	2004/480 (W.49)
Section 175 as to Wales	28.2.2004	2004/480 (W.49)
Section 176 as to Wales	28.2.2004	2004/480 (W.49)
Section 177(1) to (11) as to Wales	15.2.2006	2006/345 (W.42)
Section 177 as to Wales (partially)	1.4.2006	2006/345 (W.42)
Section 177 for remaining Purposes	1.3.2007	2006/1407
Section 178 as to Wales (partially)	1.4.2006	2006/345 (W.42)
Section 178 for remaining purposes	1.3.2007	2006/1407
Section 179(1) as to Wales (partially)	28.2.2004	2004/480 (W.49)
Section 179(1) as to Wales (partially)	15.2.2006	2006/345 (W.42)
Section 179(2) as to Wales	28.2.2004	2004/480 (W.49)
Section 180 as to Wales (partially)	28.2.2004	2004/480 (W.49)
Section 180 as to Wales for remaining purposes	15.2.2006	2006/345 (W.42)
Section 181	1.4.2006	2005/2925
Section 182(2) as to Wales	15.2.2006	2006/345 (W.42)
Section 183 as to Wales (partially)	15.2.2006	2006/345 (W.42)
Section 183 as to Wales for remaining purposes	1.4.2006	2006/345 (W.42)

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 184 as to Wales (partially)	28.2.2004	2004/480 (W.49)
Section 184 as to Wales (partially)	1.4.2004	2004/480 (W.49)
Section 184 as to Wales (partially)	15.2.2006	2006/345 (W.42)
Section 184 as to Wales (partially)	1.4.2006	2005/2925
Section 184 as to Wales (partially)	1.4.2006	2006/345 (W.42)
Section 185 (partially)	12.8.2005 and 7.10.2005	2005/2278
Section 185 for remaining purposes	27.10.2006	2006/2817
Section 187	19.10.2004	2004/2626
Section 188	19.10.2004	2004/2626
Section 189(1)	1.4.2004	2004/759
Section 190	1.4.2005	2005/457
Section 196 as to Wales (partially)	1.4.2004	2004/480 (W.49)
Section 196 (partially)	1.4.2004	2004/759
Section 196 as to Wales (partially)	1.4.2004	2004/873 (W.88)
Section 196 (partially)	1.4.2005	2005/457
Section 196 as to Wales (partially)	1.4.2006	2005/2925
Section 196 (partially)	7.10.2005	2005/2278
Section 196 (partially)	29.1.2007	2006/3397
Section 196 (partially)	27.10.2006	2006/2817
Schedule 1	1.4.2004	2004/759
Schedule 2	1.1.2004	2003/3346
Schedules 3 to 5	1.4.2004	2004/759
Schedule 6	8.1.2004	2003/3346
Schedule 8	11.3.2004	2004/759
Schedule 9		
Paragraphs 1, 3, 5 to 8, 13 and 31 (partially)	8.1.2004	2003/3346

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Paragraphs 2, 14, 16 to 20, 22, 23(a), 25, 29 and 30	1.4.2004	2004/759
Paragraphs 9 and 11	1.6.2004	2004/759
Paragraph 12	1.4.2004	2004/759
Paragraphs 16 and 23(b) (partially)	11.3.2004	2004/759
Schedule 10	29.1.2007	2006/3397
Schedule 11 as to Wales (partially)	1.4.2004	2004/480 (W.49)
Schedule 11 as to Wales (partially)	28.2.2004	2004/480 (W.49)
Schedule 11 as to Wales (partially)	15.2.2006	2006/345 (W.42)
Schedule 11 as to Wales (partially)	1.4.2006	2005/2925
Schedule 11 as to Wales (partially)	1.4.2006	2006/345 (W.42)
Schedule 11 (partially)	1.3.2007	2006/1407
Schedule 12	19.10.04	2004/2626
Schedule 14 as to Wales (partially)	1.4.2004	2004/480 (W.49)
Schedule 14 Part 1	1.4.2004	2004/759
Schedule 14 as to Wales (partially)	15.2.2006	2006/345 (W.42)
Schedule 14 as to Wales (partially)	1.4.2006	2005/2925
Schedule 14 Part 3 (partially and with savings provisions)	29.1.2007	2006/3397
Schedule 14 Part 4 as to Wales (partially)	1.4.2006	2006/345 (W.42)
Schedule 14 Part 4 (partially)	27.10.2006	2006/2817
Schedule 14 Part 4 (partially)	1.3.2007	2006/1407