



# **Commissioner for Older People Act (Northern Ireland) 2011**

## CHAPTER 1

### COMMISSIONER FOR OLDER PEOPLE ACT (NORTHERN IRELAND) 2011

#### *The Commissioner*

1. The Commissioner for Older People for Northern Ireland
2. Principal aim of the Commissioner

#### *Functions of the Commissioner*

3. Duties of the Commissioner
4. General powers of the Commissioner
5. General review of advocacy, complaint, inspection and whistle-blowing arrangements of relevant authorities
6. Review of advocacy, complaint, inspection and whistle-blowing arrangements of relevant authorities in individual cases
7. Assistance with complaints to relevant authorities
8. Investigation of complaints against relevant authorities
9. Actions which may be investigated: restrictions and exclusions
10. Power to bring, intervene in or assist in legal proceedings
11. Assistance in relation to legal proceedings
12. Conciliation of disputes

*Status: This is the original version (as it was originally enacted).*

*Formal investigations*

13. Formal investigations
14. Formal investigations: exclusions
15. Report on formal investigation
16. Further action following report on formal investigation
17. Evidence in formal investigations
18. Powers of entry and inspection for purposes of formal investigation
19. Obstruction and contempt in relation to formal investigation
20. Disclosure of information by Commissioner

*Review of this Act*

21. Review of this Act

*Supplementary provisions*

22. Privilege for certain publications
23. Application of this Act: relevant authorities with mixed functions
24. Application of this Act: matters arising before commencement

*Interpretation*

25. Interpretation: “older person”
26. Interpretation: “relevant authority”
27. Interpretation: general

*General*

28. Commencement
29. Short title

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SCHEDULES

SCHEDULE 1 — The Commissioner for Older People for Northern Ireland

*Status*

1. (1) The person for the time being holding the office...

*General powers*

2. (1) The Commissioner may do anything, apart from borrowing money,...

*Tenure of office*

3. (1) Subject to the provisions of this paragraph, a person...

*Salary, etc.*

4. (1) The Office may pay to or in respect of...

*Staff*

5. (1) The Commissioner may appoint such number of officers as...

*Exercise of functions of Commissioner*

6. Any function of the Commissioner may be exercised by any...

*Seal*

7. The application of the seal of the Commissioner must be...

*Evidence*

8. A document purporting to be an instrument issued by the...

*Property*

9. (1) Any real or personal property vested in the Commissioner...

*Funding*

10. (1) The Office may make grants to the Commissioner of...

*Accounts*

11. (1) The Commissioner must— (a) keep proper accounts and proper...

*Annual report*

12. (1) As soon as practicable after the end of each...

*The Northern Ireland Assembly Disqualification Act 1975 (c. 25)*

13. In Part 3 of Schedule 1 to the Northern Ireland...

*The Commissioner for Complaints (Northern Ireland) Order 1996 (NI 7)*

14. In Schedule 2 to the Commissioner for Complaints (Northern Ireland)...

*Status: This is the original version (as it was originally enacted).*

*The Freedom of Information Act 2000 (c. 36)*

15. In Part 7 of Schedule 1 to the Freedom of...

SCHEDULE 2 — Investigation under section 4(4)

*Interpretation*

1. In this Schedule any reference to an investigation is a...

*Conduct of investigation*

2. (1) In determining whether to conduct or discontinue an investigation,...

*Report on investigation*

3. (1) Where the Commissioner has conducted an investigation pursuant to...

*Further action following report on investigation*

4. (1) Where the Commissioner has made a report under paragraph...

SCHEDULE 3 — Relevant authorities

*Health and social care*

1. A general health care provider, that is to say—
2. An independent provider, that is to say a person (whether...
3. Any person carrying on or managing any of the following...

*Education*

4. The governing body of an institution of further education, within...

*Others*

5. The ombudsman scheme operator as defined by section 225(2) of...
6. The Office of Qualifications and Examinations Regulation.
7. The Police Ombudsman for Northern Ireland.
8. The Northern Ireland Judicial Appointments Commission.
9. The Northern Ireland Judicial Appointments Ombudsman.