



Health Service Commissioners Act 1993

CHAPTER 46

HEALTH SERVICE COMMISSIONERS ACT 1993

Health Service Commissioners

- 1 The Commissioners.

Health service bodies subject to investigation

- 2 The bodies subject to investigation.

Persons subject to investigation

- 2A Health service providers subject to investigation.
- 2B Independent providers subject to investigation.

Matters subject to investigation

- 3 General remit of Commissioners.

Matters excluded from investigation

- 4 Availability of other remedy.
- 5 Exercise of clinical judgment.
- 6 General health services and service committees.
- 7 Personnel, contracts etc.
- 7A Certain functions of Mental Welfare Commission for Scotland.

Complaints

- 8 Individuals and bodies entitled to complain.
- 9 Requirements to be complied with.
- 10 Referral of complaint by health service body.

Status: Point in time view as at 01/07/1999.

Changes to legislation: Health Service Commissioners Act 1993 is up to date with all changes known to be in force on or before 21 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Investigations

- 11 Procedure in respect of investigations.
- 12 Evidence.
- 13 Obstruction and contempt.

Reports

- 14 Reports by English and Scottish Commissioners.
- 14A Reports by Welsh Commissioner.
- 14B Action in response to reports by Welsh Commissioner.
- 14C Reports: supplementary.

Information and consultation

- 15 Confidentiality of information.
- 16 Information prejudicial to the safety of the State.
- 17 Use of information by Commissioner in other capacity.
- 18 Consultation during investigations.
- 18A Disclosure of information to Information Commissioner.

Supplementary

- 19 Interpretation.
- 20 Consequential amendments and repeals.
- 21 Transitional provisions.
- 22 Short title, extent and commencement.

SCHEDULES

SCHEDULE 1 — The English and Scottish Commissioners

Introductory

- A1 In this Schedule references to a Commissioner (or Health Service...

Appointment of Commissioners

- 1 (1) Her Majesty may by Letters Patent appoint a person...

Appointment of acting Commissioners

- 2 (1) Where either of the offices of Commissioner becomes vacant,...

Ineligibility of certain persons for appointment

- 3 (1) A person who is a member of a relevant...
- 3A (1) A person who is a relevant family health service...

Salaries

- 4 (a) There shall be paid to the holder of the office...
- 5 The salary payable to a holder of the office of...
- 6 (1) Where a person holds— (a) the office of Parliamentary...

Status: Point in time view as at 01/07/1999.

Changes to legislation: Health Service Commissioners Act 1993 is up to date with all changes known to be in force on or before 21 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Pensions and other benefits

- 7 Schedule 1 to the Parliamentary Commissioner Act 1967 (which relates...
8 In computing the salary of a former holder of the...
9 (1) In this paragraph, “relevant office” means the office of...
10 In any case where a person makes an election under...

Staff and advisers

- 11 (1) A Commissioner may appoint such officers as he may...
12 Any functions of a Commissioner under this Act may be...
13 (1) To assist him in any investigation a Commissioner may...

Financial provisions

- 14 The expenses of a Commissioner except the Health Service Commissioner...
15 Any salary, pension or other benefit payable by virtue of...

SCHEDULE 1A — The Welsh Commissioner

Appointment

- 1 (1) The Health Service Commissioner for Wales shall be appointed...

Status

- 2 (1) The Health Service Commissioner for Wales shall be regarded...

Appointment of acting Commissioner

- 3 (1) Where the office of Health Service Commissioner for Wales...

Ineligibility of certain persons for appointment

- 4 (1) A person who is a member of a body...

Remuneration

- 5 (1) The Assembly shall— (a) pay the Health Service Commissioner...

Staff and advisers

- 6 (1) The Health Service Commissioner for Wales may appoint such...

Reports

- 7 (1) The Health Service Commissioner for Wales—

Expenses

- 8 (1) The expenses of the Health Service Commissioner for Wales...

Estimates

- 9 (1) For each financial year after the first financial year...

Status: Point in time view as at 01/07/1999.

Changes to legislation: Health Service Commissioners Act 1993 is up to date with all changes known to be in force on or before 21 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Accounts

- 10 (1) The Health Service Commissioner for Wales shall keep proper...

Audit

- 11 (1) The accounts prepared by the Health Service Commissioner for...

Accounting officer

- 12 (1) The accounting officer for the Office of the Health...

Examinations into use of resources

- 13 (1) The Auditor General for Wales may carry out examinations...

Examinations by the Comptroller and Auditor General

- 14 (1) For the purpose of enabling him to carry out...

SCHEDULE 2 — Consequential amendments

The Parliamentary Commissioner Act 1967 (c.13)

- 1 In section 11A of the Parliamentary Commissioner Act 1967
(consultations...
2 In paragraph 8 of Schedule 3 to that Act (action...

The Local Government Act 1974 (c.7)

- 3 In section 29(5)(b) of the Local Government Act 1974 (restriction...
4 (1) Section 33 of that Act (consultation between Local
Commissioners,...

The Local Government (Scotland) Act 1975 (c.30)

- 5 In section 27(5)(b) of the Local Government (Scotland) Act 1975...
6 (1) Section 31 of that Act (consultation between Commissioner for...

The Hospital Complaints Procedure Act 1985 (c.42)

- 7 In section 1(2) of the Hospital Complaints Procedure Act 1985...

The Parliamentary and Health Service Commissioners Act 1987 (c.39)

- 8 In section 2(1) of the Parliamentary and Health Service
Commissioners...

SCHEDULE 3 — Repeals

— TABLE OF DERIVATIONS

- 1 *Notes:*
2 The following abbreviations are used in this Table: 1967 =...
3 The abbreviation “Law Comm R” followed by a number refers...
4 Certain functions of the Minister for the Civil Service were...

Status:

Point in time view as at 01/07/1999.

Changes to legislation:

Health Service Commissioners Act 1993 is up to date with all changes known to be in force on or before 21 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.