



Health Service Commissioners Act 1993

1993 CHAPTER 46

Reports

14 Reports by Commissioners

- (1) A Commissioner shall send a report of the results of an investigation by him—
 - (a) to the person who made the complaint,
 - (b) to any member of the House of Commons who to the Commissioner's knowledge assisted in the making of the complaint (or if he is no longer a member to such other member as the Commissioner thinks appropriate),
 - (c) to the health service body concerned,
 - (d) to any person who is alleged in the complaint to have taken or authorised the action complained of,
 - (e) if the body concerned is not a District Health Authority for a district in England, to the Secretary of State, and
 - (f) if that body is a District Health Authority for a district in England, to the Regional Health Authority whose region includes that district.
- (2) In any case where a Commissioner decides not to conduct an investigation he shall send a statement of his reasons—
 - (a) to the person who made the complaint,
 - (b) to any such member of the House of Commons as is mentioned in subsection (1)(b), and
 - (c) to the health service body concerned.
- (3) If after conducting an investigation it appears to a Commissioner that—
 - (a) the person aggrieved has sustained such injustice or hardship as is mentioned in section 3(1), and
 - (b) the injustice or hardship has not been and will not be remedied,he may if he thinks fit make a special report to the Secretary of State who shall, as soon as is reasonably practicable, lay a copy of the report before each House of Parliament.
- (4) Each of the Commissioners—

Status: This is the original version (as it was originally enacted).

- (a) shall annually make to the Secretary of State a report on the performance of his functions under this Act, and
- (b) may from time to time make to the Secretary of State such other reports with respect to those functions as the Commissioner thinks fit;

and the Secretary of State shall lay a copy of every such report before each House of Parliament.

- (5) For the purposes of the law of defamation, the publication of any matter by a Commissioner in sending or making a report or statement in pursuance of this section shall be absolutely privileged.