



# Health and Social Care Act 2012

## 2012 CHAPTER 7

### PART 9

#### HEALTH AND ADULT SOCIAL CARE SERVICES: INFORMATION

### CHAPTER 2

#### THE HEALTH AND SOCIAL CARE INFORMATION CENTRE

##### *Functions: information systems*

VALID FROM 01/04/2013

#### **263 Code of practice on confidential information**

- (1) The Information Centre must prepare and publish a code in respect of the practice to be followed in relation to the collection, analysis, publication and other dissemination of confidential information concerning, or connected with, the provision of health services or of adult social care in England.
- (2) For the purposes of this section “confidential information” is—
  - (a) information which is in a form which identifies any individual to whom the information relates or enables the identity of such an individual to be ascertained, or
  - (b) any other information in respect of which the person who holds it owes an obligation of confidence.
- (3) Before publishing the code, the Information Centre must consult—
  - (a) the Secretary of State,
  - (b) the Board, and
  - (c) such other persons as the Centre considers appropriate.

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*Status: Point in time view as at 01/12/2012. This version of this provision is not valid for this point in time.*

*Changes to legislation: Health and Social Care Act 2012, Section 263 is up to date with all changes known to be in force on or before 05 August 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)*

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- (4) The Information Centre must not publish the code without the approval of—
  - (a) the Secretary of State, and
  - (b) the Board, so far as the code relates to information concerning, or connected with, the provision of NHS services.
- (5) The Information Centre must keep the code under review and may revise it as it considers appropriate (and a reference in this section to the code includes a reference to any revised code).
- (6) A health or social care body must have regard to the code in exercising functions in connection with the provision of health services or of adult social care in England.
- (7) A person, other than a public body, who provides health services, or adult social care in England, pursuant to arrangements made with a public body exercising functions in connection with the provision of such services or care must, in providing those services or that care, have regard to the code.

**Status:**

Point in time view as at 01/12/2012. This version of this provision is not valid for this point in time.

**Changes to legislation:**

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