
Status: This version of this provision is prospective.
Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The National Health Service (Concerns, Complaints and Redress Arrangements) (Wales) Regulations 2011. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

WELSH STATUTORY INSTRUMENTS

2011 No. 704

The National Health Service (Concerns, Complaints and Redress Arrangements) (Wales) Regulations 2011

PART 7

REQUIREMENT FOR NHS BODIES, OTHER THAN WELSH NHS BODIES, TO CONSIDER REDRESS AND PROCEDURE TO BE FOLLOWED BY A WELSH NHS BODY WHEN IT RECEIVES NOTIFICATION OF A CONCERN IN ACCORDANCE WITH THE PROVISIONS OF THIS PART

PROSPECTIVE

Circumstances in which an English NHS body must consider whether or not redress may apply

35. If an English NHS body receives notification of a concern which includes an allegation that harm has or may have been caused under a relevant complaints procedure that relates to services which it has provided, or arranged for the provision of, under arrangements with a Welsh NHS body, that English NHS body must, when considering the concern in accordance with that complaints procedure, give consideration to whether or not the concern involves a qualifying liability for which redress may be available.

Commencement Information

II Reg. 35 in force at 1.10.2011, see [reg. 1\(2\)](#)

Status:

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Changes to legislation:

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Changes and effects yet to be applied to :

- reg. 35 coming into force by [S.I. 2011/704](#) reg. 1(2)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 3(1) reg. 3 renumbered as reg. 3(1) by [S.I. 2023/281](#) reg. 2(3)(a)
- reg. 3(2)(3) inserted by [S.I. 2023/281](#) reg. 2(3)(b)
- reg. 14(1)(k) and word inserted by [S.I. 2023/281](#) reg. 2(5)(e)
- reg. 22(7) inserted by [S.I. 2023/274](#) reg. 14(5)(c)
- reg. 34(1)(ca)-(cc) inserted by [S.I. 2013/235](#) Sch. 2 para. 162(1)(b)
- reg. 34(1)(ca)-(cc) inserted by [S.I. 2013/235](#) Sch. 2 para. 162(2)(b)
- reg. 34(1)(ca) substituted by [S.I. 2022/634](#) reg. 52(2)
- reg. 34(1)(ca) substituted by [S.I. 2022/634](#) reg. 53(2) (Amendment to Welsh text)
- reg. 34(1)(cb) words substituted by [S.I. 2023/1071](#) reg. 48(2) (Amendment to English text only)
- reg. 34(1)(cb) words substituted by [S.I. 2023/1071](#) reg. 49(2) (Amendment to Welsh text only)