CONSIDERATION OF BILL

CARE BILL, AS AMENDED

The Health and Social Care Information Centre: restrictions on dissemination of information

Secretary Jeremy Hunt

To move the following Clause:—

‘(1) Chapter 2 of Part 9 of the Health and Social Care Act 2012 (the Health and Social Care Information Centre) is amended as follows.

(2) In section 253(1) (general duties), after paragraph (c) (but before the “and” after it) insert—

“(ca) the need to respect and promote the privacy of recipients of health services and of adult social care in England.”

(3) In section 261 (other dissemination of information), after subsection (1) insert—

“(1A) But the Information Centre may do so only if it considers that disseminating the information would be for the purposes of the provision of health care or adult social care.”

(4) After section 262 insert—

“262A Publication and other dissemination: supplementary

In exercising any function under this Act of publishing or otherwise disseminating information, the Information Centre must have regard to any advice given to it by the committee appointed by the Health Research Authority under paragraph 8(1) of Schedule 7 to the Care Act 2014 (committee to advise in connection with information dissemination etc).”

Secretary Jeremy Hunt

Clause 17, page 16, line 40, leave out ‘will not’ and insert ‘is not permitted to, or may (but need not),’. 
Clause 17, page 17, line 4, leave out ‘will not’ and insert ‘is not permitted to, or may (but need not).’.

Clause 26, page 25, line 5, at end insert—
‘(4) Regulations may make provision for excluding costs to a local authority from a personal budget if the costs are incurred in meeting needs for which the authority—
(a) does not make a charge, or
(b) is not permitted to make a charge.’.

Clause 34, page 31, line 5, after ‘amount’ insert ‘or loan’.

Clause 34, page 31, line 7, after ‘amount’ insert ‘or loan’.

Clause 72, page 64, line 31, at end insert—
‘(k) investigations into things done or not done by a person or body with power to consider an appeal.’.

Clause 78, page 70, line 27, leave out paragraph (d).

Clause 109, page 96, line 2, after ‘individuals’ insert ‘aged 18 or over who are’.

Clause 119, page 104, line 3, at end insert—
‘(bzc) any local authority in whose area the trust provides goods or services under this Act;
(bzd) any local authority in whose area an affected trust provides goods or services under this Act.”.’.

Clause 119, page 104, line 13, at end insert—‘, and
(c) hold at least one meeting to seek responses from representatives of each of the local authorities from which the administrator must request a written response under subsection (7)(bzc) or (bzd).”.’.
Care Bill, continued

Secretary Jeremy Hunt

Clause 119, page 104, line 23, at end insert—

(11B) In this section, a reference to a local authority includes a reference to the council of a district only where the district is comprised in an area for which there is no county council.”.

Secretary Jeremy Hunt

Clause 119, page 104, line 24, leave out ‘and (bzb)’ and insert ‘, (bzb), (bzc) and (bzd)’.

Secretary Jeremy Hunt

Clause 119, page 105, line 26, leave out ‘and (bzb)’ and insert ‘, (bzb), (bzc) and (bzd)’.

Secretary Jeremy Hunt

Clause 123, page 109, line 18, at end insert—

(ia) regulations under section 72 (Part 1 appeals) which include provision that amends or repeals a provision of an Act of Parliament.”.

Secretary Jeremy Hunt

Clause 125, page 110, line 26, leave out ‘3’ and insert ‘4’.

Secretary Jeremy Hunt

Clause 127, page 111, line 20, leave out subsection (2).

Secretary Jeremy Hunt

Schedule 7, page 145, line 34, at end insert—

(c) to the Health and Social Care Information Centre in connection with—

(i) the exercise by the Centre of functions conferred in regulations under section 251 of the National Health Service Act 2006 (processing of patient information for medical purposes);

(ii) any publication or other dissemination by the Centre of information which is in a form which identifies an individual to whom the information relates or enables the identity of such an individual to be ascertained.”.

Secretary Jeremy Hunt

Schedule 7, page 146, line 4, at end insert—

8A Regulations may provide for the committee appointed under paragraph 8(1) to be required, in giving advice, to have regard to specified factors or matters.”.