

NHS Redress Bill [HL]

COMMONS AMENDMENTS

[The page and line references are to Bill 137, as first printed for the Commons]

Clause 3

- 1 Page 3, line 3, leave out “and”
- 2 Page 3, line 4, at end insert “and
(d) the giving of a report on the action which has been, or will be, taken to prevent similar cases arising,”

Clause 6

- 3 Page 4, line 10, leave out “(3) and” and insert “(2A) to”
- 4 Page 4, line 13, leave out from “scheme” to end of line 15
- 5 Page 4, line 17, leave out paragraph (c)
- 6 Page 4, line 23, at end insert –
“(2A) A scheme must –
(a) make provision for the findings of an investigation of a case under the scheme to be recorded in a report, and
(b) subject to subsection (2B), make provision for a copy of the report to be provided on request to the individual seeking redress.
(2B) A scheme may provide that no copy of an investigation report need be provided –
(a) before an offer is made under the scheme or proceedings under the scheme are terminated, or
(b) in such other circumstances as may be specified.”

Clause 8

- 7 Page 4, line 41, leave out “subsection (2)” and insert “subsections (2) and (4)”
- 8 Page 5, line 1, leave out “in connection with proceedings under the scheme”
- 9 Page 5, line 2, at end insert “to individuals seeking redress under the scheme”

10 Page 5, line 12, at end insert –

“(4) A scheme that makes provision for the provision of the services of medical experts must provide for such experts to be instructed jointly by the scheme authority and the individual seeking redress under the scheme.”

Clause 10

11 Page 5, line 29, at beginning insert “Subject to subsection (2A),”

12 Page 6, line 9, leave out “a specified person” and insert “an individual of a specified description”

13 Page 6, line 11, leave out “and” and insert –

“(ha) require a member of the scheme to charge an individual of a specified description with responsibility for”

14 Page 6, line 14, leave out paragraph (i)

15 Page 6, line 15, at end insert –

“(2A) A scheme must require a member of the scheme to prepare and publish an annual report about cases involving the member that are dealt with under the scheme and the lessons to be learnt from them.”

Clause 11

16 Page 6, line 26, leave out from “scheme” to end of line 27

After Clause 11

17 Insert the following new Clause –

“General duty to promote resolution under scheme

A scheme must include provision requiring the scheme authority and the members of the scheme, in carrying out their functions under the scheme, to have regard in particular to the desirability of redress being provided without recourse to civil proceedings.”

Clause 12

18 Page 7, line 1, leave out Clause 12

Clause 19

19 Page 12, line 10, leave out subsection (6)