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STATUTORY INSTRUMENTS

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**2003 No. 431 (N.I. 9)**

The Health and Personal Social Services (Quality,  
Improvement and Regulation) (Northern Ireland) Order 2003

- - - - 27th February 2003

THE HEALTH AND PERSONAL SOCIAL  
SERVICES (QUALITY, IMPROVEMENT AND  
REGULATION) (NORTHERN IRELAND) ORDER 2003

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**Changes to legislation:** *The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003 is up to date with all changes known to be in force on or before 17 May 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) View outstanding changes*

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## SCHEDULES

### SCHEDULE 1 — THE Health and Social Care Regulation and Quality Improvement Authority

- Status
- 1. The RQIA shall not be regarded as the servant or agent of the Crown or...
  - General powers
- 2. (1) Subject to any directions given by the Department, the RQIA may do anything which...
  - General duty
- 3. The RQIA shall carry out its functions effectively, efficiently and economically.
  - Membership
- 4. The RQIA shall consist of a chairman and other members appointed by the Department.
  - Appointment, procedure etc.
- 5. The Department may by regulations make provision as to— (a) the appointment of the chairman...
  - Remuneration and allowances
- 6. (1) The RQIA may pay to its chairman, to any other member of the Authority...
  - Chief executive
- 7. (1) There shall be a chief executive of the RQIA who shall be a member...
  - Staff
- 8. (1) The RQIA may appoint such other staff as it considers appropriate. (2) Subject to...
  - Delegation of functions
- 9. The RQIA may arrange for the discharge of any of its functions by a committee,...
  - Arrangements for the use of staff
- 10. The Department may by regulations provide for arrangements under which
  - (a) members of staff of...
  - Payments to the RQIA
- 11. The Department may make payments to the RQIA of such amounts, at such times and...
  - Accounts
- 12. (1) The RQIA shall— (a) keep proper accounts and proper records in relation to the...
  - Application of seal and evidence
- 13. The application of the seal of the RQIA shall be authenticated by the signature— (a)...
- 14. A document purporting to be duly executed under the seal of the RQIA or to...

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- Default powers of Department
- 15. (1) The powers conferred by this paragraph are exercisable by the Department if it is...
  - Transfer of staff to the RQIA
- 16. (1) The Department may by order make a scheme for the transfer to the RQIA...
  - Transfer of assets and liabilities to the RQIA
- 17. (1) The Department may by order transfer or provide for the transfer to the RQIA...

SCHEDULE 2 — THE CARE TRIBUNAL

— Constitution of Care Tribunal

1. (1) There shall be appointed— (a) a panel of persons ( “the chairmen's panel”) who...
  - Appointment of the panels
2. (1) The members of the chairmen's panel shall be appointed by the Northern Ireland Judicial...
  - Tenure of office
3. (1) Each member of the chairmen's panel or lay panel shall hold and vacate office...
  - Staff and accommodation
4. The Department may, with the consent of the Department of Finance and Personnel, provide such...
  - Remuneration and expenses
5. (1) The Department may pay any person, in respect of his service as a member...
  - Attendance allowances
6. The Department may pay such allowances for the purpose of or in connection with the...
  - .....
7. ....

SCHEDULE 3 — TRANSITIONAL PROVISIONS AND SAVINGS

— Fostering agencies

1. The Department may by regulations provide that, if prescribed requirements are satisfied, Article 12 shall...
  - Voluntary adoption agencies
2. (1) Where a body is, before the commencement of Article 14, registered under Article 4...
  - Saving for amendments
3. The amendments made by paragraphs 2, 3(3) and (4) and 5 of Schedule 1 to...
  - Schedule 4—Amendments
  - Schedule 5—Repeals

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- Sch. 4 coming into force by [S.R. 2010/288 art. 2](#)[Sch. 2](#) (This amendment is not applied to [legislation.gov.uk](#). The relevant text is not available.)
- Sch. 4 coming into force by [S.R. 2010/288 art. 3](#)[Sch. 1](#) (This amendment is not applied to [legislation.gov.uk](#). The relevant text is not available.)
- Sch. 4 coming into force by [S.R. 2016/355 art. 2](#) (Amendment could not be applied - affected provision not available on [legislation.gov.uk](#))
- Sch. 4 words repealed by [2016 c. 4 \(N.I.\) Sch. 9](#) (Amendment could not be applied - affected provision not available on [legislation.gov.uk](#))
- Sch. 4 words repealed by [S.I. 2007/1351 \(N.I.\) Sch. 8](#) (Amendment could not be applied - affected provision not available on [legislation.gov.uk](#))
- Sch. 5 coming into force by [S.R. 2010/288 art. 3](#)[Sch. 1](#) (This amendment is not applied to [legislation.gov.uk](#). The relevant text is not available.)
- [art. 2\(2\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 61\(a\)](#)
- [art. 2\(2\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 61\(b\)](#)
- [art. 36\(2\)\(a\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 63](#)
- [art. 38\(4\)\(d\)](#) words inserted by [2022 c. 18 \(N.I.\) Sch. 3 para. 64](#)
- [art. 40\(3\)\(b\)](#) words substituted by [2022 c. 18 \(N.I.\) Sch. 3 para. 65](#)

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

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

- [art. 15\(2\)\(e\)\(f\)](#) substituted for [art. 15\(2\)\(e\)](#) by [2022 c. 18 \(N.I.\) Sch. 3 para. 62](#)