



Scottish Public Services Ombudsman Act 2002

2002 asp 11

Investigations by the Ombudsman

[^{F1}6B Further provision in relation to healthcare whistleblowing

- (1) In a case where a complaint or request is made in relation to a matter mentioned in section 6A(1), the complaint or request is not to be regarded as relating to a matter mentioned in section 5(1).
- (2) For the avoidance of doubt, the reference—
 - (a) in section 6A(6) to action taken in connection with family health services, and
 - (b) in section 7(6) to action taken in relation to services that—
 - (i) an independent provider provided, or
 - (ii) it was an independent provider's function to provide,includes action taken in handling, or in light of, a complaint made in connection with those services.
- (3) Nothing in section 6A requires the Ombudsman to make a model complaints handling procedure for whistleblowers' complaints relevant to a body or provider by virtue of a specification under section 16C(1).]

Textual Amendments

- F1** Ss. 6A, 6B inserted (8.1.2020) by [The Public Services Reform \(The Scottish Public Services Ombudsman\) \(Healthcare Whistleblowing\) Order 2020 \(S.S.I. 2020/5\)](#), arts. 2, **3(2)**

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Scottish Public Services Ombudsman Act 2002. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

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

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

- Sch. 2 para. 37A inserted by [2007 asp 3 Sch. 5 para. 27](#) (This amendment not applied to legislation.gov.uk. Sch. 5 para. 27 repealed (31.1.2011) by 2010 asp 8, sch. 4 Pt. 2; S.S.I. 2011/30, art. 3(1), Sch. 1)
- sch. 2 para. 32ZA inserted by [2023 asp 6 sch. 2 para. 1\(2\)](#)