



# Patient Safety Commissioner for Scotland Act 2023

2023 asp 6

## PATIENT SAFETY COMMISSIONER FOR SCOTLAND ACT 2023

### *Establishment*

- 1 Patient Safety Commissioner for Scotland

### *Purpose and principles*

- 2 Functions
- 3 Principles

### *Strategic planning*

- 4 Duty to have a plan
- 5 Frequency of planning

### *Charter*

- 6 Patient Safety Charter

### *Consultation on principles, strategic plan and charter*

- 7 Duty to consult on principles, strategic plan and charter

### *Formal investigations*

- 8 Initiation of formal investigation
- 9 Further provision about terms of reference
- 10 Investigation report
- 11 Requirement to respond to report

### *Gathering and use of information*

- 12 Power to require information
- 13 Further power to require information in a formal investigation

*Changes to legislation: There are currently no known outstanding effects for the Patient Safety Commissioner for Scotland Act 2023. (See end of Document for details)*

---

- 14 Failure to supply required information
- 15 Confidentiality of information

*Miscellaneous provisions*

- 16 Advisory group
- 17 Reports
- 18 Protection from actions of defamation
- 19 Directions about premises and sharing of resources

*Final provisions*

- 20 Application of public authorities legislation
- 21 Interpretation
- 22 Ancillary provision
- 23 Regulation-making powers
- 24 Commencement
- 25 Short title

---

Schedule 1 — The office of Patient Safety Commissioner for Scotland

Part 1 — STATUS AND INDEPENDENCE

- 1 Legal personality
- 2 Exclusion of Crown Status
- 3 Independence

Part 2 — APPOINTMENT, TERMINATION AND TERMS AND CONDITIONS

- 4 Appointment
- 5 Disqualification from appointment
- 6 Tenure
- 7 Early termination
- 8 Validity of things done
- 9 Remuneration, allowances and pensions
- 10 Subsequent appointments etc.
- 11 Other terms and conditions
- 12 Acting Patient Safety Commissioner

Part 3 — GENERAL POWERS

- 13 General powers
- 14 Restrictions on general powers in relation to the acquisition or disposal of land
- 15 Restriction on charging for services

Part 4 — STAFF

- 16 Staff
- 17 Staff pensions
- 18 Authority to perform functions

Part 5 — ACCOUNTS AND ACCOUNTABILITY

- 19 Budget
- 20 Accountable officer
- 21 Accounts and audit
- 22 Annual report

Schedule 2 — Public authorities legislation

- 1 Scottish Public Services Ombudsman Act 2002
- 2 Freedom of Information (Scotland) Act 2002

- 3 Public Services Reform (Scotland) Act 2010
- 4 Public Records (Scotland) Act 2011
- 5 Procurement Reform (Scotland) Act 2014
- 6 Health and Care (Staffing) (Scotland) Act 2019

**Changes to legislation:**

There are currently no known outstanding effects for the Patient Safety Commissioner for Scotland Act 2023.