



Health and Social Care (Quality and Engagement) (Wales) Act 2020

2020 asc 1

PART 3

DUTY OF CANDOUR

Procedural and other requirements

5 Primary care providers: duty to prepare report

- (1) As soon as practicable after the end of each financial year, a primary care provider must prepare a report under this section.
- (2) The report must state whether, during the reporting year, the duty of candour has come into effect in respect of the provision of health care by the primary care provider.
- (3) If the duty of candour has come into effect during the reporting year, the report must—
 - (a) specify how often this has happened during the reporting year,
 - (b) give a brief description of the circumstances in which the duty came into effect, and
 - (c) describe any steps taken by the provider with a view to preventing similar circumstances from arising in future.
- (4) If during the same financial year the primary care provider has provided health care on behalf of two or more Local Health Boards, a separate report is to be prepared under this section in respect of each of those bodies.
- (5) In this section and sections 6 to 8—
 - (a) references to a financial year are to each period of 12 months ending on 31 March;
 - (b) references to a reporting year, in relation to a report, are to the financial year to which the report relates.

Changes to legislation: *There are currently no known outstanding effects for the Health and Social Care (Quality and Engagement) (Wales) Act 2020, Section 5. (See end of Document for details)*

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Commencement Information

II [S. 5](#) in force at 1.4.2023 by [S.I. 2023/370](#), [art. 3\(1\)\(d\)](#)

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