



# Local Government Act 1974

## 1974 CHAPTER 7

### [<sup>F1</sup>PART 3A

#### INVESTIGATION OF COMPLAINTS ABOUT PRIVATELY ARRANGED OR FUNDED ADULT SOCIAL CARE

##### *General*

#### [<sup>F1</sup>34T Interpretation of Part 3A

(1) In this Part—

“adult social care” and “adult social care provider” have the meanings given by section 34A;

“Health Service Commissioner” means the Health Service Commissioner for England;

“the HSCA 1993” means the Health Service Commissioners Act 1993;

“the PCA 1967” means the Parliamentary Commissioner Act 1967;

“person affected”—

(a) in relation to a matter which is the subject of a complaint made or to be made under this Part, means a member of the public who claims or is alleged to have sustained injustice in consequence of the matter, and

(b) in relation to a matter coming to the attention of a Local Commissioner to which section 34E applies, means the member of the public who the Local Commissioner considers has, or may have, sustained injustice in consequence of the matter;

“the PSOWA 2005” means the Public Services Ombudsman (Wales) Act 2005;

[<sup>F2</sup>“the PSOWA 2019” means the Public Services Ombudsman (Wales) Act 2019,]

“the SPSOA 2002” means the Scottish Public Services Ombudsman Act 2002.

(2) The following terms have the same meaning in this Part as they have in Part 3—

(a) action (and other expressions connoting action) (see section 34);

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**Changes to legislation:** Local Government Act 1974, Section 34T is up to date with all changes known to be in force on or before 17 April 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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- (b) the Commission (see section 34);
- (c) local authority (see section 34);
- (d) Local Commissioner (see section 23(3));
- (e) Parliamentary Commissioner (see section 34).

(3) Section 34(1A) applies for the purposes of this Part as it applies for the purposes of Part 3.]

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#### Textual Amendments

- F1** Pt. 3A inserted (1.10.2010) by [Health Act 2009 \(c. 21\)](#), s. 40(1), [Sch. 5 para. 2](#); S.I. 2010/1863, art. 2
- F2** Words in s. 34T(1) inserted (23.7.2019) by [Public Services Ombudsman \(Wales\) Act 2019 \(anaw 3\)](#), s. 77(1), [Sch. 5 para. 9](#); S.I. 2019/1096, reg. 2

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**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):

- s. 33(1)(bzb) inserted by [2022 c. 30 Sch. 10 para. 2\(2\)\(a\)](#)
- s. 33(3B) inserted by [2022 c. 30 Sch. 10 para. 2\(4\)](#)
- s. 33ZA(1)(d) and word inserted by [2022 c. 30 Sch. 10 para. 3\(2\)\(b\)](#)
- s. 33ZA(3)(d) and word inserted by [2022 c. 30 Sch. 10 para. 3\(4\)\(b\)](#)
- s. 33ZB(4)(e)(f) inserted by [2022 c. 30 Sch. 10 para. 4\(b\)](#)