



# Health Service Commissioners Act 1993

## 1993 CHAPTER 46

### *Matters subject to investigation*

#### **3 General remit of Commissioners.**

- (1) On a complaint duly made to a Commissioner by or on behalf of a person that he has sustained injustice or hardship in consequence of—
  - (a) a failure in a service provided by a health service body,
  - (b) a failure of such a body to provide a service which it was a function of the body to provide, or
  - (c) maladministration connected with any other action taken by or on behalf of such a body,the Commissioner may, subject to the provisions of this Act, investigate the alleged failure or other action.
- (2) In determining whether to initiate, continue or discontinue an investigation under this Act, a Commissioner shall act in accordance with his own discretion.
- (3) Any question whether a complaint is duly made to a Commissioner shall be determined by him.
- (4) Nothing in this Act authorises or requires a Commissioner to question the merits of a decision taken without maladministration by a health service body in the exercise of a discretion vested in that body.

**Status:**

Point in time view as at 05/02/1994.

**Changes to legislation:**

Health Service Commissioners Act 1993, Cross Heading: Matters subject to investigation is up to date with all changes known to be in force on or before 12 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.