

These notes refer to the Health and Social Care (Community Health and Standards) Act 2003 (c.43) which received Royal Assent on 20 November 2003

HEALTH AND SOCIAL CARE (COMMUNITY HEALTH AND STANDARDS) ACT 2003

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 2 –Standards

Chapter 10 – Supplementary and General

Arrangements with public authorities

Section 124: Arrangements with Ministers etc: CHAI

281. *Section 124* enables a Minister of the Crown to arrange for the CHAI to carry out any of its functions in relation to health schemes for which the Minister is responsible. For example, arrangements may be made between the CHAI and the Secretary of State for Defence in respect of provision of health care to the Armed Forces. *Subsection (2)* provides for the CHAI to also enter into similar arrangements with a Northern Ireland Minister for the Northern Irish health service.

Section 125: Arrangements with Ministers etc: CSCI

282. This section enables a Minister of the Crown to arrange for the CSCI to advise him with respect to services that are similar to English local authority social services. *Subsection 1(b)* also allows a Minister to request that the CSCI review, or conduct inspections in relation to social care services. For example, arrangements may be made between the CSCI and the Secretary of State for Defence in respect of provision of social care to members of the Armed Forces and their families stationed abroad. *Subsection (2)* provides for the CSCI to provide advice and assistance to a Northern Ireland Minister in respect of the provision of social services in Northern Ireland.

Section 126: Arrangements with the Isle of Man and Channel Islands: CHAI

283. This section enables CHAI to provide advice and assistance to the Government of the Isle of Man and the States of Jersey and the States of Guernsey with respect to the provision of health care. Such advice and assistance would only be given upon the request of the authorities in the Islands. The terms and conditions of any such arrangements could include provision for payments to be made to the CHAI.

Section 127: Arrangements with the Isle of Man and Channel Islands: CSCI

284. This section enables the same arrangements to be made between CSCI and the Isle of Man and Channel Islands as for CHAI in *section 126*.

Reports

Section 128: Reports: CHAI

285. This section places a duty on the CHAI to produce a report on the way it has exercised its functions during the financial year, on the provision of health care by and for NHS bodies in England and Wales and on what it has found in the course of exercising its functions under the CSA 2000.

Section 129: Reports: CSCI

286. This section places a duty on the CSCI to produce a report on the way it has exercised its functions during the financial year, and on what it has found in the course of exercising its functions during the year.
287. *Sections 128(4) and 129(4)* place both the CHAI and the CSCI under a duty to provide other additional reports and information on the exercise of their respective functions as the Secretary of State may request during the year.