

*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

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### **Part 2 –Standards**

#### *Chapter 5 – Social Services: Functions of Csci*

#### **Supplementary**

#### *Section 86: Fees and section 87: Reports and information*

208. *Sections 86 and 87* refer to the levying of fees. *Section 86* provides for the CSCI to be able to determine and levy fees in relation to the exercise of such of its functions under *sections 79, 80 or 82* as may be prescribed. The CSCI may levy a fee upon the local authority (rather than the service provider) where it has exercised its functions under *sections 79, 80 or 82*, in relation to services commissioned by the local authority. *Subsection (5)* requires that the CSCI must consult appropriate persons before it devises the fee scale. Appropriate persons are likely to be local authorities in general or organisations representative of local authorities, such as the Local Government Association or the Association of Directors of Social Services. *Subsection (6)* provides for regulations allowing an independent panel to review in individual cases the amount chargeable by the CSCI for a particular service.
209. *Section 87* makes the same provision as respect as the provision of reports and other information to the public as *section 64* makes for the CHAI.