



Health and Social Care Act 2012

2012 CHAPTER 7

PART 2

FURTHER PROVISION ABOUT PUBLIC HEALTH

58 Radiation protection functions

- (1) The appropriate authority must take such steps as it considers appropriate for the purposes of protecting the public from radiation (whether ionising or not).
- (2) The steps that may be taken under subsection (1) include—
 - (a) the conduct of research or such other steps as the appropriate authority considers appropriate for advancing knowledge and understanding;
 - (b) providing technical services (whether in laboratories or otherwise);
 - (c) providing services for the prevention, diagnosis or treatment of illness arising from exposure to radiation;
 - (d) providing training;
 - (e) providing information and advice;
 - (f) making available the services of any person or any facilities.
- (3) The appropriate authority may do anything which it considers appropriate for facilitating, or incidental or conducive to, the exercise of any of its functions under this section.
- (4) The appropriate authority may make charges (whether or not on a commercial basis) in respect of anything done by it under this section.
- (5) In the exercise of any function under this section which relates to a matter in respect of which a Health and Safety body has a function, the appropriate authority must—
 - (a) consult the body, and
 - (b) have regard to the body's policies.
- (6) Each of the following is a Health and Safety body—
 - (a) the Health and Safety Executive;

Status: This is the original version (as it was originally enacted).

- (b) the Health and Safety Executive for Northern Ireland.
- (7) In subsection (2)(f), “facilities” has the same meaning as in the National Health Service Act 2006.
- (8) In this section, “the appropriate authority” means—
- (a) the Scottish Ministers to the extent that the functions are exercisable within devolved competence (within the meaning of the Scotland Act 1998);
 - (b) the Department of Health, Social Services and Public Safety in Northern Ireland to the extent that the functions relate to a transferred matter (within the meaning of the Northern Ireland Act 1998);
 - (c) the Secretary of State in any other case.
- (9) In this section, “the public” means—
- (a) where the appropriate authority is the Secretary of State, the public in Wales, Scotland and Northern Ireland,
 - (b) where the appropriate authority is the Scottish Ministers, the public in Scotland, and
 - (c) where the appropriate authority is the Department of Health, Social Services and Public Safety in Northern Ireland, the public in Northern Ireland.
- (10) This section does not apply in relation to England.