



# Health and Care Act 2022

## 2022 CHAPTER 31

### PART 4 U.K.

#### THE HEALTH SERVICES SAFETY INVESTIGATIONS BODY

##### *Investigations*

#### 111 Deciding which incidents to investigate E+W

- (1) The HSSIB's function under section 110 includes determining which qualifying incidents it will investigate, subject to subsection (2).
- (2) The Secretary of State may direct the HSSIB to carry out an investigation of—
  - (a) a particular qualifying incident that has occurred, or
  - (b) qualifying incidents that have occurred and are of a particular description.
- (3) A direction under subsection (2) may specify the date by which the HSSIB must publish its final report (see section 113).
- (4) A direction under subsection (2)—
  - (a) must be in writing;
  - (b) may be varied or revoked by subsequent directions;
  - (c) may provide for a person to exercise a discretion in dealing with any matter.
- (5) Once the HSSIB has begun an investigation into a qualifying incident, it must, in such manner as it thinks appropriate, publish a statement which—
  - (a) reports that it has begun the investigation,
  - (b) contains a brief description of the incident, and
  - (c) sets out, in general terms, the issues that the HSSIB expects to consider in the investigation.
- (6) The HSSIB may give advance notice of a statement under subsection (5) to any person the HSSIB considers may be affected by the investigation.

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*Changes to legislation: There are currently no known outstanding effects for the Health and Care Act 2022, Section 111. (See end of Document for details)*

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- (7) Where the HSSIB discontinues an investigation, it must, in such manner as it thinks appropriate, publish a statement which—
- (a) reports that it has discontinued the investigation, and
  - (b) gives its reasons for doing so.
- (8) Where the HSSIB determines not to investigate a qualifying incident, it may give notice of its determination to any person the HSSIB considers to have an interest in the determination.
- (9) Notice under subsection (8) may include—
- (a) a brief description of the incident, and
  - (b) the HSSIB’s reasons for not investigating it.

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**Commencement Information**

- I1** S. 111 not in force at Royal Assent, see [s. 186\(6\)](#)  
**I2** [S. 111](#) in force at 1.10.2023 by [S.I. 2023/1035](#), [reg. 2\(a\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Care Act 2022, Section 111.