
STATUTORY INSTRUMENTS

2013 No. 218

The Local Authority (Public Health, Health and Wellbeing Boards and Health Scrutiny) Regulations 2013

PART 4

HEALTH SCRUTINY BY LOCAL AUTHORITIES

Reports and recommendations

22.—(1) A local authority (“A”) may make reports and recommendations to a responsible person on any matter it has reviewed or scrutinised under regulation 21.

(2) Where A has made arrangements for the discharge of relevant functions of A by a body specified in paragraph (3), that body may, in addition to making reports and recommendations under paragraph (1), make reports and recommendations to the local authority or local authorities which appointed that body, on any matter it has reviewed or scrutinised under regulation 21.

(3) The bodies specified for the purposes of paragraph (2) are—

- (a) an overview and scrutiny committee of A;
- (b) a joint overview and scrutiny committee appointed by A and one or more other local authorities;
- (c) a committee or sub-committee of A.

(4) Where a committee of A has made arrangements for the discharge of relevant functions of A by a sub-committee, that sub-committee may, in addition to making reports and recommendations under paragraph (1), make reports and recommendations to A and to the committee which appointed that sub-committee, on any matter it has reviewed or scrutinised under regulation 21.

(5) Where A has made arrangements for the discharge of its relevant functions by—

- (a) another local authority (“B”) pursuant to arrangements made under section 101(1)(b) of the 1972 Act (arrangements for discharge of functions by local authorities), or
- (b) an overview or scrutiny committee of B pursuant to regulation 28(1)(b),

B or that committee may, in addition to making reports and recommendations under paragraph (1), make reports and recommendations to A on any matter it has reviewed or scrutinised under regulation 21.

(6) Reports and recommendations made under this regulation must include—

- (a) an explanation of the matter reviewed or scrutinised;
- (b) a summary of the evidence considered;
- (c) a list of the participants involved in the review or scrutiny; and
- (d) an explanation of any recommendations on the matter reviewed or scrutinised.

(7) Where a local authority requests a response from a responsible person to whom it has made a report or recommendation, that person must respond in writing within 28 days of the request.