



Care Act 2014

2014 CHAPTER 23

PART 3

HEALTH

CHAPTER 2

HEALTH RESEARCH AUTHORITY

Patient information

117 Approval for processing confidential patient information

- (1) The Health Service (Control of Patient Information) Regulations 2002 (S.I. 2002/1438) are amended as follows.
- (2) In regulation 5 (the title to which becomes “ Approval for processing information ”)—
 - (a) the existing text becomes paragraph (1), and
 - (b) in sub-paragraph (a) of that paragraph, for “both the Secretary of State and a research ethics committee” substitute “ the Health Research Authority ”.
- (3) After paragraph (1) of that regulation insert—

“(2) The Health Research Authority may not give an approval under paragraph (1) (a) unless a research ethics committee has approved the medical research concerned.”
- (4) After paragraph (2) of that regulation insert—

“(3) The Health Research Authority shall put in place and operate a system for reviewing decisions it makes under paragraph (1)(a).”
- (5) In regulation 6 (registration requirements in relation to information), in paragraph (1)

Changes to legislation: Care Act 2014, Section 117 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (a) before “the Secretary of State” insert “ the Health Research Authority or”, and
 - (b) before “he” insert “ it or ”.
- (6) In paragraph (2)(d) of that regulation, before “the Secretary of State” insert “ the Health Research Authority or (as the case may be) ”.
- (7) In paragraph (3) of that regulation, for the words from the beginning to “in the register” substitute “ The Health Research Authority shall retain the particulars of each entry it records in the register, and the Secretary of State shall retain the particulars of each entry he records in the register, ”.
- (8) For paragraph (4) of that regulation substitute—
- “(4) The Health Research Authority shall, in such manner and to such extent as it considers appropriate, publish entries it records in the register; and the Secretary of State shall, in such manner and to such extent as he considers appropriate, publish entries he records in the register.”

Commencement Information

II S. 117 in force at 1.1.2015 by [S.I. 2014/2473](#), [art. 5\(i\)](#)

Changes to legislation:

Care Act 2014, Section 117 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 15(2)-(3B) substituted for s. 15(2)(3) by [2022 c. 31 s. 166\(2\)](#)
- s. 26(1)-(2A) substituted for s. 26(1)(2) by [2022 c. 31 s. 166\(4\)](#)