



Northern Ireland  
Assembly

Health and Social Care (Control of Data Processing) Bill  
Annotated Marshalled List of Amendments  
Consideration Stage  
Monday 11 January 2016

Amendments tabled up to 9.30am Wednesday, 6 January 2016 and selected for debate

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The Bill will be considered in the following order-

Clauses and Long Title

**Amendment 1** [Made]

**Clause 1**, Page 1, Line 2

Leave out 'may' and insert 'must'

*Minister of Health, Social Services and Public Safety*

**Amendment 2** [Made]

**Clause 1**, Page 1, Line 4

Leave out 'medical' and insert 'health care'

*Minister of Health, Social Services and Public Safety*

**Amendment 3** [Made]

**Clause 1**, Page 1, Line 6

Leave out paragraph (a)

*Minister of Health, Social Services and Public Safety*

**Amendment 4** [Made]

**Clause 1**, Page 1, Line 10

Leave out from ‘services’ to ‘(11)(a)’ on line 11 and insert ‘health care’

*Minister of Health, Social Services and Public Safety*

**Amendment 5** [Made]

**Clause 1**, Page 1, Line 16

Leave out from ‘services’ to ‘(11)(b)’ on line 17 and insert ‘social care’

*Minister of Health, Social Services and Public Safety*

**Amendment 6** [Made]

**Clause 1**, Page 2, Line 9

Leave out first ‘may’ and insert ‘must’

*Minister of Health, Social Services and Public Safety*

**Amendment 7** [Made]

**Clause 1**, Page 2, Line 14

Leave out ‘services referred to in subsection (11)(a)’ and insert ‘health care’

*Minister of Health, Social Services and Public Safety*

**Amendment 8** [Not moved]

**Clause 1**, Page 2, Line 17

At end insert -

‘(5A) Regulations under subsection (1) may not make provision requiring the processing of information of a relevant person who has notified the data controller to cease, or not to begin, processing information in respect of which that person is the subject.’

*Chair, Committee for Health, Social Services and Public Safety*

**Amendment 9** [Made]

**Clause 1**, Page 2, Line 20

Leave out ‘services referred to in subsection (11)(a)’ and insert ‘health care’

*Minister of Health, Social Services and Public Safety*

**Amendment 10** [Made]

**Clause 1**, Page 2, Line 32

Leave out ‘services referred to in subsection (11)(a)’ and insert ‘health care’

*Minister of Health, Social Services and Public Safety*

**Amendment 11** [Made]

**Clause 1**, Page 3, Line 7

Leave out paragraphs (a) and (b) and insert -

‘(a) health care, or

(b) social care.’

*Minister of Health, Social Services and Public Safety*

**Amendment 12** [Made]

**Clause 1**, Page 3, Line 24

Leave out ‘medical’ and insert ‘health care’

*Minister of Health, Social Services and Public Safety*

**Amendment 13** [Made]

**Clause 1**, Page 3, Line 31

Leave out ‘services’

*Minister of Health, Social Services and Public Safety*

**Amendment 14** [Made]

**Clause 1**, Page 3, Line 33

Leave out ‘services’

*Minister of Health, Social Services and Public Safety*

**Amendment 15** [Made]

**Clause 2**, Page 3, Line 39

Leave out ‘subsection (2)’ and insert ‘subsections (2) and (2A)’

*Minister of Health, Social Services and Public Safety*

**Amendment 16** [Made]

**Clause 2**, Page 3, Line 39

Leave out ‘may’ and insert ‘must’

*Minister of Health, Social Services and Public Safety*

**Amendment 17** [Made]

**Clause 2**, Page 4, Line 2

At end insert -

‘(2A) The committee must arrange for the dissemination in such form and manner as it considers appropriate of such information as it may appear to it appropriate to give to the public about the operation of this Act and any other relevant matter, and in particular about the rights of relevant persons regarding the processing of confidential information of those persons.’

*Minister of Health, Social Services and Public Safety*

**Amendment 18** [Made]

**Clause 3**, Page 4, Line 22

After ‘have’ insert ‘due’

*Minister of Health, Social Services and Public Safety*

**Amendment 19** [Made]

**Clause 3**, Page 4, Line 26

After ‘have’ insert ‘due’

*Minister of Health, Social Services and Public Safety*

**Amendment 20** [Made]

**Clause 3**, Page 4, Line 27

At end insert -

‘(5A) Failure to observe any provision of the code of practice does not of itself make a person liable to any criminal or civil proceedings.

(5B) A code of practice—

(a) is admissible in evidence in criminal and civil proceedings; and

(b) may be taken into account by a court or tribunal in any case in which it appears to the court or tribunal to be relevant.’

*Chair, Committee for Health, Social Services and Public Safety*

**Amendment 21** [Made]

**Clause 3**, Page 4

Leave out lines 29 and 30

*Minister of Health, Social Services and Public Safety*

**Amendment 22** [Made]

**Clause 3**, Page 4

Leave out lines 34 and 35

*Minister of Health, Social Services and Public Safety*

**Amendment 23** [Made]

**Clause 5**, Page 5, Line 5

At end insert -

“‘health care’ has the meaning given by section 2(5) of the Health and Social Care (Reform) Act (Northern Ireland) 2009;’

*Minister of Health, Social Services and Public Safety*

**Amendment 24** [Made]

**Clause 5**, Page 5, Line 9

At end insert -

“social care” has the meaning given by section 2(5) of the Health and Social Care (Reform) Act (Northern Ireland) 2009.’

*Minister of Health, Social Services and Public Safety*