
STATUTORY INSTRUMENTS

2003 No. 439

**The Commissioner for Children and Young
People (Northern Ireland) Order 2003**

Supplementary provisions

Privilege for certain publications

25. For the purposes of the law of defamation, publication by the Commissioner of any matter which the Commissioner is required or authorised to publish under this Order shall be absolutely privileged.

Application of this Order: relevant authorities with mixed functions

26.—(1) In relation to a general [^{F1}health care] provider, the relevant authority provisions of this Order apply only in relation to matters arising in connection with any general [^{F1}health care] provided by that provider.

(2) In relation to an independent provider, the relevant authority provisions of this Order apply only in relation to matters arising in connection with a service which the independent provider was providing, or which it was the independent provider's function to provide, under arrangements with a health and [^{F2}social care] body or a general [^{F1}health care] provider.

(3) In relation to any other relevant authority, the relevant authority provisions of this Order apply only in relation to matters arising in connection with the exercise by the authority of its public functions.

(4) For the purposes of this Article—

“public functions” means functions other than those of a private nature;

“the relevant authority provisions of this Order” are—

- (a) Article 7(3) and (4),
- (b) Article 8(4);
- (c) Articles 9 to 13;
- (d) Articles 16 to 23; and
- (e) Schedule 3.

F1 Words in Order substituted (1.4.2009) by [Health and Social Care \(Reform\) Act \(Northern Ireland\) 2009 \(c. 1\), ss. 32, 34\(3\), Sch. 6 para. 1\(1\)\(b\)](#) (with Sch. 6 para. 1(3)); S.R. 2009/114, [art. 2](#)

F2 Words in Order substituted (1.4.2009) by [Health and Social Care \(Reform\) Act \(Northern Ireland\) 2009 \(c. 1\), ss. 32, 34\(3\), Sch. 6 para. 1\(1\)\(a\)](#) (with Sch. 6 para. 1(2)(3)); S.R. 2009/114, [art. 2](#)

Application of this Order: matters arising before commencement

27. This Order applies in relation to matters arising before as well as after it comes into operation.

Changes to legislation:

There are currently no known outstanding effects for the The Commissioner for Children and Young People (Northern Ireland) Order 2003, Supplementary provisions.