

COMMENTS BY THE SENATE COMMITTEE ON DELEGATED LEGISLATION

(a) THE DIGITAL HEALTH (HEALTH INFORMATION MANAGEMENT PROCEDURES) REGULATIONS, 2025			
NO	REGULATION	ISSUE	TECHNICAL WORKING GROUP RESOLUTION
1	2	There is no timeline provided for consideration of complaints. The only timelines provided under the Regulations are for the acknowledgement of receipt of complaints and communication of the decision of the Agency. There is therefore need to provide for timelines for consideration of complaints	Noted. The complaints will be handled on a case to case basis as some of them such as serious breaches of health data may require in-depth investigation. Further, as provided in the Regulations, the Agency will be guided by the provisions of Article 47 of the Constitution and the Fair Administrative Action Act, Cap. 7L which provides that any administrative action must be expeditious, efficient, lawful, reasonable and procedurally fair.
(b) THE DIGITAL HEALTH (DATA EXCHANGE COMPONENT) REGULATIONS, 2025			
1	Part II	There is need for clarity of the requirements, procedure and timelines for onboarding, suspension and re-onboarding of users onto the Enterprise Service Bus.	Adopted. The Regulations makes provision for the requirements, procedure and timelines for onboarding, suspension and re-onboarding of users onto the Enterprise Service Bus.