



# Regulation and Inspection of Social Care (Wales) Act 2016

2016 anaw 2

## PART 6

SOCIAL CARE WORKERS: FITNESS TO PRACTISE

### CHAPTER 3

DISPOSAL OF FITNESS TO PRACTISE CASES

#### **140 Immediate orders for conditional registration or suspension**

- (1) This section applies where a fitness to practise panel has made a conditional registration order, a suspension order or a removal order in respect of a registered person under section 138(7), (8) or (9) (“the decision”).
- (2) The fitness to practise panel may—
  - (a) in the case of a conditional registration order, make an order that the registered person's registration in the register should be subject to the conditions with immediate effect, or
  - (b) in the case of a suspension order or a removal order, make an order that the registered person's registration in the register should be suspended with immediate effect.
- (3) The panel may make an order under subsection (2) (an “immediate order”) only if it is satisfied that the order—
  - (a) is necessary for the protection of the public,
  - (b) is otherwise in the public interest, or
  - (c) is in the interests of the registered person.
- (4) SCW must give notice to the registered person of the making of an immediate order.

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**Status:** Point in time view as at 29/04/2019.

**Changes to legislation:** There are currently no known outstanding effects for the Regulation and Inspection of Social Care (Wales) Act 2016, Section 140. (See end of Document for details)

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- (5) An immediate order has effect from the date on which the registered person was notified of it until—
- (a) the date on which the decision takes effect in accordance with section 141(5), or
  - (b) an appeal against the decision is upheld.

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**Commencement Information**

**II** S. 140 in force at 3.4.2017 by S.I. 2017/309, art. 2(e) (with arts. 3, 4, Sch.)

**Status:**

Point in time view as at 29/04/2019.

**Changes to legislation:**

There are currently no known outstanding effects for the Regulation and Inspection of Social Care (Wales) Act 2016, Section 140.