



# Health and Social Care Act 2008

## 2008 CHAPTER 14

### PART 1

#### THE CARE QUALITY COMMISSION

### CHAPTER 6

#### MISCELLANEOUS AND GENERAL

#### *Inspections*

#### 60 Inspections

- (1) The Commission may for the purposes of its regulatory functions carry out inspections of—
  - (a) the carrying on of a regulated activity,
  - (b) the provision of NHS care,
  - (c) the provision of adult social services, or
  - (d) the exercise of functions by an English NHS body.
- (2) For the purposes of this Part, the “regulatory functions” of the Commission are its functions under Chapters 2, 3 and 5 except—
  - (a) its functions under section 53 (information and advice),
  - (b) its functions under section 57 (reviews of data, studies and research), and
  - (c) its functions under regulations under section 59 (additional functions) to the extent that the regulations provide that they are not to be treated as regulatory functions for the purposes of this Part.

#### **Commencement Information**

**II** S. 60 in force at 12.1.2009 for specified purposes by [S.I. 2008/3168](#), [art. 2](#)

---

*Status: Point in time view as at 01/04/2009.*

*Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Cross Heading: Inspections. (See end of Document for details)*

---

## **61 Inspections carried out for registration purposes**

- (1) Regulations may prescribe—
  - (a) the frequency with which inspections are to be carried out under section 60 for the purposes of the Commission's functions under Chapter 2,
  - (b) the manner in which they are to be carried out, and
  - (c) the type of person who may be authorised by the Commission to conduct them on its behalf.
- (2) Where an inspection is carried out under section 60 for the purposes of the Commission's functions under Chapter 2, the Commission must—
  - (a) prepare a report on the matters inspected, and
  - (b) without delay send a copy of the report to—
    - (i) the person who carries on the regulated activity in question, and
    - (ii) if a person is registered under that Chapter as a manager in respect of the activity, that person.
- (3) The Commission must publish a report prepared under subsection (2).
- (4) The Secretary of State may, after consulting the Commission, by regulations make provision as to the procedure to be followed in respect of the making of representations to the Commission before the publication of such a report.

---

### **Commencement Information**

**I2** S. 61 partly in force; S. 61 in force for specified purposes at Royal Assent, see s. 170

**I3** S. 61 in force at 12.1.2009 for specified purposes by [S.I. 2008/3168](#), [art. 2](#)

**Status:**

Point in time view as at 01/04/2009.

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Social Care Act 2008, Cross Heading: Inspections.