



Health and Social Care Act 2008

2008 CHAPTER 14

PART 1

THE CARE QUALITY COMMISSION

CHAPTER 2

REGISTRATION IN RESPECT OF PROVISION OF HEALTH OR SOCIAL CARE

Registration of persons carrying on regulated activities

12 Grant or refusal of registration as a service provider

- (1) Subsections (2) to (4) apply where an application under section 11 has been made in accordance with the provisions of this Chapter with respect to a regulated activity.
- (2) If the Commission is satisfied that—
 - (a) the requirements of regulations under section 20, and
 - (b) the requirements of any other enactment which appears to the Commission to be relevant,are being and will continue to be complied with (so far as applicable) in relation to the carrying on of the regulated activity, it must grant the application; otherwise it must refuse it.
- (3) The application may be granted either unconditionally or subject to such conditions as the Commission thinks fit.
- (4) On granting the application, the Commission must issue a certificate of registration to the applicant.
- (5) The Commission may at any time—
 - (a) vary or remove any condition for the time being in force in relation to a person's registration as a service provider, or

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Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 12. (See end of Document for details)

(b) impose any additional condition.

(6) Subsections (3) and (5) have effect subject to section 13.

Modifications etc. (not altering text)

- C1** Pt. 1 excluded (6.4.2010) by The Health and Social Care Act 2008 (Commencement No.16, Transitory and Transitional Provisions) Order 2010 (S.I. 2010/807), arts. 1(1)(a), **17(4)(c)(5)(b)**
- C2** Pt. 1 excluded (6.4.2010) by The Health and Social Care Act 2008 (Commencement No.16, Transitory and Transitional Provisions) Order 2010 (S.I. 2010/807), arts. 1(1)(a), **14(4)(c)**
- C3** S. 12 modified (11.12.2009) by The Health and Social Care Act 2008 (Commencement No. 13, Transitory and Transitional Provisions and Electronic Communications) Order 2009 (S.I. 2009/3023), arts. 1(1), **6** (as amended (8.2.2010) by S.I. 2010/47, art. 2)
- C4** S. 12 applied (with modifications) (6.4.2010) by The Health and Social Care Act 2008 (Commencement No.16, Transitory and Transitional Provisions) Order 2010 (S.I. 2010/807), arts. 1(1)(a), **arts. 6-8**
- C5** S. 12 modified (E.) (12.11.2010) by The Health and Social Care Act 2008 (Primary Dental Services, Private Ambulance Services and Primary Medical Services) (Regulated Activities) (Transitory and Transitional Provisions) Order 2010 (S.I. 2010/2484), arts. 1, **4, 13**
- C6** S. 12(2) modified (6.4.2010) by The Health and Social Care Act 2008 (Commencement No.16, Transitory and Transitional Provisions) Order 2010 (S.I. 2010/807), arts. 1(1)(a), **4(2)**
- C7** S. 12(5) modified (11.12.2009) by The Health and Social Care Act 2008 (Commencement No. 13, Transitory and Transitional Provisions and Electronic Communications) Order 2009 (S.I. 2009/3023), arts. 1(1), **12** (as amended (8.2.2010) by S.I. 2010/47, art. 2)
- C8** S. 12(5) amendment to earlier affecting SI 2010/2484 (16.1.2012) by The Health and Social Care Act 2008 (Primary Dental Services, Private Ambulance Services and Primary Medical Services) (Regulated Activities) (Transitory and Transitional Provisions) (Amendment) Order 2011 (S.I. 2011/2948), arts. 1(1), **4(1)**

Commencement Information

- I1** S. 12(1)-(5) in force at 12.1.2009 for specified purposes by S.I. 2008/3168, **art. 2** (with arts. 6-8)
- I2** S. 12(6) in force at 6.4.2010 by S.I. 2010/807, art. 2(1), **Sch. 1 para. 3** (with Pt. 3)

Status:

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Changes to legislation:

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