



Health and Care Act 2022

2022 CHAPTER 31

PART 6

MISCELLANEOUS

Social care

165 Care Quality Commission’s powers in relation to local authority failings

- (1) The Health and Social Care Act 2008 is amended as follows.
- (2) In section 48 (special reviews and investigations), in subsection (6) omit “or (3)”.
- (3) In section 50 (failings by English local authorities)—
 - (a) in subsection (2), in the words before paragraph (a), omit “subject to subsection (3)”;
 - (b) for subsections (3) and (4) substitute—

“(3A) Nothing in subsection (2) prevents a report published under section 46(1)(c), 46A(1)(c), 46B(1)(c) or 48(4) from specifying respects in which the Commission considers a local authority to be failing and making recommendations to the local authority for addressing the failure.”

Commencement Information

- I1** S. 165 not in force at Royal Assent, see [s. 186\(6\)](#)
- I2** S. 165 in force at 1.4.2023 by [S.I. 2023/371](#), [reg. 2\(g\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Health and Care Act 2022, Section 165.