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SCOTTISH STATUTORY INSTRUMENTS

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**2002 No. 114**

**The Regulation of Care (Requirements as to  
Care Services) (Scotland) Regulations 2002**

**Fitness of premises**

**10.**—(1) A provider shall not use premises for the provision of a care service unless they are fit to be so used.

(2) Premises are not fit to be used for the provision of a care service unless they—

- (a) are suitable for the purpose of achieving the aims and objectives of the care service which are set out in the statement of aims and objectives;
- (b) are of sound construction and kept in a good state of repair externally and internally; and
- (c) have adequate and suitable ventilation, heating and lighting.

(3) Accommodation shall not be provided and used for the purpose of restricting the liberty of children in any residential premises where care services are provided unless it has been approved for such provision and use by the Scottish Ministers.