



# Care Standards Act 2000

## 2000 CHAPTER 14

### PART IV

#### SOCIAL CARE WORKERS

##### *Training*

#### **63 Approval of courses etc.**

- (1) Each Council may, in accordance with rules made by it, approve courses in relevant social work for persons who are or wish to become social workers.
- (2) An approval given under this section may be either unconditional or subject to such conditions as the Council thinks fit.
- (3) Rules made by virtue of this section may in particular make provision—
  - (a) about the content of, and methods of completing, courses;
  - (b) as to the provision to the Council of information about courses;
  - (c) as to the persons who may participate in courses, or in parts of courses specified in the rules;
  - (d) as to the numbers of persons who may participate in courses;
  - (e) for the award by the Council of certificates of the successful completion of courses;
  - (f) about the lapse and renewal of approvals; and
  - (g) about the withdrawal of approvals.
- (4) A Council may—
  - (a) conduct, or make arrangements for the conduct of, examinations in connection with such courses as are mentioned in this section or section 67; and
  - (b) carry out, or assist other persons in carrying out, research into matters relevant to training for relevant social work.

*Status: Point in time view as at 25/05/2007. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Care Standards Act 2000, Cross Heading: Training is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (5) A course for persons who wish to become social workers shall not be approved under this section unless the Council considers that it is such as to enable persons completing it to attain the required standard of proficiency in relevant social work.
- (6) In subsection (5) “the required standard of proficiency in relevant social work” means the standard described in rules made by the Council.
- (7) The Council shall from time to time publish a list of the courses which are approved under this section.

#### **Modifications etc. (not altering text)**

- C1** S. 63(2)-(4)(a)(7) applied (1.10.2007) by 1983 c. 20, s. 114A(2) (as inserted by [Mental Health Act 2007 \(c. 12\)](#), ss. 19, 56; S.I. 2007/2798, [art. 2](#))

#### **Commencement Information**

- II** S. 63 partly in force; s. 63 not in force at Royal Assent see [s. 122](#); s. 63 in force for E. for certain purposes at 7.5.2001 by [S.I. 2001/1536](#), arts. 1(3), 2(2)(a)(iii); s. 63 in force for W. at 31.7.2001 by [S.I. 2001/2538](#), [art. 2\(1\)\(3\)\(a\)](#); s. 63 in force for E. for certain purposes at 25.3.2002 by [S.I. 2002/1245](#), arts. 1(3), [2\(1\)\(b\)\(ii\)](#)

## **64 Qualifications gained outside a Council’s area.**

- (1) An applicant for registration as a social worker in the register maintained by the English Council satisfies the requirements of this section if—
  - (a) being a national of any EEA State—
    - (i) he has professional qualifications, obtained in an EEA State other than the United Kingdom, which the Secretary of State has by order designated as having Community equivalence for the purposes of such registration; and
    - (ii) he satisfies any other requirements which the Council may by rules impose; or
  - (b) he has, elsewhere than in England, undergone training in relevant social work and either—
    - (i) that training is recognised by the Council as being to a standard sufficient for such registration; or
    - (ii) it is not so recognised, but the applicant has undergone in England or elsewhere such additional training as the Council may require.
- (2) An applicant for registration as a social worker in the register maintained by the Welsh Council satisfies the requirements of this section if—
  - (a) being a national of any EEA State—
    - (i) he has professional qualifications, obtained in an EEA State other than the United Kingdom, which the Assembly has by order designated as having Community equivalence for the purposes of such registration; and
    - (ii) he satisfies any other requirements which the Council may by rules impose; or
  - (b) he has, elsewhere than in Wales, undergone training in relevant social work and either—

*Status: Point in time view as at 25/05/2007. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Care Standards Act 2000, Cross Heading: Training is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (i) that training is recognised by the Council as being to a standard sufficient for such registration; or
  - (ii) it is not so recognised, but the applicant has undergone in Wales or elsewhere such additional training as the Council may require.
- (3) An order under subsection (1)(a) or (2)(a) may provide that a professional qualification designated by the order is to be regarded as having Community equivalence for the purposes of registration as a social worker in the register maintained by the English or, as the case may be, Welsh Council only if prescribed conditions required by a directive issued by the Council of the European Communities are fulfilled; and different conditions may be prescribed with respect to the same qualification for different circumstances.
- (4) Any person who—
- (a) is not a national of an EEA State; but
  - (b) is, by virtue of a right conferred by Article 11 of Council Regulation (EEC) No. 1612/68 (on freedom of movement for workers within the Community) or any other enforceable Community right, entitled to be treated, as regards the right to engage in relevant social work, no less favourably than a national of such a State,
- shall be treated for the purposes of subsection (1)(a) or (2)(a) as if he were such a national.

- (5) In this section—

[<sup>F1</sup>“EEA State” means a member State, Norway, Liechtenstein, Iceland or Switzerland; ]

<sup>F2</sup>

“national”, in relation to an EEA State, means the same as it does for the purposes of the Community Treaties [<sup>F3</sup>but does not include a person who by virtue of Article 2 of Protocol No.3 (Channel Islands and Isle of Man) to the Treaty of Accession is not to benefit from Community provisions relating to the free movement of persons and services].

#### Textual Amendments

- F1** S. 64(5): definition of "EEA State" substituted (18.8.2004) by [The European Qualifications \(Health and Social Care Professions and Accession of New Member States\) Regulations 2004 \(S.I. 2004/1947\)](#), [reg. 20\(2\)\(a\)](#)
- F2** S. 64(5): definition of "EEA Agreement" omitted (18.8.2004) by virtue of [The European Qualifications \(Health and Social Care Professions and Accession of New Member States\) Regulations 2004 \(S.I. 2004/1947\)](#), [reg. 20\(2\)\(b\)](#)
- F3** S. 64(5): words in definition of "national" inserted (18.8.2004) by [The European Qualifications \(Health and Social Care Professions and Accession of New Member States\) Regulations 2004 \(S.I. 2004/1947\)](#), [reg. 20\(2\)\(c\)](#)

#### Commencement Information

- I2** S. 64 partly in force; s. 64 not in force at Royal Assent see s. 122; s. 64(2)-(4) in force for W. for a certain purpose at 30.4.2002 by [S.I. 2002/1175](#), [arts. 1\(3\), 2\(1\)](#); s. 64(1)(b) in force for E. for certain purposes at 1.4.2003 by [S.I. 2003/933](#), [art. 2\(2\)](#); s. 64(2)-(5) otherwise in force for W. at 1.6.2003 by [S.I. 2003/501](#), [art. 2\(4\)](#)

*Status: Point in time view as at 25/05/2007. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Care Standards Act 2000, Cross Heading: Training is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## 65 Post registration training.

- (1) A Council may make rules requiring persons registered under this Part in any part of the register to undertake further training.
- (2) The rules may, in particular, make provision with respect to persons who fail to comply with any requirements of rules made by the Council, including provision for their registration to cease to have effect.
- (3) Before making, or varying, any rules by virtue of this section the Council shall take such steps as are reasonably practicable to consult the persons who are registered in the relevant part of the register and such other persons as the Council considers appropriate.

### Commencement Information

- I3** S. 65 partly in force; s. 65 not in force at Royal Assent see s. 122; s. 65 in force for E. for certain purposes at 7.5.2001 by [S.I. 2001/1536](#), [arts. 1\(3\), 2\(2\)\(a\)\(iii\)](#); s. 65 in force for W. for a certain purpose at 30.4.2002 by [S.I. 2002/1175](#), [arts. 1\(3\), 2\(1\)](#); s. 65 in force for E. for certain purposes at 1.4.2003 by [S.I. 2003/933](#), [art. 2\(2\)](#); s. 65 otherwise in force for W. at 1.6.2003 by [S.I. 2003/501](#), [art. 2\(4\)](#)

## 66 Visitors for certain social work courses.

- (1) A Council may by rules make provision for the visiting of places at which or institutions by which or under whose direction—
  - (a) any relevant course (or part of such a course) is, or is proposed to be, given; or
  - (b) any examination is, or is proposed to be, held in connection with any relevant course.
- (2) The rules may make provision—
  - (a) for the appointment of visitors;
  - (b) for reports to be made by visitors on—
    - (i) the nature and quality of the instruction given, or to be given, and the facilities provided or to be provided, at the place or by the institution visited; and
    - (ii) such other matters as may be specified in the rules;
  - (c) for the payment by the Council of fees, allowances and expenses to persons appointed as visitors;
  - (d) for such persons to be treated, for the purposes of Schedule 1, as members of the Council's staff.
- (3) In subsection (1) “relevant course”, in relation to a Council, means—
  - (a) any course for which approval by the Council has been given, or is being sought, under section 63; or
  - (b) any training which a person admitted to the part for social workers of the register maintained by the Council may be required to undergo after registration.

*Status: Point in time view as at 25/05/2007. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Care Standards Act 2000, Cross Heading: Training is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

#### **Modifications etc. (not altering text)**

- C2** S. 66 applied (1.10.2007) by 1983 c. 20, s. 114A(2) (as inserted by [Mental Health Act 2007 \(c. 12\)](#), ss. 19, 56; [S.I. 2007/2798](#), [art. 2](#))

#### **Commencement Information**

- I4** S. 66 partly in force; s. 66 not in force at Royal Assent see [s. 122](#); s. 66 in force for E. for certain purposes at 7.5.2001 by [S.I. 2001/1536](#), [arts. 1\(3\)](#), [2\(2\)\(a\)\(iii\)](#); s. 66 in force for W. at 31.7.2001 by [S.I. 2001/2538](#), [art. 2\(1\)\(3\)\(b\)](#); s. 66 in force for E. for certain purposes at 25.3.2002 by [S.I. 2002/1245](#), [arts. 1\(3\)](#), [2\(1\)\(b\)\(iii\)](#)

### **67 Functions of the appropriate Minister.**

- (1) The appropriate Minister has the function of—
  - (a) ascertaining what training is required by persons who are or wish to become social care workers;
  - (b) ascertaining what financial and other assistance is required for promoting such training;
  - (c) encouraging the provision of such assistance;
  - (d) drawing up occupational standards for social care workers.
- (2) The appropriate Minister shall encourage persons to take part in courses approved by a Council under section 63 and other courses relevant to the training of persons who are or wish to become social care workers.
- (3) If it appears to the appropriate Minister that adequate provision is not being made for training persons who are or wish to become social care workers, the appropriate Minister may provide, or secure the provision of, courses for that purpose.
- (4) The appropriate Minister may, upon such terms and subject to such conditions as the Minister considers appropriate—
  - (a) make grants, and pay travelling and other allowances, to persons resident in England and Wales, in order to secure their training in the work of social care workers;
  - (b) make grants to organisations providing training in the work of social care workers.
- (5) Any functions of the Secretary of State under this section—
  - (a) may be delegated by him to the English Council; or
  - (b) may be exercised by any person, or by employees of any person, authorised to do so by the Secretary of State.
- (6) Any functions of the Assembly under this section—
  - (a) may be delegated by the Assembly to the Welsh Council; or
  - (b) may be exercised by any person, or by employees of any person, authorised to do so by the Assembly.
- (7) For the purpose of determining—
  - (a) the terms and effect of an authorisation under subsection (5)(b) or (6)(b); and
  - (b) the effect of so much of any contract made between the appropriate Minister and the authorised person as relates to the exercise of the function,

*Status: Point in time view as at 25/05/2007. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: Care Standards Act 2000, Cross Heading: Training is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

Part II of the <sup>M1</sup>Deregulation and Contracting Out Act 1994 shall have effect as if the authorisation were given by virtue of an order under section 69 of that Act and, in respect of an authorisation given by the Assembly, references to a Minister included the Assembly; and in subsection (5)(b) and (6)(b) “employee” has the same meaning as in that Part.

#### Commencement Information

**I5** S. 67 partly in force; s. 67 not in force at Royal Assent see s. 122; s. 67 in force for W. at 1.10.2001 by [S.I. 2001/2538, art. 2\(2\)\(4\)\(a\)](#); s. 67(1)-(4)(7) in force for E. for certain purposes and s. 67(5) in force for E. at 25.3.2002 by [S.I. 2002/1245, arts. 1\(3\), 2\(1\)\(c\)](#)

#### Marginal Citations

**M1** 1994 c. 40.

VALID FROM 28/04/2008

#### **[<sup>F4</sup>67A Exercise by Special Health Authority of functions under s. 67(4)(a)**

- (1) The Secretary of State may direct a Special Health Authority to exercise such of his functions under section 67(4)(a) as may be specified in the directions.
- (2) If the Secretary of State gives a direction under subsection (1), the National Health Service Act 2006 shall have effect as if—
  - (a) the direction were a direction of the Secretary of State under section 7 of that Act, and
  - (b) the functions were exercisable by the Special Health Authority under section 7.
- (3) Directions under subsection (1)—
  - (a) shall be given by an instrument in writing, and
  - (b) may be varied or revoked by subsequent directions.]

#### Textual Amendments

**F4** S. 67A inserted (28.4.2008) by [Health Act 2006 \(c. 28\), ss. 72](#) (as amended by [2006 c. 43, s. 2, Sch. 1 para. 287](#)), 83; [S.I. 2008/1147, art. 4](#)

**Status:**

Point in time view as at 25/05/2007. This version of this cross heading contains provisions that are not valid for this point in time.

**Changes to legislation:**

Care Standards Act 2000, Cross Heading: Training is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.