



Health Act 2006

2006 CHAPTER 28

PART 2 **E+W**

PREVENTION AND CONTROL OF HEALTH CARE ASSOCIATED INFECTIONS

15 Code of practice: effects on existing functions of Commission for Healthcare Audit and Inspection **E+W**

- (1) Sections 50 to 52 and 54 of the 2003 Act are amended as follows.
- (2) In section 50 (annual reviews), for subsection (4) substitute—
 - “(4) In exercising its functions under this section in relation to any health care, the CHAI must take into account—
 - (a) the standards set out in statements published under section 46, and
 - (b) any code of practice issued under section 47A.
 - (4A) In conducting a review under subsection (1) in relation to a particular body to which provisions of such a code apply, the CHAI must accordingly consider (among other things) the extent, if any, to which those provisions are being observed by the body.”
- (3) In section 51 (reviews: England and Wales), in subsection (4)(a) after “section 46” insert “ and any code of practice issued under section 47A ”.
- (4) In section 52 (reviews and investigations: England), for subsection (3) substitute—
 - “(3) The CHAI has the function of conducting reviews of—
 - (a) the arrangements made by English NHS bodies and cross-border SHAs for the purpose of discharging their duty under section 45;
 - (b) the arrangements made by particular bodies within paragraph (a) for the purpose of discharging that duty.”
- (5) For section 52(5) substitute—

*Changes to legislation: There are currently no known outstanding effects
for the Health Act 2006, Section 15. (See end of Document for details)*

- “(5) In exercising its functions under this section in relation to any health care, the CHAI must take into account—
- (a) the standards set out in statements published under section 46, and
 - (b) any code of practice issued under section 47A.
- (5A) In conducting a review under subsection (3) in relation to a particular body to which provisions of such a code apply, the CHAI must accordingly consider (among other things) the extent, if any, to which those provisions are being observed by the body.”
- (6) In section 54 (functions relating to Secretary of State and Assembly), in subsection (2) after “section 46 or 47” insert “, or any code of practice issued under section 47A, ”.

Commencement Information

II [S. 15](#) in force at 1.10.2006 by [S.I. 2006/2603](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Health Act 2006, Section 15.