



# 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*

#### **10 Requirement to register as a service provider**

- (1) Any person who carries on a regulated activity without being registered under this Chapter in respect of the carrying on of that activity is guilty of an offence.
- (2) The Secretary of State may by regulations make provision for the purposes of this Chapter for determining, in relation to a regulated activity carried on by two or more persons acting in different capacities, which of those persons is to be regarded as the person who carries on the activity.
- (3) In the following provisions of this Part, the registration of a person under this Chapter in respect of the carrying on of a regulated activity by that person is referred to as registration “as a service provider” in respect of that activity.
- (4) A person guilty of an offence under this section is liable—
  - (a) on summary conviction, to a fine not exceeding £50,000, or to imprisonment for a term not exceeding 12 months, or to both;
  - (b) on conviction on indictment, to a fine, or to imprisonment for a term not exceeding 12 months, or to both.
- (5) In relation to an offence committed before the commencement of section 154(1) of the Criminal Justice Act 2003 (c. 44), the reference in subsection (4)(a) to 12 months is to be read as a reference to 6 months.

---

*Status: Point in time view as at 11/12/2009. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 10. (See end of Document for details)*

---

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

- C1** S. 10(1) excluded (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), **16** (as amended (8.2.2010) by [S.I. 2010/47](#), art. 2)

**Commencement Information**

- I1** S. 10 partly in force; S. 10 in force for specified purposes at Royal Assent, see s. 170
- I2** S. 10(1)(2)(4)(5) in force at 1.4.2009 for specified purposes by [S.I. 2009/462](#), art. 2, [Sch. 1 para. 4](#) (with art. 7)
- I3** S. 10(3) in force at 12.1.2009 for specified purposes by [S.I. 2008/3168](#), art. 2

**Status:**

Point in time view as at 11/12/2009. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 10.