



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

Power to modify provisions of Chapter

43 Power to modify Chapter in relation to newly regulated activities

- (1) Regulations may modify the provisions of this Chapter in their application to any newly regulated activity of a prescribed description.
- (2) A “newly regulated activity” is any regulated activity other than one which—
 - (a) consists of or includes the carrying on of a relevant concern,
 - (b) under the 2000 Act as it has effect immediately before commencement, is regulated under Part 2 of that Act by virtue of regulations under section 42 of that Act (power to extend application of that Part), or
 - (c) consists of the provision of health care by a National Health Service body, as defined by section 121 of that Act.
- (3) For this purpose a “relevant concern” is anything which, under the 2000 Act as it has effect immediately before commencement, would for the purposes of that Act be—
 - (a) an independent hospital,
 - (b) an independent clinic,
 - (c) an independent medical agency,
 - (d) a care home,
 - (e) a domiciliary care agency, or
 - (f) a nurses agency.

Status: This is the original version (as it was originally enacted).

- (4) Any regulated activity carried on by or on behalf of the Crown is for this purpose a newly regulated activity.
- (5) In this section—
“the 2000 Act” means the Care Standards Act 2000 (c. 14);
“commencement” means the commencement of section 10 of this Act.