
STATUTORY INSTRUMENTS

2022 No. 808

The Care Standards Act 2000 (Extension of the Application of Part 2 to Supported Accommodation) (England) Regulations 2022

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Care Standards Act 2000 (Extension of the Application of Part 2 to Supported Accommodation) (England) Regulations 2022 and come into force on 8th August 2022.

(2) These Regulations extend to England and Wales.

Commencement Information

II Reg. 1 in force at 8.8.2022, see [reg. 1\(1\)](#)

Interpretation

2. In these Regulations—

“the Act” means the Care Standards Act 2000;

“supported accommodation” means accommodation in England in which a child is accommodated pursuant to section 22C(6)(d) or 23B(8)(b) of the Children Act 1989(1) but does not include accommodation used for the purposes of—

- (a) a care home(2),
- (b) an institution within the further education sector, as defined by section 91(3) of the Further and Higher Education Act 1992(3),
- (c) a 16 to 19 Academy, as defined by section 1B of the Academies Act 2010(4),
- (d) a hospital, as defined by section 275(1) of the National Health Service Act 2006(5),
- (e) a residential family centre(6),

(1) 1989 c. 41. Section 22C was substituted by section 8(1) of the Children and Young Persons Act 2008 (c. 23). Section 23B was inserted by section 2(4) of the Children (Leaving Care) Act 2000 (c. 35). There are amendments to sections 22C and 23B which are not relevant to these Regulations. See [S.I. 2010/959](#), regulation 27, for the general duties of the local authority when placing a child in accommodation in accordance with section 22C(6)(d). See [S.I. 2010/2571](#), regulation 9, for the meaning of “suitable accommodation” under section 23B(8)(b).

(2) See section 3 of the Act for the definition of “care home”. Section 3 was amended in relation to England by paragraph 4(3) of Schedule 5 to the Health and Social Care Act 2008 (c. 14).

(3) 1992 c. 13. Section 91(3) was amended by paragraph 13(2) of Schedule 8 to the Apprenticeships, Skills, Children and Learning Act 2009 (c. 22).

(4) 2010 c. 32. Section 1B was inserted by section 53(7) of the Education Act 2011 (c. 21) and was amended by section 164(1) of the Police, Crime, Sentencing and Courts Act 2022 (c. 32).

(5) 2006 c. 41. The definition of “illness” in section 275(1), to which the definition of “hospital” refers, was amended by paragraph 24 of Schedule 1 to the Mental Health Act 2007 (c. 12).

(6) See section 4(2) of the Act for the definition of “residential family centre”. There are amendments to section 4 but none is relevant.

- (f) a school⁽⁷⁾ providing accommodation that is not registered as a children’s home⁽⁸⁾, or
 - (g) a holiday scheme for disabled children, as defined by regulation 2(1) of the Residential Holiday Schemes for Disabled Children (England) Regulations 2013⁽⁹⁾;
- “supported accommodation undertaking” means an undertaking which consists of or includes arranging the provision of supported accommodation.

Commencement Information

I2 Reg. 2 in force at 8.8.2022, see [reg. 1\(1\)](#)

Application of Part 2 of the Act to persons carrying on or managing supported accommodation undertakings

3.—(1) A person who carries on or manages a supported accommodation undertaking (whether or not for profit) is prescribed for the purposes of section 42(1) of the Act.

(2) The following provisions of Part 2 of the Act apply to persons prescribed by paragraph (1) and, where relevant, with the modifications specified in the Schedule—

- (a) section 11(4) (requirement to register)⁽¹⁰⁾;
- (b) section 12(2)(a) (applications for registration);
- (c) section 14(1)(d) (cancellation of registration);
- (d) section 15(3) and (5) (applications by registered persons)⁽¹¹⁾;
- (e) section 16(1) and (3) (regulations about registration)⁽¹²⁾;
- (f) section 22(1)(a), (1A) to (2)(d), (2)(f) to (5)(a), (5)(c), 7(a) to (7)(j), and (8)(c) to (10) (regulation of establishments and agencies)⁽¹³⁾;
- (g) section 23(1) and (1A) to (3) (national minimum standards)⁽¹⁴⁾;
- ^{F1}(h)
- (i) section 30A(1), (3) and (4) (notification of matters relating to persons carrying on or managing certain establishments or agencies)⁽¹⁵⁾;
- (j) section 31(7) (inspections by persons authorised by registration authority)⁽¹⁶⁾;

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- (7) See section 121(1) of the Act for the definition of “school”. There are amendments to section 121 but none is relevant.
 - (8) See section 1 of the Act for the definition of “children’s home”. Section 1 was amended in relation to England by paragraph 2(3) of Schedule 5 to the Health and Social Care Act 2008 (c. 14).
 - (9) S.I. 2013/1394, to which there are amendments not relevant to these Regulations.
 - (10) Section 11(4) was amended by: paragraph 20 of Schedule 9 to the Health and Social Care (Community Health and Standards) Act 2003 (c. 43); paragraph 42 of Schedule 14 to the Education and Inspections Act 2006 (c. 40); and paragraph 10(c) of Schedule 5 and Part 1 of Schedule 15 to the Health and Social Care Act 2008 (c. 14).
 - (11) Section 15(3) was amended by paragraph 14(b), and section 15(5) was substituted by paragraph 14(d), of Schedule 5 to the Health and Social Care Act 2008 (c. 14).
 - (12) Section 16(3) was substituted by section 105(6) of the Health and Social Care (Community Health and Standards) Act 2003 (c. 43) and was further amended by paragraph 15 of Schedule 5 to the Health and Social Care Act 2008 (c. 14).
 - (13) Section 22(1)(a) was substituted by section 103(1) of the Children and Families Act 2014 (c. 6). Section 22(1A) was inserted by section 103(2) of the Children and Families Act 2014 (c. 6). Section 22(7) was amended in relation to England by section 105(7) of the Health and Social Care (Community Health and Standards) Act 2003 (c. 43) and paragraph 21 of Schedule 5 to the Health and Social Care Act 2008 (c. 14). Section 22(8) was amended by section 107(2) of, and Part 2 of Schedule 14 to, the Health and Social Care (Community Health and Standards) Act 2003 (c. 43); and S.I. 2016/413 (W. 131) and S.I. 2019/772 (W. 146). Section 22(10) was amended by paragraph 109 of Schedule 3 to the Adoption and Children Act 2002 (c. 38).
 - (14) Section 23(1A) was inserted by section 104 of the Children and Families Act 2014 (c. 6).
 - (15) Section 30A was inserted by section 29 of the Children and Young Persons Act 2008 (c. 23). Section 30A(3) was amended by paragraph 11(c) of Schedule 3 to the Regulation and Inspection of Social Care (Wales) Act 2016 (anaw. 2).
 - (16) Section 31(7) was amended by paragraph 27 of Schedule 5 to the Health and Social Care Act 2008 (c. 14).

- (k) section 33 (annual returns);
- (l) section 34 (liquidators etc);
- (m) section 35 (death of registered person);
- (n) section 36(3) and (4) (provision of copies of registers).

Textual Amendments

- F1** [Reg. 3\(2\)\(h\)](#) omitted (28.4.2023) by virtue of [The Supported Accommodation \(England\) Regulations 2023 \(S.I. 2023/416\)](#), [regs. 1\(2\)](#), [40\(2\)](#) (with [reg. 44](#))

Commencement Information

- I3** [Reg. 3](#) in force at 8.8.2022, see [reg. 1\(1\)](#)

14th July 2022

James Cleverly
Secretary of State
Department for Education

Changes to legislation:

There are currently no known outstanding effects for the The Care Standards Act 2000 (Extension of the Application of Part 2 to Supported Accommodation) (England) Regulations 2022.