



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

Regulation, code of practice and guidance

25 Effect of code under s. 21 and guidance under s. 23

- (1) A code of practice under section 21 and guidance under section 23 are to be taken into account—
 - (a) in the making of any decision by the Commission under this Chapter;
 - (b) in any proceedings for the making of an order under section 30;
 - (c) in any proceedings on an appeal against such a decision or order;
 - (d) in any proceedings for an offence under section 33 or under regulations under section 20.
- (2) A code of practice under section 21 or guidance under section 23 is also admissible in evidence in other criminal or civil proceedings.
- (3) A failure to observe any provision of a code of practice under section 21 or guidance under section 23 does not of itself make a person liable to any criminal or civil proceedings.