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DRAFT STATUTORY INSTRUMENTS

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**2009 No.**

**The Health and Social Care Act 2008 (Registration  
of Regulated Activities) Regulations 2009**

**Exemptions from the requirement to notify bodies of certain matters**

9. Section 39(1) of the Act does not apply in the following cases—
- (a) a notice given under—
    - (i) section 26(3) of the Act (notice of proposals); or
    - (ii) section 28(1) or (3) of the Act (notice of decisions),to a person who applies for registration as a service provider;
  - (b) a notice of proposal given under section 26(4)(c) or (d) of the Act, or a notice of decision given under section 28(3) of the Act, which—
    - (i) relates to the variation or removal of any condition for the time being in force in relation to a registration or the imposition of an additional condition in relation to a registration, and
    - (ii) appears to the Commission not to have a material impact on the regulated activity being carried on;
  - (c) a notice of proposal given under section 26(5) of the Act or a notice of decision given under section 28(3) of the Act to refuse an application by the service provider under section 19(1) (a), (b) or (c) of the Act; and
  - (d) a warning notice given under section 29 of the Act which appears to the Commission not to have a material impact on the regulated activity being carried on.