Care Standards Act 2000

2000 CHAPTER 14

PART IX

GENERAL AND SUPPLEMENTAL

CHAPTER I

GENERAL

113 Default powers of appropriate Minister.

(1) The powers conferred by this section are exercisable by the Secretary of State if he is satisfied that [F1]. . . the English Council—

(a) has without reasonable excuse failed to discharge any of its functions; or

(b) in discharging any of its functions, has without reasonable excuse failed to comply with any directions or guidance given by him under section [F1]. . . 54(4) in relation to those functions.

[[F2](1A) The powers conferred by this section are exercisable by the Secretary of State if he is satisfied that—

(a) the CHAI or the CSCI has without reasonable excuse failed to discharge, or properly to discharge, any of its functions under this Act, or

(b) in discharging any of its functions under this Act the CHAI or the CSCI has without reasonable excuse failed to comply with any directions given by him in relation to those functions.**]**

(2) The powers conferred by this section are exercisable by the Assembly if it is satisfied that the Welsh Council—

(a) has without reasonable excuse failed to discharge any of its functions; or

(b) in discharging any of its functions, has without reasonable excuse failed to comply with any directions or guidance given by the Assembly under section 54(4) in relation to those functions.

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(3) The appropriate Minister may—

(a) make an order declaring the authority in question to be in default; and

(b) direct the authority to discharge such of its functions, and in such manner and within such period or periods, as may be specified in the direction.

(4) If the authority fails to comply with the appropriate Minister's direction under subsection (3), the appropriate Minister may—

(a) discharge the functions to which the direction relates himself; or

(b) make arrangements for any other person to discharge those functions on his behalf.

Textual Amendments

F1 Words in s. 113(1) repealed (1.4.2004) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), ss. 196, 199, **Sch. 14 Pt. 2**; S.I. 2004/759, **art. 13**

F2 S. 113(1A) inserted (20.11.2003 for certain purposes and 1.4.2004 otherwise) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), ss. 147, 199, **Sch. 9 para. 29**; S.I. 2004/759, **art. 5(2)**

Commencement Information

I1 S. 113 partly in force; s. 113 not in force at Royal Assent see s. 122; s. 113(2)-(4) in force for W. at 1.4.2001 for certain purposes by S.I. 2000/2992, art. 2(2), Sch. 2; s. 113(1)(3)(4) in force for E. for certain purposes at 25.3.2002 by S.I. 2002/1245, arts. 1(3), **2(1)(e)**

[F3 113A Fees payable under Part 2

(1) The CHAI and the CSCI may each from time to time make and publish provision determining the amount of any fee payable to it under Part 2.

(2) Provision under subsection (1) may include provision—

(a) for different amounts to be payable in different cases, or classes of case;

(b) for different amounts to be payable by persons of different descriptions.

(3) Before the CHAI or the CSCI makes any provision under subsection (1) it must consult such bodies as appear to it to be representative of the persons liable to pay the fee.

(4) No provision may be made under subsection (1) without the consent of the Secretary of State.

(5) If the Secretary of State considers it necessary or desirable to do so, he may by regulations make provision determining the amount of a fee payable to the CHAI or the CSCI under Part 2 instead of the amount for which provision is made under subsection (1).

(6) Before making any regulations under subsection (5) in respect of fees payable to the CHAI or the CSCI, the Secretary of State shall consult that body and such other persons as appear to him to be appropriate.**]**

Textual Amendments

F3 S. 113A inserted (20.11.2003 for certain purposes, 30.10.2005 for E. for certain further purposes, otherwise prosp.) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), **s.**

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105(2), 199; S.I. 2005/2925, **arts. 2(1)**, 3 (as amended by S.I. 2006/836, art. 3) (and see transitional provisions in S.I. 2006/1680, art. 4)

114 Schemes for the transfer of staff.

(1) This section and the next apply to a scheme made under section 38, 70 or 79(3) for transferring eligible employees.

(2) Subject to those provisions, such a scheme may apply to all, or any description of, employees or to any individual employee.

(3) Such a scheme may be made by the appropriate Minister, and a recommendation may be made to Her Majesty in Council to make an Order containing such a scheme, only if any prescribed requirements about consultation have been complied with in relation to each of the employees to be transferred under the scheme.

Commencement Information

I2 S. 114 wholly in force at 1.7.2001; s. 114 not in force at Royal Assent see s. 122; s. 114 in force for E. at 16.3.2001 by S.I. 2001/1210, **arts. 1(3)**, 2(d); s. 114 in force for W. at 1.4.2001 for certain purposes by S.I. 2000/2992, art. 2(2), **Sch. 2**; s. 114 in force for W. at 1.7.2001 by S.I. 2001/2190, art. 2, **Sch.** Table

115 Effect of schemes.

(1) The contract of employment of an employee transferred under the scheme—
- (a) is not terminated by the transfer; and
- (b) has effect from the date of transfer as if originally made between the employee and the transferee.

(2) Where an employee is transferred under the scheme—
- (a) all the rights, powers, duties and liabilities of the old employer under or in connection with the contract of employment are by virtue of this subsection transferred to the transferee on the date of transfer; and
- (b) anything done before that date by or in relation to the old employer in respect of that contract or the employee is to be treated from that date as having been done by or in relation to the transferee.

This subsection does not prejudice the generality of subsection (1).

(3) Subsections (1) and (2) do not transfer an employee's contract of employment, or the rights, powers, duties and liabilities under or in connection with it, if he informs the old employer or the transferee that he objects to the transfer.

(4) Where an employee objects as mentioned in subsection (3), his contract of employment with the old employer is terminated immediately before the date of transfer; but he is not to be treated, for any purpose, as having been dismissed by that employer.

(5) This section does not prejudice any right of an employee to terminate his contract of employment if a substantial change is made to his detriment in his working conditions.

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But no such right arises by reason only that, by virtue of this section, the identity of his employer changes unless the employee shows that, in all the circumstances, the change is a significant change and is to his detriment.

(6) In this section—

"date of transfer" means the date of transfer determined under the scheme in relation to the employee;

"transferee" means the new employer to whom the employee is or would be transferred under the scheme;

and expressions used in this section and in the provision under which the scheme is made have the same meaning as in that provision.

Commencement Information

I3 S. 115 wholly in force at 1.7.2001; s. 115 not in force at Royal Assent see s. 122; s. 115 in force for E. at 16.3.2001 by S.I. 2001/1210, **arts. 1(3)**, 2(d); s. 115 in force for W. at 1.7.2001 by S.I. 2001/2190, art. 2, **Sch.** Table

116 Minor and consequential amendments.

Schedule 4 (which makes minor amendments and amendments consequential on the provisions of this Act) shall have effect.

Commencement Information

I4 S. 116 partly in force; s. 116 not in force at Royal Assent see s. 122; s. 116 in force for certain purposes at 2.10.2000 by S.I. 2000/2544, art. 2(2)(g) (with art. 3); s. 116 in force for E. for certain purposes at 1.1.2001 by S.I. 2000/2795, art. 2(2)(b) (with art. 3); s. 116 in force for W. for certain purposes at 28.2.2001 by S.I. 2001/139, arts. 1(3), 2(2)(b) (with transitional provisions in art. 3); s. 116 in force for W. for certain purposes at 1.7.2001 by S.I. 2001/2190, art. 2, Sch. Table; s. 116 in force for E. for certain purposes at 2.7.2001 by S.I. 2001/2041, arts. 1(4), 2(1)(d) (subject to art. 2(2)(3) and with transitional, transitory and savings provisions in art. 3, Sch.); s. 116 in force for E. for certain purposes at 1.4.2002 by S.I. 2001/3852, arts. 1(4), 3(2)(7)(i) (subject to transitional provisions in Sch. 1 and with transitional provisions in Sch. 2) (as amended by S.I. 2001/4150, 2002/1493, 2002/1790, 2002/2001, 2002/3210); s. 116 in force for E. for certain purposes at 1.4.2002 by S.I. 2001/4150, arts. 1(2), 3(2)(3)(a)(b) (subject to transitional provisions in art. 4 and in S.I. 2002/1493, art. 4) (as amended by S.I. 2002/1493, art. 6); s. 116 in force for W. for certain purposes at 1.4.2002 by S.I. 2002/920, arts. 1(4), **3(3)** (subject to art. 3(4)-(10) and to transitional provisions in Schs. 1-3); s. 116 in force for E. for certain purposes at 1.4.2002 by S.I. 2002/1493, arts. 1(2), **3(2)** (subject to transitional provisions in art. 4); s. 116 in force for W. for certain purposes at 30.1.2003 by S.I. 2003/152, **art. 2(1)**; s. 116 in force for E. for certain purposes at 24.2.2003, 30.4.2003 and 1.6.2003 by S.I. 2003/365, art. 3(2)(5)(6) (subject to Sch.); s. 116 in force for W. for certain purposes at 5.3.2003 and 30.4.2003 by S.I. 2003/501, art. 2(1)(3)(a); s. 116 in force for E. for certain purposes at 7.3.2003 by S.I. 2003/933, art. 2(1)(c); s. 116 in force for certain purposes at 26.7.2004 by S.I. 2004/1757, art. 2(c)

117 Transitional provisions, savings and repeals.

(1) Schedule 5 (which makes transitional and saving provision) shall have effect; but nothing in that Schedule shall be taken to prejudice the operation of sections 16 and 17 of the [M1]Interpretation Act 1978 (which relate to the effect of repeals).

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(2) The enactments mentioned in Schedule 6 to this Act are repealed to the extent specified in that Schedule.

Commencement Information

I5 S. 117 partly in force; s. 117 not in force at Royal Assent see s. 122; s. 117(2) in force for certain purposes at 2.10.2000 by S.I. 2000/2544, art. 2(2)(h); s. 117(1) in force for W. for certain purposes at 1.7.2001 by S.I. 2001/2190, art. 2, Sch. Table; s. 117(1) in force for W. at 26.8.2001 by S.I. 2001/2782, art. 2(1)(l); s. 117(2) in force for E. for certain purposes at 4.10.2001 by S.I. 2001/3331, arts. 1(3), 2(b); s. 117 in force for E. for certain purposes at 1.4.2002 by S.I. 2001/3852, arts. 1(4), 3(2)(7)(j) (subject to transitional provisions in Sch. 1 and with transitional provisions in Sch. 2) (as amended by S.I. 2001/4150, 2002/1493, 2002/1790, 2002/2001, 2002/3210); s. 117 in force for E. for certain purposes at 1.4.2003 by S.I. 2001/3852, arts. 1(4), 3(2)(8)(c) (subject to transitional provisions in Sch. 1 and with transitional provisions in Sch. 2) (as amended by S.I. 2001/4150, 2002/1493, 2002/1790, 2002/2001); s. 117 in force for E. for certain purposes at 1.4.2002 and in force for E. for certain further purposes at 1.4.2003 by S.I. 2001/4150, arts. 1(2), 3(2)(3)(c)(4) (subject to transitional provisions in art. 4 and in S.I. 2002/1493, art. 4) (as amended by S.I. 2002/1493, 2002/1790, 2002/2001, 2002/3210); s. 117 in force for W. for certain purposes at 1.4.2002 by S.I. 2002/920, arts. 1(4), **3(3)** (subject to art. 3(4)-(10) and to transitional provisions in Schs. 1-3); s. 117 in force for W. for certain purposes at 30.1.2003 by S.I. 2003/152, **art. 2(1)**; s 117(2) in force for W. for certain purposes at 30.4.2003 by S.I. 2003/501, **art. 2(3)**; s. 117(2) in force for E. for certain purposes at 30.4.2003 and 1.6.2003 by S.I. 2003/365, art. 3(5)(6) (subject to Sch.); s. 117(2) in force for W. for certain purposes at 2.10.2003 by S.I. 2003/2528, **art. 2**

Marginal Citations

M1 1978 c. 30.

CHAPTER II

SUPPLEMENTAL

118 Orders and regulations.

(1) Any power conferred on the Secretary of State, the Assembly or the appropriate Minister to make regulations or an order under this Act except an order under section 38 or 79(3) shall be exercised by statutory instrument.

(2) An order making any provision by virtue of section 119(2) which adds to, replaces or omits any part of the text of an Act shall not be made by the Secretary of State unless a draft of the instrument has been laid before, and approved by resolution of, each House of Parliament.

(3) Subject to subsection (2), an instrument containing regulations or an order made by the Secretary of State, except an instrument containing an order under section 122, shall be subject to annulment in pursuance of a resolution of either House of Parliament.

In subsection (2) and this subsection, references to the Secretary of State include the Secretary of State and the Assembly acting jointly.

(4) Subsections (5) to (7) apply to any power of the Secretary of State, the Assembly or the appropriate Minister to make regulations or an order under this Act; and subsections

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(5) and (6) apply to any power of Her Majesty to make an Order in Council under section 70.

(5) The power may be exercised either in relation to all cases to which the power extends, or in relation to all those cases subject to specified exceptions, or in relation to any specified cases or classes of case.

(6) The power may be exercised so as to make, as respects the cases in relation to which it is exercised—
  (a) the same provision for all cases in relation to which the power is exercised, or different provision for different cases or different classes of case, or different provision as respects the same case or class of case for different purposes;
  (b) any such provision either unconditionally or subject to any specified condition.

(7) The power may be exercised so as to make—
  (a) any supplementary, incidental or consequential provision,
  (b) any transitory, transitional or saving provision,
  which the person exercising the power considers necessary or expedient.

(8) The provision which, by virtue of subsection (7), may be made by regulations **[**[F4]or an order**]**under the Part of this Act which relates to the Children's Commissioner for Wales includes provision amending or repealing any enactment or instrument.

Textual Amendments

F4 Words in s. 118(8) inserted (26.8.2001 for W.) by 2001 c. 18, **s. 7**; S.I. 2001/2783, **art. 2(2)(h)**

VALID FROM 21/07/2008

[[F5]118A Regulations: Wales

(1) This section has effect where a power to make regulations under this Act is conferred on the Welsh Ministers other than by or by virtue of the Government of Wales Act 2006.

(2) Subsections (1) and (5) to (7) of section 118 apply to the exercise of that power as they apply to the exercise of a power conferred on the Welsh Ministers by or by virtue of that Act.

(3) A statutory instrument containing regulations made in the exercise of that power is subject to annulment in pursuance of a resolution of the Assembly.**]**

Textual Amendments

F5 S. 118A inserted (21.7.2008 for certain purposes and 1.4.2009 otherwise) by Health and Social Care Act 2008 (c. 14), ss. 95, 170(1)(b)(3), **Sch. 5 para. 32**; S.I. 2009/462, **art. 2**, Sch. 1 para. 35

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119 Supplementary and consequential provision etc.

(1) The appropriate Minister may by order make—

(a) any supplementary, incidental or consequential provision,

(b) any transitory, transitional or saving provision,

which he considers necessary or expedient for the purposes of, in consequence of or for giving full effect to any provision of this Act.

(2) The provision which may be made under subsection (1) includes provision amending or repealing any enactment or instrument.

120 Wales.

(1) Section 84(1) of the [M2]Government of Wales Act 1998 (payment of Assembly receipts into the Consolidated Fund) does not apply to any sums received by the Assembly by virtue of any provision of this Act.

(2) The reference to the 1989 Act in Schedule 1 to the [M3]National Assembly for Wales (Transfer of Functions) Order 1999 is to be treated as referring to that Act as amended by or under this Act.

(3) Subsection (2) does not affect the power to make further Orders varying or omitting that reference.

Marginal Citations

M2 1998 c. 38.

M3 S.I. 1999/672.

121 General interpretation etc.

(1) In this Act—

"adult" means a person who is not a child;

"appropriate Minister" means—

(a) in relation to England, Scotland or Northern Ireland, the Secretary of State;

(b) in relation to Wales, the Assembly;

and in relation to England and Wales means the Secretary of State and the Assembly acting jointly;

"child" means a person under the age of 18;

"community home" has the same meaning as in the 1989 Act;

"employment agency" and "employment business" have the same meanings as in the [M4]Employment Agencies Act 1973; but no business which is an employment business shall be taken to be an employment agency;

"enactment" includes an enactment comprised in subordinate legislation (within the meaning of the [M5]Interpretation Act 1978);

"to foster a child privately" has the same meaning as in the 1989 Act;

"harm"—

(a) in relation to an adult who is not mentally impaired, means ill-treatment or the impairment of health;

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(b) in relation to an adult who is mentally impaired, or a child, means ill-treatment or the impairment of health or development;

"health service hospital" has the same meaning as in the [M6]National Health Service Act 1977;

"illness" includes any injury;

"independent school" has the same meaning as in the [M7]Education Act 1996;

"local authority" has the same meaning as in the 1989 Act;

"local authority foster parent" has the same meaning as in the 1989 Act;

"medical" includes surgical;

"mental disorder" means mental illness, arrested or incomplete development of mind, psychopathic disorder, and any other disorder or disability of mind;

"National Health Service body" means a National Health Service trust, **[**[F6]an NHS foundation trust,**]**[[F7]a Strategic Health Authority,**]**a Health Authority, a Special Health Authority **[**[F8], a Primary Care Trust or a Local Health Board**]**;

"parent", in relation to a child, includes any person who is not a parent of his but who has parental responsibility for him;

"parental responsibility" has the same meaning as in the 1989 Act;

"prescribed" means prescribed by regulations;

"proprietor", in relation to a school, has the same meaning as in the Education Act 1996;

"regulations" (except where provision is made for them to be made by the Secretary of State or the Assembly) means regulations made by the appropriate Minister;

"relative" has the same meaning as in the 1989 Act;

"school" has the same meaning as in the [M8]Education Act 1996;

"social services functions" means functions which are social services functions for the purposes of the [M9]Local Authority Social Services Act 1970;

"treatment" includes diagnosis;

"the Tribunal" means the tribunal established by section 9 of the 1999 Act;

"undertaking" includes any business or profession and—

(a) in relation to a public or local authority, includes the exercise of any functions of that authority; and

(b) in relation to any other body of persons, whether corporate or unincorporate, includes any of the activities of that body;

"voluntary organisation" has the same meaning as in **[**[F9]the Adoption and Children Act 2002**]**.

(2) For the purposes of this Act—

(a) a person is disabled if—

(i) his sight, hearing or speech is substantially impaired;

(ii) he has a mental disorder; or

(iii) he is physically substantially disabled by any illness, any impairment present since birth, or otherwise;

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(b) an adult is mentally impaired if he is in a state of arrested or incomplete development of mind (including a significant impairment of intelligence and social functioning).

(3) In this Act, the expression "personal care" does not include any prescribed activity.

(4) For the purposes of this Act, the person who carries on a fostering agency falling within section 4(4)(b), or a voluntary adoption agency, is the voluntary organisation itself.

(5) References in this Act to a person who carries on an establishment or agency include references to a person who carries it on otherwise than for profit.

(6) For the purposes of this Act, a community home which is provided by a voluntary organisation shall be taken to be carried on by—
(a) the person who equips and maintains it; and
(b) if the appropriate Minister determines that the body of managers for the home, or a specified member of that body, is also to be treated as carrying on the home, that body or member.

(7) Where a community home is provided by a voluntary organisation, the appropriate Minister may determine that for the purposes of this Act the home is to be taken to be managed solely by—
(a) any specified member of the body of managers for the home; or
(b) any other specified person on whom functions are conferred under the home's instrument of management.

(8) A determination under subsection (6) or (7) may be made either generally or in relation to a particular home or class of homes.

(9) An establishment is not a care home for the purposes of this Act unless the care which it provides includes assistance with bodily functions where such assistance is required.

(10) References in this Act to a child's being looked after by a local authority shall be construed in accordance with section 22 of the 1989 Act.

(11) For the purposes of this Act an individual is made redundant if—
(a) he is dismissed; and
(b) for the purposes of the [M10]Employment Rights Act 1996 the dismissal is by reason of redundancy.

(12) Any register kept for the purposes of this Act may be kept by means of a computer.

(13) In this Act, the expressions listed in the left-hand column have the meaning given by, or are to be interpreted in accordance with, the provisions listed in the right-hand column.

Expression	***Provision of this Act***
1989 Act	[M11] Children Act 1989
1999 Act	[M12] Protection of Children Act 1999
[[F10]Adoption support agency	Section 4**]**
Assembly	Section 5

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Care home	Section 3
CCETSW	Section 70
[F11 CHAI	Section 5A]
Children's home	Section 1
F12	F12
. . .	. . .
Commissioner	Section 72
Council, the English Council, the Welsh Council	Section 54
[F13CSCI	Section 5B]
Domiciliary care agency	Section 4
Fostering agency	Section 4
Hospital and independent hospital	Section 2
Independent clinic and independent medical agency	Section 2
Registration authority	Section 5
Residential family centre	Section 4
Voluntary adoption agency	Section 4

Textual Amendments

F6 S. 121(1): words in definition of "National Health Service body" inserted (20.11.2003 for certain purposes and 1.4.2004 otherwise) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), ss. 34, 199, **Sch. 4 para. 112**; S.I. 2004/759, **art. 2**

F7 S. 121(1): words in definition of "National Health Service body" inserted (1.10.2002) by The National Health Service Reform and Health Care Professions Act 2002 (Supplementary, Consequential etc. Provisions) Regulations 2002 (S.I. 2002/2469), reg. 4, **Sch. 1 Pt. 1 para. 27**

F8 S. 121(1): words in definition of "National Health Service body" substituted (10.10.2002 for W. and otherwise in force immediately before the National Health Service Act 2006 (which Act came into force on 1.3.2007 in accordance with s. 277(1) (subject to s. 277(2)-(5)) of that Act)) by National Health Service Reform and Health Care Professions Act 2002 (c. 17), s. 6(2), **Sch. 5 para. 46**; S.I. 2002/2532, arts. 1(3), **2**, Sch.; S.I. 2006/1407, arts. 1(1), 2, **Sch. 1 Pt. 2 para. 12(c)**

F9 S. 121(1): words in definition of "voluntary organisation" substituted (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139, 148, **Sch. 3 para. 116(a)** (with Sch. 4 paras. 6-8); S.I. 2005/2213, **art. 2**

F10 S. 121(13): entry in Table inserted (30.12.2005) by Adoption and Children Act 2002 (c. 38), ss. 139, 148, **Sch. 3 para. 116(b)**; S.I. 2005/2213, **art. 2**

F11 S. 121(13): entry in Table inserted (20.11.2003 for certain purposes and 1.4.2004 otherwise) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), ss. 147, 199, **Sch. 9 para. 30**; S.I. 2004/759, **art. 5(2)**

F12 S. 121(13): entry in Table repealed (1.4.2004) by Health and Social Care (Community Health and Standards) Act 2003 (c. 14), ss. 196, 199, **Sch. 14 Pt.2**; S.I. 2004/759, **art. 13**

F13 S. 121(13): entry in Table inserted (20.11.2003 for certain purposes and 1.4.2004 otherwise) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), ss. 147, 199, **Sch. 9 para. 30**; S.I. 2004/759, **art. 5(2)**

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Marginal Citations

M4 1973 c. 35.
M5 1978 c. 30.
M6 1977 c. 49.
M7 1996 c. 56.
M8 1996 c. 56.
M9 1970 c. 42.
M10 1996 c. 18.
M11 1989 c. 41.
M12 1999 c. 14.

122 Commencement.

This Act, except section 70(2) to (5) and this Chapter, shall come into force on such day as the appropriate Minister may by order appoint, and different days may be appointed for different purposes.

Subordinate Legislation Made

P1 S. 122 power partly exercised (14.9.2000): different dates appointed for specified provisions and purposes by S.I. 2000/2544, **art. 2**
S. 122 power partly exercised (9.10.2000): different dates appointed (E.) for specified provisions and purposes by S.I. 2000/2795, **art. 2** (with art. 3)
S. 122 power partly exercised (7.11.2000): different dates appointed (W.) for specified provisions and purposes by S.I. 2000/2992, art. 2(2), **Sch. 2**
S. 122 power partly exercised: different dates appointed (W.) for specified provisions by S.I. 2001/139, **arts. 1(3)**, 2 (with transitional provisions in art. 3)
S. 122 power partly exercised: different dates appointed (E.) for specified provisions by S.I. 2001/290, **arts. 1(3)**, 2 (with transitional provisions in art. 3)
S. 122 power partly exercised: 2.3.2001 appointed (E.) for specified provision by S.I. 2001/731, **art. 2**
S. 122 power partly exercised: different dates appointed (E.) for specified provisions by S.I. 2001/1193, **arts. 1(3)**, 2
S. 122 power partly exercised: 16.3.2001 appointed (E.) for specified provision by S.I. 2001/1210, **arts. 1(3)**, 2
S. 122 power partly exercised: different dates appointed (E.) for specified provisions by S.I. 2001/1536, **arts. 1(3)**, 2
S. 122 power partly exercised: different dates appointed (E.) for specified provisions by S.I. 2001/2041, **arts. 1(4)**, 2 (with transitional, transitory and savings provisions in art. 3, Sch.)
S. 122 power partly exercised: 1.7.2001 appointed (W.) for specified provisions by S.I. 2001/2190, art. 2, **Sch.** Table
S. 122 power partly exercised: 1.7.2001 appointed (W.) for specified provision by S.I. 2001/2354, **art. 2**
S. 122 power partly exercised: different dates appointed (W.) for specified provision by S.I. 2001/2504, **art. 2** (with transitional provisions in art. 3)
S. 122 power partly exercised: different dates appointed (W) for specified provisions by S.I. 2001/2538, **art. 2**
S. 122 power partly exercised: 26.8.2001 appointed (W.) for specified provisions by S.I. 2001/2782, **art. 2**
S. 122 power partly exercised: 4.10.2001 appointed (E.) for specified provisions by S.I. 2001/3331, **arts. 1(3)**, 2

Status: *Point in time view as at 30/12/2005. This version of this part contains provisions that are not valid for this point in time.*
Changes to legislation: *Care Standards Act 2000, Part IX is up to date with all changes known to be in force on or before 30 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

S. 122 power partly exercised: different dates appointed (E.) for specified provisions by S.I. 2001/3852, **arts. 1(4)**, 3 (subject to transitional provisions in Sch. 1 and with transitional provisions in Sch. 2) (as amended by S.I. 2001/4150, 2002/1493, 2002/1790, 2002/2001, 2002/3210, 2005/3397)
S. 122 power partly exercised: different dates appointed (E.) for specified purposes by S.I. 2001/4150, **arts. 1(2)**, 3 (subject to transitional provisions in art. 4 and in S.I. 2002/1493, **art. 4**) (as amended by S.I. 2002/1493, 2002/1790, 2002/2001, 2002/3210)
S. 122 power partly exercised: different dates appointed (E.W.) for specified provisions by S.I. 2002/629
S. 122 power partly exercised: 1.4.2002 appointed (E.) for specified provision by S.I. 2002/839
S. 122 power partly exercised: 1.4.2002 appointed (W.) for specified provisions by S.I. 2002/920
S. 122 power partly exercised: 30.4.2002 appointed (W.) for specified provisions by S.I. 2002/1175
S. 122 power partly exercised: different dates appointed (E.) for specified provisions by S.I. 2002/1245
S. 122 power partly exercised: 1.4.2002 appointed (E.) for specified provisions by S.I. 2002/1493
S. 122 power partly exercised: 31.5.2002 appointed (E.) for specified provisions by S.I. 2002/1790
S. 122 power partly exercised: 29.7.2002 appointed (E.) for specified provisions by S.I. 2002/2001
S. 122 power partly exercised: 2.9.2002 appointed (E.) for specified provision by S.I. 2002/2215
S. 122 power partly exercised: 19.12.2002 appointed (E.) for specified provisions by S.I. {2002/3210}
S. 122 power partly exercised: different dates appointed (W.) for specified provisions and purposes by S.I. 2003/152, **art. 2**
S. 122 power partly exercised: different dates appointed (E.) for specified provisions and purposes by S.I. 2003/365, **art. 3**
S. 122 power partly exercised: different dates appointed (W.) for specified provisions and purposes by S.I. 2003/501, **art. 2**
S. 122 power partly exercised: different dates appointed (W.) for specified provisions and purposes by S.I. 2003/933, **art. 2**
S. 122 power partly exercised: 2.10.2003 appointed (W.) for specified provisions and purposes by S.I. 2003/2528, **art. 2**
S. 122 power partly exercised: 1.3.2004 appointed (E.) for specified provisions and purposes by S.I. 2004/484, **art. 2**
S. 122 power partly exercised: 1.4.2004 appointed (W.) for specified provisions and purposes by S.I. 2004/1015, **art. 2**
S. 122 power partly exercised: 7.7.2004 appointed (W.) for specified provisions and purposes by S.I. 2004/1730, **art. 2**
S. 122 power partly exercised: 26.7.2004 appointed for specified provisions and purposes by S.I. 2004/1757, **art. 2**
S. 122 power partly exercised: different dates appointed for specified provisions and purposes by S.I. 2005/375, **art. 2**

123 Short title and extent.

(1) This Act may be cited as the Care Standards Act 2000.

(2) Subject to subsections (3) and (4), this Act extends to England and Wales only.

(3) Section 70 and, so far as relating to subsections (2) to (5) of that section, sections 114, 115 and 118 extend also to Scotland and Northern Ireland.

(4) The amendment or repeal by this Act of an enactment extending to Scotland or Northern Ireland extends also to Scotland or, as the case may be, Northern Ireland.

Status:
Point in time view as at 30/12/2005. This version of this part contains provisions that are not valid for this point in time.

Changes to legislation:
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