



Care Standards Act 2000

2000 CHAPTER 14

PART II

ESTABLISHMENTS AND AGENCIES

Regulations and standards

[^{F1}22A Power of CIECSS to serve notice where person is failing to comply with regulations

- (1) This section applies if—
 - (a) a person (“P”) is registered in respect of a relevant establishment or agency; and
 - (b) the CIECSS is of the opinion that P is failing or has failed to comply with a requirement imposed on P in relation to that establishment or agency.
- (2) The CIECSS may serve a compliance notice on P.
- (3) A compliance notice is a notice which—
 - (a) states that the CIECSS is of the opinion mentioned in subsection (1)(b);
 - (b) specifies the requirement with which the CIECSS considers P is failing or has failed to comply;
 - (c) specifies how the CIECSS considers that P is failing or has failed to comply with that requirement;
 - (d) specifies the establishment or agency in relation to which the CIECSS considers P is failing or has failed to comply with that requirement;
 - (e) specifies the steps the CIECSS considers need to be taken by P in relation to that establishment or agency to comply with that requirement or (as the case may be) to prevent a recurrence of the failure to comply with that requirement;
 - (f) specifies a period for the taking of those steps; and
 - (g) explains the effect of subsections (4) and (5).

Changes to legislation: Care Standards Act 2000, Section 22A is up to date with all changes known to be in force on or before 04 April 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) View outstanding changes

- (4) Failing to take the steps specified in a compliance notice within the period so specified is an offence.
- (5) A person guilty of an offence under subsection (4) is liable on summary conviction to a fine not exceeding level 5 on the standard scale.
- (6) In this section—
 - (a) a “relevant establishment or agency” means an establishment or agency in relation to which the functions of the registration authority under section 13 are exercisable by the CIECSS;
 - (b) references to a “requirement” are references to a requirement imposed by regulations under—
 - (i) section 22;
 - (ii) section 9 of the Adoption Act 1976; or
 - (iii) section 9 of the Adoption and Children Act 2002.]

Textual Amendments

- F1** S. 22A inserted (1.4.2010 for E. and otherwise prosp.) by [Children and Young Persons Act 2008](#) (c. 23), **ss. 26(2), 44**; [S.I. 2009/3354](#), **art. 3(2)**
-

Modifications etc. (not altering text)

- C1** S. 22A applied (with modifications) (1.7.2013) by [The Residential Holiday Schemes for Disabled Children \(England\) Regulations 2013](#) (S.I. 2013/1394), **reg. 1(1)**, **Sch. 7 para. 9** (with **reg. 1(2)**)

Changes to legislation:

Care Standards Act 2000, Section 22A is up to date with all changes known to be in force on or before 04 April 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5(1)(a)(iii) words substituted by [2008 c. 23 s. 4\(2\)\(a\)](#)
- Sch. 2A para. 8A inserted by [2022 asc 1 Sch. 4 para. 13\(2\)\(b\)](#)
- Sch. 2B para. 11 inserted by [2022 asc 1 Sch. 4 para. 13\(3\)](#)