

*Status: Point in time view as at 01/10/2008.*

*Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Cross Heading: Membership. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

#### THE CARE QUALITY COMMISSION

##### *Membership*

- 3 (1) The Commission is to consist of—
- (a) a chair appointed by the Secretary of State, and
  - (b) other members so appointed.
- (2) The Secretary of State must exercise the powers in sub-paragraph (1) so as to secure that the knowledge and experience of the members of the Commission (taken together) includes knowledge and experience relating to health care, social care and the Mental Health Act 1983 (c. 20).
- (3) The Secretary of State may, in the prescribed manner, remove the chair or any other member from office if (but only if) the Secretary of State is satisfied that the person—
- (a) is unable or unfit to carry out the duties of that office,
  - (b) is failing to carry out those duties, or
  - (c) is disqualified from holding office (or was disqualified at the time of appointment).
- (4) The Secretary of State may by regulations make provision as to—
- (a) the appointment of the chair and other members (including the number, or limits on the number, of members who may be appointed and any conditions to be fulfilled for appointment), and
  - (b) subject to this paragraph of this Schedule, the tenure of office of the chair and other members (including the circumstances in which they are to cease to hold office, are disqualified from holding office or may be suspended from office).
- (5) Regulations under sub-paragraph (4)(b) relating to the suspension of a person from office may only provide for suspension where it appears to the Secretary of State that one of the conditions in sub-paragraph (3) is or may be satisfied in relation to that person.

#### **Commencement Information**

- 11** Sch. 1 para. 3 partly in force; Sch. 1 para. 3 in force for specified purposes at Royal Assent, see s. 170
- 12** Sch. 1 para. 3 in force at 1.10.2008 in so far as not already in force by [S.I. 2008/2497](#), [art. 2\(n\)\(i\)](#)

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