



# 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

##### *Further provision about registration as a service provider or manager*

#### **17 Cancellation of registration**

- (1) The Commission may at any time cancel the registration of a person (“R”) under this Chapter as a service provider or manager in respect of a regulated activity—
  - (a) on the ground that R has been convicted of, or admitted, a relevant offence;
  - (b) on the ground that any other person has been convicted of any relevant offence in relation to the regulated activity;
  - (c) on the ground that the regulated activity is being, or has at any time been, carried on otherwise than in accordance with the relevant requirements;
  - (d) on the ground that R has failed to comply with a requirement imposed by or under Chapter 6;
  - (e) on any ground specified by regulations.
- (2) The Commission must cancel the registration of a person under this Chapter as a manager in respect of a regulated activity if—
  - (a) no-one is registered under this Chapter as a service provider in respect of the activity, or
  - (b) the registration of a person under this Chapter as a service provider in respect of the activity ceases to be subject to a registered manager condition.
- (3) For the purposes of this section, the following are relevant offences—

*Status: Point in time view as at 02/04/2018.*

*Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 17. (See end of Document for details)*

- (a) a Part 1 offence,
  - (b) an offence under the Registered Homes Act 1984 (c. 23) or regulations made under it,
  - (c) an offence under Part 2 of the Care Standards Act 2000 (c. 14) or regulations made under it,<sup>F1</sup> ...
  - [<sup>F2</sup>(ca) an offence under Part 1 of the Regulation and Inspection of Social Care (Wales) Act 2016 (anaw 2) or specified in regulations made under section 45 or 46 of that Act, and]
  - (d) any other offence which appears to the Commission to be relevant.
- (4) In this section “relevant requirements” means—
- (a) any requirements or conditions imposed by or under this Chapter, and
  - (b) the requirements of any other enactment which appears to the Commission to be relevant.

#### **Textual Amendments**

- F1** Word in s. 17(3)(c) omitted (2.4.2018) by virtue of [The Regulation and Inspection of Social Care \(Wales\) Act 2016 \(Consequential Amendments\) Regulations 2018 \(S.I. 2018/195\)](#), [regs. 2\(1\)](#), 41(2)
- F2** S. 17(3)(ca) inserted (2.4.2018) by [The Regulation and Inspection of Social Care \(Wales\) Act 2016 \(Consequential Amendments\) Regulations 2018 \(S.I. 2018/195\)](#), [regs. 2\(1\)](#), 41(3)

#### **Modifications etc. (not altering text)**

- C1** Pt. 1 modified (E.W.) (6.4.2015) by [Care Act 2014 \(c. 23\)](#), [ss. 57\(1\)](#), 127(1); S.I. 2015/993, art. 4 (with transitional provisions in [S.I. 2015/995](#))
- C2** Pt. 1 modified (E.W.) (6.4.2015) by [Care Act 2014 \(c. 23\)](#), [ss. 57\(1\)\(2\)](#), 127(1); S.I. 2015/993, art. 4 (with transitional provisions in [S.I. 2015/995](#))
- C3** S. 17 modified (6.4.2015) by [Care Act 2014 \(c. 23\)](#), [ss. 57\(3\)](#), 127(1); S.I. 2015/993, art. 4 (with transitional provisions in [S.I. 2015/995](#))

#### **Commencement Information**

- I1** S. 17 partly in force; S. 17 in force for specified purposes at Royal Assent, see s. 170
- I2** S. 17 in force at 1.10.2010 in so far as not already in force by [S.I. 2010/807](#), art. 2(2), [Sch. 1 para. 19](#) (with [Pt. 3](#))
- I3** S. 17(1)(3)(4) in force at 1.4.2009 for specified purposes by [S.I. 2009/462](#), art. 2, [Sch. 1 para. 6](#)

**Status:**

Point in time view as at 02/04/2018.

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 17.