



Health and Social Care Act 2008

2008 CHAPTER 14

PART 1

THE CARE QUALITY COMMISSION

CHAPTER 3

QUALITY OF HEALTH AND SOCIAL CARE

Reviews and investigations

51 Failings by Welsh NHS bodies

- (1) Following a review under section 46^{F1} ..., or a review or investigation under section 48, the Commission must inform the Welsh Ministers if it considers that—
- (a) there are significant failings in relation to the provision of health care by or pursuant to arrangements made by a Welsh NHS body,
 - (b) there are significant failings in the running of a Welsh NHS body, or
 - (c) there are significant failings in the running of a body, or the practice of an individual, providing health care pursuant to arrangements made by a Welsh NHS body.
- (2) The Commission may also recommend to the Welsh Ministers that, with a view to remedying those failings, the Welsh Ministers take special measures—
- (a) in a case falling within subsection (1)(a) or (b), in relation to the Welsh NHS body concerned;
 - (b) in a case falling within subsection (1)(c), in relation to the body or individual concerned (except an English NHS body or a cross-border Special Health Authority).
- (3) In this section “Welsh NHS body” has the same meaning as in Part 2 of the Health and Social Care (Community Health and Standards) Act 2003 (c. 43).

Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 51. (See end of Document for details)

Textual Amendments

- F1** Words in s. 51(1) omitted (1.10.2014) by virtue of [Care Act 2014 \(c. 23\)](#), **ss. 91(9)(b)**, 127(1); [S.I. 2014/1714](#), **art. 4**

Commencement Information

- I1** S. 51 in force at 1.4.2009 for specified purposes by [S.I. 2009/462](#), **art. 2(1)**, **Sch. 1 para. 19**
- I2** S. 51 in force at 11.12.2009 in so far as not already in force by [S.I. 2009/3023](#), **art. 2(f)** (with arts. [3-17](#)) (as amended (8.2.2010) by [S.I. 2010/47](#), **art. 2**)

Changes to legislation:

There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 51.