



# Health and Social Care Act 2008

## 2008 CHAPTER 14

### PART 1

#### THE CARE QUALITY COMMISSION

### CHAPTER 6

#### MISCELLANEOUS AND GENERAL

##### *Powers of entry etc.*

## **62 Entry and inspection**

- (1) The power in subsection (2) is exercisable if the Commission considers it necessary or expedient for the purposes of any of its regulatory functions.
- (2) A person authorised by the Commission may enter and inspect any premises which are, or which the person reasonably believes to be, regulated premises.
- (3) Premises are “regulated premises” if they fall within one or more of the following descriptions—
  - (a) they are used for the carrying on of a regulated activity,
  - (b) they are owned or controlled by an English NHS body or English local authority, or
  - (c) they are used or proposed to be used for or in connection with—
    - (i) the provision of NHS care,
    - (ii) the exercise of any functions of an English NHS body, or
    - (iii) the provision of adult social services.
- (4) If NHS care or an adult social service is provided to a person in premises used wholly or mainly as a private dwelling, the premises are not to be regarded as used for or in connection with the provision of that care or service.

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*Status: This is the original version (as it was originally enacted).*

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- (5) A person who proposes to exercise the power conferred by subsection (2) must if so required produce some duly authenticated document showing the person's authority to exercise the power.
- (6) "Premises" includes a vehicle.