
DRAFT STATUTORY INSTRUMENTS

2003 No.

The Health and Personal Social Services (Quality,
Improvement and Regulation) (Northern Ireland) Order 2003

PART VI

MISCELLANEOUS

Arrangements for provision of accommodation outside Northern Ireland

45. In Article 36 of the [Health and Personal Social Services \(Northern Ireland\) Order 1972 \(NI 14\)](#) (arrangements under Article 15 for provision of accommodation), for paragraphs (1) and (2) there shall be substituted the following paragraphs—

“(1) Subject to paragraph (2), arrangements must not be made under Article 15 for the provision of accommodation together with nursing or personal care for persons such as are mentioned in Article 10(1) of the Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003 (residential care homes) unless—

- (a) the accommodation is to be provided, under the arrangements, in a residential care home or nursing home (within the meaning of that Order); and
- (b) a person carrying on or managing the home is registered in respect of it under that Order.

(2) The Department may by regulations make provision for or in connection with the making of arrangements under Article 15 for the provision of accommodation in Great Britain, the Channel Islands or the Isle of Man.”.