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**Changes to legislation:** Health And Social Services And Social Security Adjudications Act 1983, Paragraph 13 is up to date with all changes known to be in force on or before 26 September 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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## SCHEDULES

### SCHEDULE 4

#### REGISTERED HOMES

#### [<sup>F1</sup>PART I

#### RESIDENTIAL CARE HOMES

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#### Textual Amendments

**F1** Sch. 4 Pt. I (paras. 1–23), Pt. II paras. 24–37, 44, Pt. III (paras. 49–56), Sch. 9 paras. 4, 6, 9, 12–14 and 26 repealed (E.W.) by Registered Homes Act 1984 (c. 23, SIF 113:3), s. 57, Sch. 3

*Urgent procedure for cancellation of registration etc.*

- 13 (1) If—
- (a) the registration authority apply to a justice of the peace for an order—
    - (i) cancelling the registration of a person in respect of a residential care home;
    - (ii) varying any condition for the time being in force in respect of a home by virtue of this Part of this Schedule; or
    - (iii) imposing an additional condition; and
  - (b) it appears to the justice of the peace that there will be a serious risk to the life, health or wellbeing of the residents in the home unless the order is made, he may make the order, and the cancellation, variation or imposition shall have effect from the date on which the order is made.
- (2) An application under subparagraph (1) above may be made ex parte and shall be supported by a written statement of the registration authority's reasons for making the application.
- (3) An order under subparagraph (1) above shall be in writing.
- (4) Where such an order is made, the registration authority shall serve on any person registered in respect of the home, as soon as is practicable after the making of the order,—
- (a) notice of the making of the order and of its terms; and
  - (b) a copy of the statement of the authority's reasons which supported their application for the order.]

**Changes to legislation:**

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**Commencement Orders yet to be applied to the Health And Social Services And Social Security Adjudications Act 1983**

Commencement Orders bringing legislation that affects this Act into force:

- [S.I. 2004/288 art. 2-6](#) commences (2003 c. 43)
- [S.I. 2004/480 art. 2-5](#) commences (2003 c. 43)
- [S.I. 2004/1009 art. 2](#) commences (2003 c. 43)
- [S.I. 2004/1019 art. 2](#) commences (2003 c. 43)
- [S.I. 2005/2897 art. 2](#) commences (2002 c. 38)
- [S.I. 2005/2925 art. 24-11](#) commences (2003 c. 43)
- [S.I. 2006/345 art. 2-7](#) commences (2003 c. 43)
- [S.I. 2009/3074 art. 23](#) commences (2008 c. 4)
- [S.I. 2011/849 art. 2](#) commences (2010 nawm 2)
- [S.S.I. 2009/267 art. 2](#) commences (2007 asp 4)