



Care Standards Act 2000

2000 CHAPTER 14

PART IX

GENERAL AND SUPPLEMENTAL

CHAPTER I

GENERAL

113 Default powers of appropriate Minister

- (1) The powers conferred by this section are exercisable by the Secretary of State if he is satisfied that the Commission or the English Council—
 - (a) has without reasonable excuse failed to discharge any of its functions; or
 - (b) in discharging any of its functions, has without reasonable excuse failed to comply with any directions or guidance given by him under section 6(2) or 54(4) in relation to those functions.
- (2) The powers conferred by this section are exercisable by the Assembly if it is satisfied that the Welsh Council—
 - (a) has without reasonable excuse failed to discharge any of its functions; or
 - (b) in discharging any of its functions, has without reasonable excuse failed to comply with any directions or guidance given by the Assembly under section 54(4) in relation to those functions.
- (3) The appropriate Minister may—
 - (a) make an order declaring the authority in question to be in default; and
 - (b) direct the authority to discharge such of its functions, and in such manner and within such period or periods, as may be specified in the direction.
- (4) If the authority fails to comply with the appropriate Minister's direction under subsection (3), the appropriate Minister may—
 - (a) discharge the functions to which the direction relates himself; or

Status: This is the original version (as it was originally enacted).

- (b) make arrangements for any other person to discharge those functions on his behalf.