

*These notes refer to the Health and Social Care (Community Health and Standards) Act 2003 (c.43) which received Royal Assent on 20 November 2003*

# HEALTH AND SOCIAL CARE (COMMUNITY HEALTH AND STANDARDS) ACT 2003

---

## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### **Part 2 –Standards**

#### *Chapter 3 - Nhs Health Care: Functions of Chai*

#### **Healthcare provided by and for NHS bodies**

#### *Section 53: Failings*

160. Where the CHAI considers that there are significant failings in the health care provided by or for NHS bodies, *subsections (2), (4) and (6)* oblige the CHAI to make a report to the Secretary of State, the Assembly or the Regulator as appropriate. *Subsections (3), (5) and (7)* enable the CHAI to recommend that the appropriate authority take special measures to improve the health care provided. Such measures could include calling on the CHAI to undertake a re-inspection of the body concerned or other practical assistance or organisational support.