



# Health and Social Care Act 2008

## 2008 CHAPTER 14

### PART 1

#### THE CARE QUALITY COMMISSION

### CHAPTER 5

#### FURTHER FUNCTIONS

#### **54 Studies as to economy, efficiency etc.**

- (1) The Commission may <sup>F1</sup>...undertake or promote comparative or other studies designed to enable it to make recommendations—
- (a) for improving economy, efficiency and effectiveness in any activity mentioned in subsection (2),
  - (b) for improving the management, other than the financial management, of an English NHS body, or
  - (c) for improving the management of an English local authority in its provision of adult social services.

(2) Those activities are—

- (a) the provision of health care by an English NHS provider,
- <sup>F2</sup>(b) .....
- (c) the provision of adult social services by an English local authority, and
- (d) the making of arrangements by an English local authority for the provision of adult social services.

[<sup>F3</sup>(2A) The Commission may not exercise the power under subsection (1)(a), so far as it relates to the activity mentioned in subsection (2)(d), without the approval of the Secretary of State.]

- (3) The Commission may <sup>F1</sup>... also undertake or promote studies designed to enable it to prepare reports as to the impact of—

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*Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 54. (See end of Document for details)*

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- (a) the operation of any particular statutory provisions, or
  - (b) any directions or guidance given by a Minister of the Crown (whether pursuant to any such provisions or otherwise),
- on economy, efficiency and effectiveness in an activity mentioned in subsection (2) (c) or (d).
- (4) The Commission must undertake or promote a study falling within subsection (1) or (3) if the Secretary of State so requests.
- (5) The reference in subsection (1) to an English NHS body does not include a reference to [F4NHS England], [F5an integrated care board or] a Special Health Authority.

#### Textual Amendments

- F1** Words in s. 54(1)(3) omitted (1.10.2014) by virtue of Care Act 2014 (c. 23), **ss. 90(3)**, 127(1); S.I. 2014/2473, art. 3(e)
- F2** S. 54(2)(b) omitted (1.4.2013) by virtue of Health and Social Care Act 2012 (c. 7), s. 306(4), **Sch. 5 para. 160(a)**; S.I. 2013/160, art. 2(2) (with arts. 7-9)
- F3** S. 54(2A) inserted (1.10.2014) by Care Act 2014 (c. 23), **ss. 90(4)**, 127(1); S.I. 2014/2473, art. 3(e)
- F4** Words in s. 54 substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 1 para. 1(1)(2)**; S.I. 2022/734, reg. 2(a), **Sch.** (with regs. 13, 29, 30)
- F5** Words in s. 54(5) substituted (1.7.2022) by Health and Care Act 2022 (c. 31), s. 186(6), **Sch. 4 para. 164**; S.I. 2022/734, reg. 2(a), **Sch.** (with regs. 13, 29, 30)

#### Modifications etc. (not altering text)

- C1** Pt. 1 Ch. 5 modified by 2004 c. 17, s. 10(1) (as substituted (1.10.2010) by The Health and Social Care Act 2008 (Consequential Amendments No.2) Order 2010 (S.I. 2010/813), **art. 15** reg. 1(1))
- C2** S. 54 excluded by 2004 c. 17, s. 10(3) (as substituted (1.10.2010) by The Health and Social Care Act 2008 (Consequential Amendments No.2) Order 2010 (S.I. 2010/813), **arts. 1(1), 15**)

#### Commencement Information

- I1** S. 54 in force at 1.4.2009 by S.I. 2009/462, art. 2(1), **Sch. 1 para. 20**

**Changes to legislation:**

There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 54.