
STATUTORY INSTRUMENTS

2014 No. 2936

The Health and Social Care Act 2008
(Regulated Activities) Regulations 2014

PART 3

Requirements in relation to Regulated Activities

SECTION 2

Fundamental Standards

Fit and proper persons employed

- 19.—(1) Persons employed for the purposes of carrying on a regulated activity must—
- (a) be of good character,
 - (b) have the qualifications, competence, skills and experience which are necessary for the work to be performed by them, and
 - (c) be able by reason of their health, after reasonable adjustments are made, of properly performing tasks which are intrinsic to the work for which they are employed.
- (2) Recruitment procedures must be established and operated effectively to ensure that persons employed meet the conditions in—
- (a) paragraph (1), or
 - (b) in a case to which regulation 5 applies, paragraph (3) of that regulation.
- (3) The following information must be available in relation to each such person employed—
- (a) the information specified in Schedule 3, and
 - (b) such other information as is required under any enactment to be kept by the registered person in relation to such persons employed.
- (4) Persons employed must be registered with the relevant professional body where such registration is required by, or under, any enactment in relation to—
- (a) the work that the person is to perform, or
 - (b) the title that the person takes or uses.
- (5) Where a person employed by the registered person no longer meets the criteria in paragraph (1), the registered person must—
- (a) take such action as is necessary and proportionate to ensure that the requirement in that paragraph is complied with, and
 - (b) if the person is a health care professional, social worker or other professional registered with a health care or social care regulator, inform the regulator in question.
- (6) Paragraphs (1) and (3) of this regulation do not apply in a case to which regulation 5 applies.