### STATUTORY INSTRUMENTS

## 2014 No. 2936

## NATIONAL HEALTH SERVICE, ENGLAND SOCIAL CARE, ENGLAND PUBLIC HEALTH, ENGLAND

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

Made - - - 6th November 2014

Coming into force in accordance with regulation 1

# THE HEALTH AND SOCIAL CARE ACT 2008 (REGULATED ACTIVITIES) REGULATIONS 2014

#### PART 1

General

- Citation and commencement
- 2. Interpretation

#### PART 2

### Regulated Activities

3. Prescribed activities

#### PART 3

Requirements in relation to Regulated Activities

### SECTION 1

Requirements relating to persons carrying on or managing a regulated activity

- 4. Requirements where the service provider is an individual or partnership
- 5. Fit and proper persons: directors
- 6. Requirement where the service provider is a body other than a partnership
- 7. Requirements relating to registered managers

Changes to legislation: The Health and Social Care Act 2008 (Regulated Activities) Regulations 2014 is up to date with all changes known to be in force on or before 06 May 2024. 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

#### SECTION 2

#### Fundamental Standards

- 8. General
- 9. Person-centred care
- 9A Visiting and accompanying in care homes, hospitals and hospices
- 10. Dignity and respect
- 11. Need for consent
- 12. Safe care and treatment
- 13. Safeguarding service users from abuse and improper treatment
- 14. Meeting nutritional and hydration needs
- 15. Premises and equipment
- 16. Receiving and acting on complaints
- 17. Good governance
- 18. Staffing
- 19. Fit and proper persons employed
- 20. Duty of candour
- 20A Requirement as to display of performance assessments

#### PART 4

## Compliance and Offences

- 21. Guidance and Code
- 22. Offences
- 23. Offences: penalties

## PART 5

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24. Penalty notices

#### PART 6

#### Miscellaneous

- 25. Revocations
- 26. Transitional and transitory provision
- 27. Review

Signature

SCHEDULE 1 — Regulated Activities

- Personal care
- 2. Accommodation for persons who require nursing or personal care
- 3. Accommodation for persons who require treatment for substance misuse
- 4. Treatment of disease, disorder or injury
- 5. Assessment or medical treatment for persons detained under the 1983 Act
- 6. Surgical procedures
- 7. Diagnostic and screening procedures
- 8. Management of supply of blood and blood derived products etc
- 9. Transport services, triage and medical advice provided remotely
- 10. Maternity and midwifery services

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- 11. Termination of pregnancies
- 12. Services in slimming clinics
- 13. Nursing care
- 14. Family planning services

## SCHEDULE 2 — Regulated Activities: General Exceptions

- 1. (1) Any activity which is carried on—
- 2. Any activity which involved the carrying on of an establishment...
- 3. (1) Subject to paragraph 4, the provision of treatment in...
- 4. Paragraph 3 does not apply in relation to—
- 5. (1) Medical or dental services provided (otherwise than in conjunction...
- 6. Forensic medicine or dental services provided under arrangements made with...
- 7. Primary ophthalmic services provided under Part 6 of the 2006...
- 8. Services which are provided at or from premises that are...
- 9. The provision of first aid by— (a) health care professionals...
- 10. (1) Defence medical and dental services being-
- 11. Treatment provided in a school to the pupils of that...
- 12. Any activity which—(a) is carried on for the purpose...

## SCHEDULE 3 — Information Required in Respect of Persons Employed or Appointed for the Purposes of a Regulated Activity

- 1. Proof of identity including a recent photograph.
- 2. Where required for the purposes of an exempted question in...
- 3. Where required for the purposes of an exempted question asked...
- 4. Satisfactory evidence of conduct in previous employment concerned with the...
- 5. Where a person (P) has been previously employed in a...
- 6. In so far as it is reasonably practicable to obtain,...
- 7. A full employment history, together with a satisfactory written explanation...
- 8. Satisfactory information about any physical or mental health conditions which...
- 9. For the purposes of this Schedule—(a) "the appointed day"...

## SCHEDULE 4 — Good character and unfit person tests

## PART 1 — Unfit person test

- 1. The person is an undischarged bankrupt or a person whose...
- 2. The person is the subject of a bankruptcy restrictions order...
- 3. The person is a person to whom a moratorium period...
- 4. The person has made a composition or arrangement with, or...
- 5. The person is included in the children's barred list or...
- 6. The person is prohibited from holding the relevant office or...

PART 2 — Good character

- 7. Whether the person has been convicted in the United Kingdom...
- 8. Whether the person has been erased, removed or struck-off a...

## SCHEDULE 5 — Fixed Penalty Offences

**Explanatory Note** 

## **Changes to legislation:**

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### Changes and effects yet to be applied to:

- Sch. 1 para. 4(4)(a) word omitted by S.I. 2024/374 Sch. 5 para. 23(a)(i)
- reg. 12(4) words substituted by S.I. 2022/15 reg. 4(3) (This amendment not applied to Legislation.gov.uk amending S.I. 2022/15 revoked on 15.3.2022 by S.I. 2022/206, reg. 3)
- reg. 12(6) words omitted by S.I. 2022/15 reg. 4(4)(c) (This amendment not applied to Legislation.gov.uk amending S.I. 2022/15 revoked on 15.3.2022 by S.I. 2022/206, reg. 3)
- reg. 12(6) words substituted by S.I. 2022/15 reg. 4(4)(a) (This amendment not applied to Legislation.gov.uk amending S.I. 2022/15 revoked on 15.3.2022 by S.I. 2022/206, reg. 3)
- reg. 12(6) words substituted by S.I. 2022/15 reg. 4(4)(b) (This amendment not applied to Legislation.gov.uk amending S.I. 2022/15 revoked on 15.3.2022 by S.I. 2022/206, reg. 3)

## Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 1 para. 4(4)(a)(xv) and word inserted by S.I. 2024/374 Sch. 5 para. 23(a)(ii)
- Sch. 1 para. 4(4)(g) inserted by S.I. 2024/374 Sch. 5 para. 23(b)
- Sch. 4A inserted by S.I. 2022/15 reg. 4(5) (This amendment not applied to Legislation.gov.uk - amending S.I. 2022/15 revoked on 15.3.2022 by S.I. 2022/206, reg. 3)
- reg. 12(3)-(3K) substituted for reg. 12(3)-(3D) by S.I. 2022/15 reg. 4(2) (This amendment not applied to Legislation.gov.uk amending S.I. 2022/15 revoked on 15.3.2022 by S.I. 2022/206, reg. 3)