
SCOTTISH STATUTORY INSTRUMENTS

2015 No. 202

The Community Care (Provision of Residential Accommodation Outwith Scotland) (Scotland) Regulations 2015

Meaning of appropriate establishment

2.—(1) For the purpose of section 5(1) and (3) of the 2002 Act, “appropriate establishment” has the meaning given in this Regulation.

(2) In relation to section 12 of the 1968 Act and section 25 of the 2003 Act it means—

- (a) as respects England and Wales, a care home within the meaning of section 3 of the Care Standards Act 2000⁽¹⁾; and
- (b) as respects Northern Ireland, a residential care home within the meaning of article 10 of the Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003⁽²⁾.

(3) In relation to section 13A of the 1968 Act it means—

- (a) as respects England and Wales, a care home within the meaning of section 3 of the Care Standards Act 2000; and
- (b) as respects Northern Ireland, a nursing home within the meaning of Article 11 of the Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003.

(1) 2000 c.14. Section 3 was amended by section 95 and paragraphs 4(2) and 4(3) of Schedule 5(1) to the Health and Social Care Act 2008 (c.14).

(2) 2003 No. 431 (N.I. 9).