
DRAFT STATUTORY INSTRUMENTS

2009 No.

**The Health and Social Care Act 2008
(Regulated Activities) Regulations 2009**

PART 3

**REQUIREMENTS RELATING TO PERSONS CARRYING
ON OR MANAGING A REGULATED ACTIVITY**

Requirement where the service provider is a body other than a partnership

5.—(1) This regulation applies where the service provider is a body other than a partnership.

(2) The body must give notice to the Commission of the name, address and position in the body of an individual (in these Regulations referred to as “the nominated individual”) who is employed as a director, manager or secretary of the body and who is responsible for supervising the management of the carrying on of the regulated activity by the body.

(3) The registered person must take all reasonable steps to ensure that the nominated individual is—

- (a) of good character;
- (b) physically and mentally fit to supervise the management of the carrying on of the regulated activity and has the necessary qualifications, skills and experience to do so; and
- (c) able to supply to the registered person, or arrange for the availability of, the information specified in Schedule 3.