



Health and Social Care Act 2008

2008 CHAPTER 14

PART 1

THE CARE QUALITY COMMISSION

CHAPTER 2

REGISTRATION IN RESPECT OF PROVISION OF HEALTH OR SOCIAL CARE

Registration procedure

30 Urgent procedure for cancellation

- (1) If—
 - (a) the Commission applies to a justice of the peace for an order cancelling the registration of a person as a service provider or manager in respect of a regulated activity, and
 - (b) it appears to the justice that, unless the order is made, there will be a serious risk to a person's life, health or well-being,the justice may make the order, and the cancellation has effect from the time when the order is made.
- (2) An application under subsection (1) may, if the justice thinks fit, be made without notice having been given to the registered person.
- (3) As soon as practicable after the making of an application under this section, the Commission must give notice of the application—
 - ^{F1}(za) in any case where regulations so provide, to ^{F2}NHS England,]
 - (a) [^{F3}in any case where regulations so provide,] to such [^{F4}integrated care board]^{F5}... or English local authority as may be determined in accordance with regulations,
 - ^{F6}(b)

Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 30. (See end of Document for details)

- F7(c)
- (d) to such other persons as the Commission considers appropriate.
- (4) An order under subsection (1) must be in writing.
- (5) Where such an order is made, the Commission must, as soon as practicable after the making of the order, serve on the person registered as a service provider or manager in respect of the regulated activity—
- (a) a copy of the order, and
- (b) notice of the right of appeal conferred by section 32.

Textual Amendments

- F1** S. 30(3)(za) inserted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 5 para. 155\(a\)](#); [S.I. 2013/160](#), art. 2(2) (with arts. 7-9)
- F2** Words in s. 30 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)
- F3** Words in s. 30(3)(a) inserted (1.4.2013) by [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 5 para. 155\(b\)\(i\)](#); [S.I. 2013/160](#), art. 2(2) (with arts. 7-9)
- F4** Words in s. 30(3)(a) substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 4 para. 161](#); [S.I. 2022/734](#), reg. 2(a), [Sch.](#) (with regs. 13, 29, 30)
- F5** Words in s. 30(3)(a) omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 5 para. 155\(b\)\(iii\)](#); [S.I. 2013/160](#), art. 2(2) (with arts. 7-9)
- F6** S. 30(3)(b) omitted (1.4.2013) by virtue of [Health and Social Care Act 2012 \(c. 7\)](#), s. 306(4), [Sch. 5 para. 155\(c\)](#); [S.I. 2013/160](#), art. 2(2) (with arts. 7-9)
- F7** S. 30(3)(c) omitted (1.7.2022) by virtue of [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 5 para. 36](#); [S.I. 2022/734](#), reg. 2(a), [Sch.](#) (with regs. 13, 29, 30)

Commencement Information

- I1** S. 30 partly in force; S. 30 in force for specified purposes at Royal Assent, see s. 170
- I2** S. 30 in force at 1.4.2009 for specified purposes by [S.I. 2009/462](#), art. 2, [Sch. 1 para. 11](#)
- I3** S. 30 in force at 1.10.2010 in so far as not already in force by [S.I. 2010/807](#), art. 2(2), [Sch. 1 para. 22](#) (with [Pt. 3](#))

Changes to legislation:

There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 30.