



Health and Social Care Act 2008

2008 CHAPTER 14

PART 1

THE CARE QUALITY COMMISSION

CHAPTER 6

MISCELLANEOUS AND GENERAL

Enforcement

89 Publication of information relating to enforcement action etc.

- (1) Regulations may authorise or require the publication by the Commission of prescribed information relating to—
 - (a) the cancellation or suspension of a person's registration under Chapter 2;
 - (b) the conviction of any person in respect of a Part 1 offence and the penalty imposed;
 - (c) the variation or removal under section 12(5)(a) or 15(5)(a) of any condition for the time being in force in relation to a person's registration;
 - (d) the imposition under section 12(5)(b) or 15(5)(b) of any additional condition;
 - (e) a warning notice under section 29 [^{F1}or 29A];
 - (f) the payment by any person of a penalty in accordance with a penalty notice issued under section 86, and the offence to which the notice relates.
- (2) Any regulations made by virtue of subsection (1)(e) must require the Commission, before publishing information relating to a warning notice under section 29 [^{F2}or 29A], to provide the person to whom the notice was given with an opportunity to make representations to the Commission relating to the matters dealt with in the notice.
- (3) The regulations may prescribe the time when, and manner in which, any information is to be published.

Changes to legislation: There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 89. (See end of Document for details)

Textual Amendments

- F1** Words in s. 89(1)(e) inserted (1.4.2015) by Care Act 2014 (c. 23), **ss. 82(4)(c)**, 127(1); S.I. 2015/993, **art. 2(v)** (with transitional provisions in S.I. 2015/995)
- F2** Words in s. 89(2) inserted (1.4.2015) by Care Act 2014 (c. 23), **ss. 82(4)(c)**, 127(1); S.I. 2015/993, **art. 2(v)** (with transitional provisions in S.I. 2015/995)

Commencement Information

- I1** S. 89 partly in force; S. 89 in force for specified purposes at Royal Assent, see s. 170
- I2** S. 89 in force at 1.4.2009 in so far as not already in force by S.I. 2009/462, **art. 2(1)**, **Sch. 1 para. 29**

Changes to legislation:

There are currently no known outstanding effects for the Health and Social Care Act 2008, Section 89.