

**2004 No. 1757(C.71 )**

**SOCIAL CARE, ENGLAND AND WALES**

**PROTECTION OF VULNERABLE ADULTS**

**The Care Standards Act 2000 (Commencement No. 20) Order  
2004**

*Made* - - - -

*6th July 2004*

The Secretary of State and the National Assembly for Wales, acting jointly in exercise of the powers conferred upon them by sections 118(5) and (6) and 122 of the Care Standards Act 2000(a), hereby make the following Order:—

**Citation and interpretation**

1.—(1) This Order may be cited as the Care Standards Act 2000 (Commencement No. 20) Order 2004.

(2) In this Order “the Act” means the Care Standards Act 2000.

**Appointed Days**

2. 26th July 2004 is the day appointed for the coming into force of the following provisions of the Act—

- (a) section 80(1), (2)(a) and (c), (3) (in so far as it relates to positions mentioned in subsection (2)(a) and (c) of that section), (4), (5), (6)(a) and (b), (7)(a) and (b) and, in so far as it is not already in force, (8);
- (b) sections 81 to 90, 92, 93 and 97; and
- (c) sub-paragraph (3) of paragraph 26 of Schedule 4, in so far as not already in force, and section 116 in so far as it relates to that sub-paragraph.

Signed by authority of the Secretary of State for Health

18th May 2004

*Stephen Ladyman*  
Parliamentary Under Secretary of State,  
Department of Health

Signed on behalf of the National Assembly for Wales

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(a) 2000 c.14. The powers are exercisable by the appropriate Minister, who is defined in section 121(1), in relation to England and Wales, as the Secretary of State and the National Assembly for Wales acting jointly.

under section 66(1) of the Government of Wales Act 1998

6th July 2004

*D. Ellis-Thomas*  
National Assembly for Wales

### **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order brings into force, in relation to England and Wales, certain provisions of the Care Standards Act 2000 which provide for the establishment and operation of the Protection of Vulnerable Adults list. The provisions, in so far as they are not already in force, are commenced with effect from 26th July 2004. They are:—

section 80, in so far as it applies in relation to care homes and domiciliary care agencies only, sections 81 to 90, 92, 93, 97, and sub-paragraph (3) of paragraph 26 of Schedule 4 in so far as it is not already in force, and section 116 in so far as it relates to that sub-paragraph.

### **NOTE AS TO EARLIER COMMENCEMENT ORDERS**

*(This note is not part of the Order)*

The following provisions of the Care Standards Act 2000 have been brought into force—

- (a) in relation to England (as well as Wales) by—
- the Care Standards Act 2000 (Commencement No. 1) Order 2000 (S.I.2000/2544) (C.72);
  - and
  - the Care Standards Act 2000 (Commencement No. 11) Order 2002 (S.I.2002/629) (C.19);
- (b) in relation to England by—
- the Care Standards Act 2000 (Commencement No. 1 (England) and Transitional Provisions) Order 2000 (S.I.2000/2795) (C.79);
  - the Care Standards Act 2000 (Commencement No. 2 (England) and Transitional Provisions) Order 2001 (S.I.2001/290) (C.17);
  - the Care Standards Act 2000 (Commencement No. 3) (England) Order 2001 (S.I.2001/731) (C.26);
  - the Care Standards Act 2000 (Commencement No. 4) (England) Order 2001 (S.I.2001/1193) (C.39);
  - the Care Standards Act 2000 (Commencement No. 5) (England) Order 2001 (S.I.2001/1210) (C.41);
  - the Care Standards Act 2000 (Commencement No. 6) (England) Order 2001 (S.I.2001/1536) (C.55);
  - the Care Standards Act 2000 (Commencement No. 7 (England) and Transitional, Transitory and Savings Provisions) Order 2001 (S.I.2001/2041) (C.68);
  - the Care Standards Act 2000 (Commencement No. 8) (England) Order 2001 (S.I.2001/3331) (C.109);
  - the Care Standards Act 2000 (Commencement No. 9 (England) and Transitional and Savings Provisions) Order 2001 (S.I.2001/3852) (C.125);
  - the Care Standards Act 2000 (Commencement No. 10 (England) and Transitional, Savings and Amendment Provisions) Order 2001 (S.I.2001/4150) (C.134);

the Care Standards Act 2000 (Commencement No. 12) (England) Order 2002 (S.I.2002/1245) (C.33);

the Care Standards Act 2000 (Commencement No. 13) (England) Order 2002 (S.I.2002/839) (C.22);

the Care Standards Act 2000 (Commencement No. 14 (England) and Transitional, Savings and Amendment Provisions) Order 2002 (S.I.2002/1493) (C.43);

the Care Standards Act 2000 (Commencement No. 15 (England) and Transitional Provisions) (Amendment) Order 2002 (S.I.2002/1790) (C.55);

the Care Standards Act 2000 (Commencement No.16) (England) Order 2002 (S.I. 2002/2215) (C.70);

the Care Standards Act 2000 (Commencement No.17 (England) and Transitional and Savings Provisions) Order 2003 (2003/365) (C.23);

the Care Standards Act 2000 (Commencement No. 18) (England) Order 2003 (2003/933) (C.47); and

the Care Standards Act 2000 (Commencement No. 19) (England) Order 2004 (2004/484).

<i>Provision of the Act</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 1 to 3 (partially)	20th November 2001	2001/3852
Sections 1 to 3 (partially)	1st January 2002	2001/3852
Sections 1 to 3 (in so far as they are not already in force)	1st April 2002	2001/3852
Section 4 (partially)	20th November 2001	2001/3852
Section 4 (partially)	1st January 2002	2001/3852
Section 4 (partially)	1st April 2002	2001/3852
Section 4 (partially)	1st September 2002	2001/3852 (amended by 2002/1790)
Section 4 (in so far as not already in force)	25th February and 30th April 2003	2003/365
Section 5 (partially)	1st April 2002	2001/3852
Section 6(3) and Schedule 1 (partially)	16th March 2001	2001/1193
Section 6 and Schedule 1 (partially)	9th April 2001	2001/1193
Section 7	1st April 2002	2001/3852
Section 10 (partially)	1st April 2002	2001/3852
Section 11 (partially)	20th November 2001	2001/3852
Section 11 (in so far as not already in force)	1st April 2002	2001/3852
Section 12 (partially)	20th November 2001	2001/3852
Sections 12 and 13 (partially)	1st January 2002	2001/3852
Sections 12 and 13 (in so far as they are not already in force)	1st April 2002	2001/3852
Sections 14 to 16 (partially)	20th November 2001	2001/3852
Sections 14 to 16 (partially)	1st January 2002	2001/3852
Sections 14 to 16 (in so far as they are not already in force)	1st April 2002	2001/3852
Sections 17 to 20	1st April 2002	2001/3852
Section 21 (partially)	20th November 2001	2001/3852
Section 21 (in so far as not already in force)	1st April 2002	2001/3852
Section 22	20th November 2001	2001/3852
Section 23(1) to (3)	2nd March 2001	2001/731
Section 23(4) (partially)	1st January 2002	2001/3852
Section 23 (in so far as not already in force)	1st April 2002	2001/3852
Section 24	1st April 2002	2001/3852

<i>Provision of the Act</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 25 (partially)	20th November 2001	2001/3852
Section 25 (in so far as not already in force)	1st April 2002	2001/3852
Section 26	1st April 2002	2001/3852
Section 27 (partially)	1st January 2002	2001/3852
Section 27 (in so far as not already in force)	1st April 2002	2001/3852
Sections 28 to 30	1st April 2002	2001/3852
Section 31 (partially)	20th November 2001	2001/3852
Sections 31 and 32 (partially)	1st January 2002	2001/3852
Sections 31 and 32 (in so far as they are not already in force)	1st April 2002	2001/3852
Sections 33 to 36 (partially)	20th November 2001	2001/3852
Sections 33 to 36 (in so far as they are not already in force)	1st April 2002	2001/3852
Section 37	1st April 2002	2001/3852
Section 38	20th November 2001	2001/3852
Section 39 (partially)	19th February 2001	2001/290
Section 39 (in so far as not already in force)	19th March 2001	2001/290
Section 40 (partially)	15th October 2000	2000/2795
Section 40 (in so far as not already in force)	1st January 2001	2000/2795
Section 41	1st January 2001	2000/2795
Section 42	1st September 2003	2003/933
Sections 43, 45(4), 48, 49, 50, 51 and 52 (partially)	20th November 2001	2001/3852
Sections 43(1), (2), (3)(b), 44, 45, 46(1) to (6), (7)(a) and (b) and (8), and 47 to 53 (partially)	1st April 2002	2001/3852
Sections 43(1) to (3)(a), 45(4), 49(1) and 51(1) (partially)	24th February 2003	2003/365
Sections 43, 44, 45, 46(1) to (6), (7)(c) and (d) and (8), 47, 49, 51 and 53 (in so far as not already in force)	30th April 2003	2003/365
Section 54 and Schedule 1 (partially)	10th April 2001	2001/1536
Section 54 and Schedule 1 (partially)	7th May 2001	2001/1536
Section 54 (partially)	25th March 2002	2002/1245
Section 55 (partially)	7th May 2001	2001/1536
Section 55 (partially)	25th March 2002	2002/1245
Section 55 (partially)	7th March 2003	2003/933
Section 55 (partially)	1st March 2004	2004/484
Section 56 (partially)	1st April 2003	2003/933
Section 56 (partially)	1st March 2004	2004/484
Section 57 (partially)	7th March 2003	2003/933
Section 58 (partially)	1st April 2003	2003/933
Section 59 (partially)	7th May 2001	2001/1536
Section 59 (partially)	1st April 2003	2003/933
Section 60 (partially)	7th May 2001	2001/1536
Section 60 (partially)	1st April 2003	2003/933
Section 62 (partially)	7th May 2001	2001/1536
Section 62 (partially)	25th March 2002	2002/1245
Section 63 (partially)	7th May 2001	2001/1536
Section 63 (partially)	25th March 2002	2002/1245
Section 64 (partially)	1st April 2003	2003/933
Section 65 (partially)	7th May 2001	2001/1536
Section 65 (partially)	1st April 2003	2003/933

<i>Provision of the Act</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 66 (partially)	7th May 2001	2001/1536
Section 66 (partially)	25th March 2002	2002/1245
Section 67 (partially)	25th March 2002	2002/1245
Section 68 (partially)	1st April 2003	2003/933
Section 69 (partially)	1st April 2003	2003/933
Section 70(1) (partially)	25th March 2002	2002/1245
Section 71 (partially)	7th May 2001	2001/1536
Section 71 (partially)	25th March 2002	2002/1245
Section 79 and Schedule 3 (partially)	16th March 2001	2001/1210
Section 79 (partially) and Schedule 3 (in so far as not already in force)	2nd July 2001	2001/2041
Section 79 (1) (partially)	2nd September 2002	2001/2041
Section 79 (1) (partially)	1st April 2002	2002/839
Section 79 (1) (partially)	2nd September 2002	2002/2215
Section 80(8) (partially)	2nd October 2000	2000/2544
Section 94	2nd October 2000	2000/2544
Section 95	1st April 2002	2002/1493
Section 96 (partially)	15th September 2000	2000/2544
Section 96 (in so far as not already in force)	2nd October 2000	2000/2544
Section 98	1st April 2001	2001/1193
Section 99	15th September 2000	2000/2544
Section 100	2nd October 2000	2000/2544
Section 101	2nd October 2000	2000/2544
Section 102	18th March 2002	2002/629
Section 103	2nd October 2000	2000/2544
Section 104 (partially)	18th March 2002 and 1st April 2002	2002/629
Section 104 (partially)	1st April 2003	2003/933
Sections 105(1) to (4), 107 and 108 (partially)	20th November 2001	2001/3852
Sections 105 to 110 (in so far as they are not already in force)	1st April 2002	2001/3852
Section 111 (partially)	1st September 2002	2001/3852 (amended by 2002/1790)
Section 112	4th October 2001	2001/3331
Section 113(1), (3) and (4) (partially)	25th March 2002	2002/1245
Sections 114 and 115	16th March 2001	2001/1210
Section 116 and Schedule 4 (partially)	2nd October 2000	2000/2544
Section 116 and Schedule 4 (partially)	1st January 2001	2000/2795
Section 116 and Schedule 4 (partially)	2nd July 2001	2001/2041
Section 116 and Schedule 4 (partially)	1st April 2002	2001/3852
Section 116 and Schedule 4 (partially)	1st April 2002	2001/4150
Section 116 and Schedule 4 (partially)	1st April 2002	2002/1493
Section 116 and Schedule 4 (partially)	24th February, 30th April and 1st June 2003	2003/365
Section 116 and Schedule 4 (partially)	7th March 2003	2003/933
Section 117(2) and Schedule 6 (partially)	2nd October 2000	2000/2544
Section 117(2) and Schedule 6 (partially)	4th October 2001	2001/3331
Section 117(2) and Schedule 6 (partially)	1st April 2002	2001/3852
Section 117(2) and Schedule 6 (partially)	1st September 2002	2001/3852 (amended by

<i>Provision of the Act</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
		2002/1790)
Section 117(2) and Schedule 6 (partially)	1st April 2002	2001/4150
Section 117(2) and Schedule 6 (partially)	1st September 2002	2001/4150 (amended by 2002/1790)
Section 117(2) and Schedule 6 (partially)	30th April and 1st June 2003	2003/365

Certain provisions of the Act have been brought into force in relation to Wales only, by the following statutory instruments—

- S.I.2000/2992 (W. 192) (C. 93)
- S.I.2001/139 (W. 5) (C. 7)
- S.I.2001/2190 (W. 152) (C. 70)
- S.I.2001/2354 (W. 192) (C. 80)
- S.I.2001/2504 (W. 205) (C. 82)
- S.I.2001/2538 (W. 213) (C. 83)
- S.I.2001/2782 (W. 235) (C. 92)
- S.I.2002/920 (W. 108) (C. 24)
- S.I. 2002/1175 (W. 123) (C.31)
- S.I. 2003/152 (W.22) (C.8)
- S.I. 2003/501 (W.70) (C.27)
- S.I. 2003/2528 (W.243) (C.95).



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STATUTORY INSTRUMENTS

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2004**

**£3.00**

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under the authority and superintendence of Carol Tullo, Controller of Her Majesty's  
Stationery Office and Queen's Printer of Acts of Parliament.

E0945 7/2004 140945T 19585

ISBN 0-11-049494-6



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