

Penalties and fines for offences

Fixed penalties

Offence:

Failure to comply with regulations about quality and safety (see Regulation 22 of the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014)

Penalty:

Provider £4,000

Registered manager £2,000

Offence:

Carrying on a regulated activity without being registered

Penalty:

£4,000

Offence:

Failure to comply with conditions of registration

Penalty:

Provider £4,000

Registered manager £2,000

Offence:

Carrying on a regulated activity while registration is suspended

Penalty:

£4,000

Offence:

Managing a regulated activity while registration is cancelled or suspended

Penalty:

£2,000

Offence:

Failure to provide an updated statement of purpose (see Regulation 12 of the Care Quality Commission (Registration) Regulations 2009)

Penalty:

Provider £1,250

Registered manager £625

Offence:

Failure to make required notifications (see Regulations 14-18 of the Care Quality Commission (Registration) Regulations 2009)

Penalty:

Provider £1,250

Registered manager £625

Offence:

Failure to provide a statement about fees chargeable (see Regulation 19 of the Care Quality Commission (Registration) Regulations 2009)

Penalty:

Provider £1,250

Registered manager £625

Offence:

Failure to observe certain requirements relating to termination of pregnancy (see Regulation 20 of the Care Quality Commission (Registration) Regulations 2009)

Penalty:

Provider £1,250

Registered manager £625

Offence:

Obstructing entry and inspection

Penalty:

£300

Offence:

Failure to provide documents or information

Penalty:

£300

Offence:

Failure to provide an explanation of any relevant matter

Penalty:

£300

Prosecution

The Legal Aid, Sentencing and Punishment of Offenders Act 2012 and regulations made under that Act have made changes to the maximum penalties outlined in the following list. The maximum limit on fines previously imposed on summary conviction for amounts of £5,000 or more has been removed.

Offence:

Failure to comply with regulations about quality and safety (see Regulation 22 of the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014)

Maximum fine:

Unlimited

Offence:

Carrying on an activity without being registered

Maximum fine:

Unlimited or 12 months

Offence:

Failure to comply with conditions of registration

Maximum fine:

Unlimited

Offence:

Offences relating to suspension or cancellation

Maximum fine:

Unlimited

Offence:

False descriptions of concerns

Maximum fine:

Unlimited

Offence:

False statements in applications

Maximum fine:

£2,500

Offence:

Obstructing entry and inspection

Maximum fine:

£2,500

Offence:

Failure to provide documents or information

Maximum fine:

£2,500

Offence:

Failure to provide an explanation of any related matter

Maximum fine:

£2,500

Offence:

Failure to display performance assessment (see Regulation 20A of the Health and Social Care Act 2008 (Regulated Activities) Regulations 2014)

Maximum fine:

£100

Note: some lesser requirements have a maximum court fine of £2,500.