1963. No. 231 **[C]**

WELFARE SERVICES

Registration of Homes for the Aged, Infirm or Disabled

REGULATIONS, DATED 6TH DECEMBER, 1963, MADE BY THE MINISTRY OF HEALTH AND LOCAL GOVERNMENT UNDER THE WELFARE SERVICES (AMENDMENT) ACT (NORTHERN IRELAND) 1961.

The Ministry of Health and Local Government in exercise of the powers conferred on it by Sections 9 and 13 of the Welfare Services (Amendment) Act (Northern Ireland) 1961(a) and of all other powers enabling it in that behalf, hereby makes the following Regulations:—

Citation and Commencement

1. These Regulations may be cited as the Welfare Services (Registration of Homes) Regulations (Northern Ireland) 1963 and shall come into operation on the 1st April, 1964.

Interpretation

2. In these Regulations:—

"The Act" means the Welfare Services (Amendment) Act (Northern Ireland) 1961;

"home" means a home for the aged, the infirm or the disabled, as defined in Section 9(1) of the Act;

"manager" means the person or persons registered in respect of a home under Section 10 of the Act.

Classes of Establishment

3. The classes of establishment to which Section 9(1) of the Act refers shall be all homes carried on by voluntary organisations or otherwise.

Applications for Registration

4. Application for registration shall be made to the appropriate registration authority in the form set out in the First Schedule and the applicant shall supply such information as is indicated thereon together with such additional information as the registration authority may reasonably require.

5. The registers to be maintained by registration authorities in accordance with Section 13(2) of the Act shall be in the form set out in the Second Schedule.

Limitation of Numbers

6.—(1) A registration authority shall have power to limit the number of persons, or persons of any description, who may be received into any home in respect of which a certificate of registration has been issued under Section 10(4) of the Act and to make it a condition of registration that persons shall not be received into the home in excess of the number fixed.

(2) The number fixed shall be specified in the certificate of registration and persons shall not be received into any home in excess of that limit.

(a) 1961. c. 7.

(3) A registration authority may, upon the application of the manager or otherwise, vary the number of persons, or persons of any description, who may be received into the home as specified in the certificate of registration by giving to the manager notice that on and after the date of receipt of the notice no persons, or no persons of any description, shall be received into the home so that the numbers accommodated exceed the numbers specified in the notice and the certificate of registration shall be amended accordingly by the registration authority.

(4) A notice issued under paragraph (3) shall not be taken to require the discharge of persons already accommodated in the home or to prohibit the admission of persons whose applications for accommodation had been accepted prior to the date of receipt of the notice.

Conduct of Homes

7. The manager of every home which is registered under Section 10(4) of the Act shall conduct the home in a reasonable manner and provide suitable facilities and services having regard in particular to the age and physical and mental condition of the residents thereof.

Offences

8. A manager who receives persons, or persons of any description, into a home in contravention of any condition or requirement imposed under Regulation 6 shall be guilty of an offence against these Regulations.

9.—(1) Where the registration authority consider that the manager of any home has failed or is failing to conduct the home as required by Regulation 7 they may give notice to the manager specifying in what respect he has in the opinion of the authority failed or is failing to comply with the requirements of that Regulation and what in the opinion of the authority it is necessary for the manager to do so as to comply with the said requirements.

(2) Where notice has been given in accordance with paragraph (1) and the period of 3 months, or such shorter period as may have been specified in the notice, beginning with the date of the notice, has expired, any manager who contravenes or fails to comply with any requirement specified in the notice shall be guilty of an offence against these Regulations.

Sealed with the Official Seal of the Ministry of Health and Local Government this 6th day of December, 1963.

(L.S.) *Wm. J. Morgan,*
Minister of Health and Local Government.