

THE REGULATION AND QUALITY IMPROVEMENT AUTHORITY (RQIA)

NOTICE OF DECISION

Name of Registered Establishment or Agency: Abbey Dental Care	NOD Ref: NOD/IHC-DT/11598/2016-2017/01
Address of Registered Establishment or Agency: 604 Shore Road, Whiteabbey, BT37 0SN	
Name of Registered Person: Mr. Damian McNally	Issue Date: 19 January 2017
<p>The Regulation and Quality Improvement Authority gives notice of a decision under Article 20 of The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003, (the 2003 Order) to cancel your registration (Mr. Damian McNally) as registered person of Abbey Dental Care under the following legislative framework:</p> <p>The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003</p> <p>Cancellation of registration</p> <p>15.-(1) The Regulation and Improvement Authority may at any time cancel the registration of a person in respect of an establishment or agency—</p> <ul style="list-style-type: none">(c) on the ground that the establishment or agency is being, or has at any time been, carried on otherwise than in accordance with the relevant requirements;(d) on any ground specified by regulations. <p>and;</p> <p>The Independent Health Care Regulations (Northern Ireland) 2005</p> <p>Fitness of registered person provider</p> <p>10.-(4) A person shall not carry on an establishment or agency if –</p> <ul style="list-style-type: none">(a) he has been adjudged bankrupt or sequestration of his estate has been awarded and (in either case) he has not been discharged and the bankruptcy order has not been annulled or rescinded; or(b) he has made a composition or arrangement with his creditors and has not been discharged in respect of it.	
<p>The reasons for serving this notice of decision are:</p> <p>On 1 December 2016, RQIA was informed by Mr. Mark Cooke, Northern Ireland Insolvency Service, that you had been adjudged bankrupt on 23 November 2016. RQIA has considered the implications of a registered person being adjudged bankrupt. As outlined in the 2003 Order and associated regulations, a registered provider who has been adjudged bankrupt shall not carry on an establishment.</p>	

Under Article 22 of the 2003 Order the registered person may, within 28 days of the service of this notice of decision, make an appeal to the Care Tribunal concerning any matter which the registered person wishes to dispute.

Signed.....  Chief Executive

This notice of decision is served under Article 20 of The Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003.

It should be noted that failure to comply with some regulations is considered to be an offence and RQIA has the power under regulations to prosecute for specified offences.