

Draft Regulations laid before the National Assembly for Wales under section 187(2)(n) of the Regulation and Inspection of Social Care (Wales) Act 2016, for approval by resolution of the National Assembly for Wales.

DRAFT WELSH STATUTORY
INSTRUMENTS

2016 No. (W.)

SOCIAL CARE, WALES

The Social Care Wales
(Specification of Social Care
Workers) (Registration) Regulations
2016

EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 80(1)(a) and (b) of the Regulation and Inspection of Social Care (Wales) Act 2016 (“the Act”) require Social Care Wales to keep a register of social workers and social care workers of any other description specified by the Welsh Ministers in regulations. These Regulations specify the descriptions of social care workers for whom a register must be kept.

The Welsh Ministers’ Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from the Department of Health and Social Services, Welsh Government, Cathays Park, Cardiff, CF10 3NQ.

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**The Social Care Wales
(Specification of Social Care
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2016**

Made

Coming into force

3 April 2017

The Welsh Ministers, in exercise of the powers conferred upon them by sections 80(1)(b) and 187(1)(b) of the Regulation and Inspection of Social Care (Wales) Act 2016(1), make the following Regulations.

In accordance with section 187(2)(n) of that Act, a draft of this instrument has been laid before, and approved by a resolution of, the National Assembly for Wales.

Title, commencement and application

1.—(1) The title of these Regulations is the Social Care Wales (Specification of Social Care Workers) (Registration) Regulations 2016.

(2) These Regulations come into force on 3 April 2017.

(3) These Regulations apply in relation to Wales.

Interpretation

2. In these Regulations—

(1) 2016 anaw 2.

“the Act” (“*y Ddeddf*”) means the Regulation and Inspection of Social Care (Wales) Act 2016;
“SCW” (“*GCC*”) means Social Care Wales(1).

Specification of social care workers

3.—(1) The social care workers described in paragraph (2) are specified for the purposes of section 80(1)(b) of the Act (the register).

(2) The social care workers described are those persons—

- (a) who manage a place at or from which a regulated service(2) is provided;
- (b) who in the course of their employment with a service provider(3), provide care and support to any person in Wales in connection with—
 - (i) a care home service within the meaning of Part 1 of the Act which is provided wholly or mainly to children, or
 - (ii) a secure accommodation service within the meaning of paragraph 2 of Schedule 1 to the Act,
provided by that provider;
- (c) who are undertaking any course approved by SCW under section 114(1)(a) of the Act (approval of courses etc.) in order to become registered in the social worker part of the register.

Minister for Social Services and Public Health, under authority of the Cabinet Secretary for Health, Wellbeing and Sport, one of the Welsh Ministers
Date

(1) The Care Council for Wales was renamed Social Care Wales by section 67(3) of the Act.
(2) For the meaning of “regulated service”, see section 2 of the Act.
(3) For the meaning of “service provider”, see section 3(1)(c) of the Act.