



# Regulation and Inspection of Social Care (Wales) Act 2016

2016 anaw 2

## PART 9

### CO-OPERATION AND JOINT WORKING BY THE REGULATORY BODIES ETC.

#### **180 Delegating functions to another regulatory body**

- (1) A regulatory body may delegate any of its relevant functions to the other regulatory body if they agree that such a delegation—
  - (a) will have a positive effect on the manner in which the function is to be exercised, or
  - (b) will assist the delegating body in achieving its general objectives.
- (2) But a function must not be delegated to the other regulatory body if the other body thinks that such a delegation may be detrimental to—
  - (a) the manner in which the other body exercises its functions, or
  - (b) the achievement of the other body's general objectives.
- (3) Despite subsection (1), SCW may not delegate—
  - (a) its rule-making functions, or
  - (b) its functions relating to fitness to practise proceedings.
- (4) A delegation under subsection (1) may be on such terms and conditions (including terms as to payment) as may be agreed between the regulatory bodies.
- (5) A function may be delegated under subsection (1) wholly or to any lesser extent as may be agreed by the regulatory bodies.
- (6) A delegation under subsection (1) does not affect—
  - (a) any liability or responsibility of the body delegating the function for its exercise, nor

*Status: This is the original version (as it was originally enacted).*

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- (b) the ability of that body to exercise that function or make other arrangements in relation to it.