



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2016 Rhif 1235 (Cy. 293)

2016 No. 1235 (W. 293)

**GOFAL CYMDEITHASOL,
CYMRU**

SOCIAL CARE, WALES

Rheoliadau Gofal Cymdeithasol
Cymru (Pennu Gweithwyr Gofal
Cymdeithasol) (Cofrestru) 2016

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

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae adran 80(1)(a) a (b) o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016 ("y Ddeddf") yn ei gwneud yn ofynnol i Ofal Cymdeithasol Cymru gadw cofrestr o weithwyr cymdeithasol a gweithwyr gofal cymdeithasol o unrhyw ddisgrifiad arall a bennir gan Weinidogion Cymru mewn rheoliadau. Mae'r Rheoliadau hyn yn pennu'r disgrifiadau o weithwyr gofal cymdeithasol y mae rhaid cadw cofrestr ar eu cyfer.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Aseidiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn. Gellir cael copi oddi wrth: Yr Adran Iechyd a Gwasanaethau Cymdeithasol, Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ.

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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Gwnaed 13 Rhagfyr 2016
Yn dod i rym 3 Ebrill 2017

Made 13 December 2016
Coming into force 3 April 2017

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir iddynt gan adrannau 80(1)(b) a 187(1)(b) o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016(1), yn gwneud y Rheoliadau a ganlyn.

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.

Yn unol ag adran 187(2)(n) o'r Ddeddf honno, gosodwyd drafft o'r offeryn hwn gerbron Cynulliad Cenedlaethol Cymru ac fe'i cymeradwywyd ganddo drwy benderfyniad.

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.

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Gofal Cymdeithasol Cymru (Pennu Gweithwyr Gofal Cymdeithasol) (Cofrestru) 2016.

(2) Daw'r Rheoliadau hyn i rym ar 3 Ebrill 2017.

(3) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

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.

Dehongli

2. Yn y Rheoliadau hyn—

ystyr “y Ddeddf” (“*the Act*”) yw Deddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016;

Interpretation

2. In these Regulations—

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

ystyr “GCC” (“SCW”) yw Gofal Cymdeithasol Cymru(1).

“SCW” (“GCC”) means Social Care Wales(1).

Pennu gweithwyr gofal cymdeithasol

3.—(1) Mae’r gweithwyr gofal cymdeithasol a ddisgrifir ym mharagraff (2) wedi eu pennu at ddibenion adran 80(1)(b) o’r Ddeddf (y gofrestr).

(2) Y gweithwyr gofal cymdeithasol a ddisgrifir yw’r personau hynny—

- (a) sy’n rheoli man y darperir gwasanaeth rheoleiddiedig(2) ynddo neu ohono;
- (b) sydd, yn ystod eu cyflogaeth gyda darparwr gwasanaeth(3), yn darparu gofal a chymorth i unrhyw berson yng Nghymru mewn cysylltiad—
 - (i) â gwasanaeth cartref gofal o fewn ystyr Rhan 1 o’r Ddeddf a ddarperir yn gyfan gwbl neu’n bennaf i blant, neu
 - (ii) â gwasanaeth llety diogel o fewn ystyr paragraff 2 o Atodlen 1 i’r Ddeddf,

a ddarperir gan y darparwr hwnnw;

- (c) sy’n ymgymryd ag unrhyw gwrs a gymeradwyir gan GCC o dan adran 114(1)(a) o’r Ddeddf (cymeradwyo cyrsiau etc.) er mwyn cael eu cofrestru yn y rhan gweithwyr cymdeithasol o’r gofrestr.

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.

Rebecca Evans

Gweinidog Iechyd y Cyhoedd a Gwasanaethau Cymdeithasol, o dan awdurdod Ysgrifennydd y Cabinet dros Iechyd, Llesiant a Chwaraeon, un o Weinidogion Cymru

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

13 Rhagfyr 2016

13 December 2016

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- (1) Ailenwyd Cyngor Gofal Cymru yn Ofal Cymdeithasol Cymru gan adran 67(3) o’r Ddeddf.
- (2) I gael ystyr “gwasanaeth rheoleiddiedig”, gweler adran 2 o’r Ddeddf.
- (3) I gael ystyr “darparwr gwasanaeth”, gweler adran 3(1)(c) o’r Ddeddf.

- (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.

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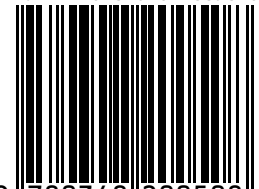
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