



Regulation and Inspection of Social Care (Wales) Act 2016

2016 anaw 2

PART 4

SOCIAL CARE WORKERS

Removal of entries from the register

92 Removal by agreement

- (1) SCW must by rules make provision for the removal of an entry from a part of the register on the application of the person to whom the application relates.
- (2) Rules under this section must include provision about—
 - (a) the circumstances in which a person may make an application for an entry to be removed from a part of the register;
 - (b) the manner in which an application may be made;
 - (c) the criteria by reference to which a decision to grant or refuse an application may be made;
 - (d) the procedure for giving notice of a decision in respect of an application.
- (3) The rules may authorise or require SCW to refer an application under this section to a fitness to practise panel for determination.

Commencement Information

II S. 92 in force at 3.4.2017 by [S.I. 2017/309](#), [art. 2\(c\)](#) (with [arts. 3, 4](#), [Sch.](#))

Changes to legislation: There are currently no known outstanding effects for the Regulation and Inspection of Social Care (Wales) Act 2016, Cross Heading: Removal of entries from the register. (See end of Document for details)

93 Death of a registered person

- (1) Where a person registered in a part of the register has died, the registrar must within the specified period remove the entry relating to that person from the register.
- (2) In subsection (1) “specified” means specified by rules made by SCW.

Commencement Information

I2 S. 93 in force at 3.4.2017 by [S.I. 2017/309](#), [art. 2\(c\)](#) (with [arts. 3, 4, Sch.](#))

94 Entries based on false or misleading information

- (1) If the registrar is satisfied that an entry in a part of the register, or an annotation to an entry, has been included on the register on the basis of false or misleading information, the registrar may remove the entry or annotation from the register.
- (2) Subsection (3) applies where the registrar thinks—
 - (a) that an entry, or an annotation to an entry, in the register may have been included on the register on the basis of false or misleading information,
 - (b) the registered person's fitness to practise may be impaired, and
 - (c) an interim order may be necessary for the protection of the public.
- (3) The registrar may refer the matter to an interim orders panel.
- (4) Where the registrar decides to remove an entry in respect of a person from the register under this section the registrar must give notice to the person of—
 - (a) the decision,
 - (b) the reasons for the decision, and
 - (c) the right of appeal conferred by section 101.

Commencement Information

I3 S. 94 in force at 3.4.2017 by [S.I. 2017/309](#), [art. 2\(c\)](#) (with [arts. 3, 4, Sch.](#))

Changes to legislation:

There are currently no known outstanding effects for the Regulation and Inspection of Social Care (Wales) Act 2016, Cross Heading: Removal of entries from the register.