



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

2016 anaw 2

## PART 6

SOCIAL CARE WORKERS: FITNESS TO PRACTISE

### CHAPTER 2

PRELIMINARY PROCEDURES

*Preliminary consideration of allegations etc.*

#### **122 Notice: ineligibility for onward referral**

- (1) This section applies where a person giving preliminary consideration to a matter determines that the matter is not eligible for onward referral under section 120(1).
- (2) SCW must give notice of the determination to the relevant persons, unless SCW thinks that it is not in the public interest to do so.
- (3) For the purposes of subsection (2) “the relevant persons” are—
  - (a) the registered person to whom the matter relates, and
  - (b) where the matter was the subject of an allegation mentioned in section 118(1)(a), the person who made the allegation.
- (4) SCW may give notice to any other person that a matter is not eligible for onward referral where it is satisfied that it is in the public interest to do so.
- (5) SCW may by rules make provision about—
  - (a) the content of a notice under this section, and
  - (b) the procedure for giving notice.

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**Changes to legislation:** *There are currently no known outstanding effects for the Regulation and Inspection of Social Care (Wales) Act 2016, Section 122. (See end of Document for details)*

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**Commencement Information**

**II** S. 122 in force at 3.4.2017 by S.I. 2017/309, art. 2(e) (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, Section 122.