



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

2016 anaw 2

## PART 6

### SOCIAL CARE WORKERS: FITNESS TO PRACTISE

#### CHAPTER 5

##### REVIEW PROCEEDINGS

#### **150 Review proceedings: interpretation and general**

- (1) In this Chapter a reference to a registered person is to the registered person whose fitness to practise is the subject of a review under section 151.
- (2) A fitness to practise panel may make an order for removal of a registered person's entry from the register by agreement under section 152(2), 153(2), 154(2) or 155(5) only if the person has agreed to a statement of facts relating to the matter.
- (3) If such an order is made under any of those provisions, SCW—
  - (a) may publish the statement of agreed facts in such manner as it thinks appropriate, and
  - (b) may disclose the statement to any person if SCW thinks it is in the public interest to do so.
- (4) Where a fitness to practise panel agrees or confirms undertakings, or agrees any variation of undertakings, under section 152(5) or (6), 153(4), 154(4) or 155(7), SCW must disclose details of the undertakings to any person—
  - (a) by whom, to the knowledge of SCW, the registered person is employed as a social care worker,

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*Status: This is the original version (as it was originally enacted).*

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- (b) who, to the knowledge of SCW, has an arrangement with the registered person for the registered person to provide services to a third party in his or her capacity as a social care worker,
  - (c) from whom, to the knowledge of SCW, the registered person is seeking such employment or such an arrangement, and
  - (d) as may be prescribed.
- (5) But SCW may not disclose to any person details of any undertaking which relates solely to the registered person's physical or mental health.