



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

2016 anaw 2

## PART 1 **U.K.**

### REGULATION OF SOCIAL CARE SERVICES

#### CHAPTER 5 **U.K.**

##### OFFENCES AND PENALTIES

#### 55 Proceedings for offences **E+W**

- (1) Proceedings in respect of an offence under this Part or regulations made under it may not, without the written consent of the Counsel General to the Welsh Government, be brought by any person other than the Counsel General or the Welsh Ministers.
- (2) Summary proceedings in respect of an offence under this Part or regulations made under it must be brought within the period of 12 months beginning on the date on which sufficient evidence to warrant the proceedings came to the prosecutor's knowledge.
- (3) But no such proceedings may be brought more than three years after the offence is committed.

#### **Modifications etc. (not altering text)**

- C1 Pt. 1 applied (with modifications) (29.4.2019) by [The Regulated Advocacy Services \(Service Providers and Responsible Individuals\) \(Wales\) Regulations 2019 \(S.I. 2019/165\)](#), regs. 1(2), **58(3)**
- C2 Pt. 1 applied (with modifications) (29.4.2019) by [The Regulated Fostering Services \(Service Providers and Responsible Individuals\) \(Wales\) Regulations 2019 \(S.I. 2019/169\)](#), regs. 1(2), **71**
- C3 Pt. 1 applied (with modifications) (29.4.2019) by [The Regulated Adoption Services \(Service Providers and Responsible Individuals\) \(Wales\) Regulations 2019 \(S.I. 2019/762\)](#), regs., **57(3)**

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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 55. (See end of Document for details)

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- C4** Pt. 1 applied (with modifications) (29.4.2019) by [The Adult Placement Services \(Service Providers and Responsible Individuals\) \(Wales\) Regulations 2019 \(S.I. 2019/163\)](#), regs. 1(2), **67(3)**
- C5** S. 55 applied by 2014 anaw 4, s. 94B(3) (as inserted (2.4.2018) by [Regulation and Inspection of Social Care \(Wales\) Act 2016 \(anaw 2\)](#), **ss. 58**, 188(1); S.I. 2017/1326, art. 2(3)(f))
- C6** S. 55 applied by 2014 anaw 4, s. 161C(5) (as substituted (29.4.2019) by [Regulation and Inspection of Social Care \(Wales\) Act 2016 \(anaw 2\)](#), **ss. 57(2)**, 188(1); S.I. 2019/864, art. 2(3)(c))

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**Commencement Information**

- I1** S. 55 in force at 2.4.2018 by [S.I. 2017/1326](#), **art. 2(3)(e)**

**Changes to legislation:**

There are currently no known outstanding effects for the Regulation and Inspection of Social Care (Wales) Act 2016, Section 55.