

SCHEDULE 3

AMENDMENTS OF SUBORDINATE LEGISLATION

The Private and Voluntary Care (Wales) Regulations 2002

12. Regulation 24 of the Private and Voluntary Care (Wales) Regulations 2002⁽¹⁾ (fitness of premises) is amended as follows—

- (a) in paragraph (4) of the English language version for the words “The registered person” substitute “Subject to paragraph (4A) the registered person”;
- (b) in paragraph (4) of the Welsh language version for the words “Rhaid i'r person cofrestredig” substitute “Yn ddarostyngedig i baragraff (4A) rhaid i'r person cofrestredig”;
- (c) after paragraph (4) of the English language version insert—
 - “(4A) Where the Regulatory Reform (Fire Safety) Order 2005 applies to the premises—
 - (a) paragraph (4) does not apply; and
 - (b) the registered person must ensure that the requirements of that Order and any regulations made under it, except for article 23 (duties of employees), are complied with in respect of those premises.”; and
- (d) after paragraph (4) of the Welsh language version insert—
 - “(4A) Pan fydd Gorchymyn Diwygio Rheoleiddio (Diogelwch Tân) 2005 yn gymwys i'r tir ac adeiladau—
 - (a) nid yw paragraff (4) yn gymwys; a
 - (b) rhaid i'r person cofrestredig sicrhau cydymffurfiad â gofynion y Gorchymyn hwnnw ac ag unrhyw reoliadau a wnaed oddi tano, ag eithrio erthygl 23 (dyletswyddau cyflogeion), mewn perthynas â'r tir ac adeiladau hynny.”.

⁽¹⁾ S.I.2002/325 (W. 38).