



CYNULLIAD CENEDLAETHOL CYMRU

NATIONAL ASSEMBLY FOR WALES

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

2006 Rhif 885 (Cy.85) (C.23)

2006 No. 885 (W.85) (C.23)

**PLANT A PHOBL IFANC,
CYMRU**

**CHILDREN AND YOUNG
PERSONS, WALES**

**Gorchymyn Deddf Plant 2004
(Cychwyn Rhif 6) (Cymru)
2006**

**The Children Act 2004
(Commencement No. 6) (Wales)
Order 2006**

NODYN ESBONIADOL

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)

(This note is not part of the Order)

Mae'r Gorchymyn hwn yn cael ei wneud gan Gynulliad Cenedlaethol Cymru, o dan Ddeddf Plant 2004(1) ("y Ddeddf") ac mae'n gymwys i Gymru.

This Order is made by the National Assembly for Wales, under the Children Act 2004(1) ("the Act") and applies to Wales.

Mae'r Gorchymyn yn dod ag adran 26 o'r Ddeddf i rym ar 31 Mawrth 2006. Daw adrannau 28(1)(a) i (c) ac (i), (2) (i'r graddau y bônt yn berthnasol i'r personau a'r cyrff y cyfeirir atynt yn isadran (1)(a) i (c) ac (i)), (3) a (4), 44, 48, 53, 54, 55 a 61, Atodlen 4 (ac eithrio paragraff (5) o'r Atodlen honno) a rhannau 1 (i'r graddau y mae yn berthnasol i adran 5 o Ddeddf Mabwysiadu a Phlant 2002(2)), 2 a 4 o Atodlen 5 i rym ar 1 Ebrill 2006. Daw adran 27 a rhan 1 (i'r graddau nad ydynt eisoes mewn grym, ac eithrio mewn perthynas â pharagraff 1A o Atodlen 2 i Ddeddf Plant 1989 (3)) o Atodlen 5 i rym ar 1 Medi 2006. Daw adrannau 30, 32, 33, 34, 50, 52 a 56 i rym ar 1 Hydref 2006.

The Order brings into force on 31 March 2006, section 26 of the Act. Sections 28(1)(a) to (c) and (i), (2) (so far as relating to the persons and bodies referred to in subsection (1)(a) to (c) and (i)), (3) and (4), 44, 48, 53, 54, 55 and 61, Schedule 4 (save for paragraph (5) of that Schedule) and parts 1 (in so far as it relates to section 5 of the Adoption and Children Act 2002(2)), 2 and 4 of Schedule 5 come into force on 1 April 2006. Section 27 and part 1 (in so far as not already in force, and except in relation to paragraph 1A of Schedule 2 to the Children Act 1989 (3)) of Schedule 5 come into force on 1 September 2006. Sections 30, 32, 33, 34, 50, 52 and 56 come into force on 1 October 2006.

**NODYN AM ORCHMYNION CYCHWYN
BLAENOROL**

**NOTE AS TO EARLIER
COMMENCEMENT ORDERS**

(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)

(This note is not part of the Order)

Mae darpariaethau canlynol y Ddeddf wedi'u dwyn i rym trwy orchymyn cychwyn a wnaed cyn dyddiad y Gorchymyn hwn-

The following provisions of the Act have been brought into force by commencement order made before the date of this Order-

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- (1) 2004 (p.31).
(2) 2002 (p.38).
(3) 1989 (p.41).

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- (1) 2004 (c.31).
(2) 2002 (c.38).
(3) 1989 (c.41).

Darpariaeth	Dyddiad Cychwyn	Rhif O.S.
Adran 10 o ran Lloegr	1 Ebrill 2005	2005/394 (C.18)
Adran 11 o ran Lloegr (yn rhannol)	1 Mawrth 2005	2005/394 (C.18)
Adran 11 o ran Lloegr (y gweddill)	1 Hydref 2005	2005/394 (C.18)
Adran 13 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 14 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 16 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 17 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 18 o ran Lloegr	1 Ebrill 2005	2005/394 (C.18)
Adran 20 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 21 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 22 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 23 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 24 o ran Lloegr	1 Ebrill 2005	2005/394 (C.18)
Adran 35 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Adran 36 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Adran 37 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Adran 38 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Adran 39 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Adran 40 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Adran 41 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Adran 42 o ran Cymru	16 Mawrth 2005	2005/700 (Cy.59) (C.30)

Provision	Date of Commencement	S.I. No.
Section 10 as to England	1 April 2005	2005/394 (C.18)
Section 11 as to England (partially)	1 March 2005	2005/394 (C.18)
Section 11 as to England (remainder)	1 October 2005	2005/394 (C.18)
Section 13 as to England	1 March 2005	2005/394 (C.18)
Section 14 as to England	1 March 2005	2005/394 (C.18)
Section 16 as to England	1 March 2005	2005/394 (C.18)
Section 17 as to England	1 March 2005	2005/394 (C.18)
Section 18 as to England	1 April 2005	2005/394 (C.18)
Section 20 as to England	1 March 2005	2005/394 (C.18)
Section 21 as to England	1 March 2005	2005/394 (C.18)
Section 22 as to England	1 March 2005	2005/394 (C.18)
Section 23 as to England	1 March 2005	2005/394 (C.18)
Section 24 as to England	1 April 2005	2005/394 (C.18)
Section 35 as to Wales	1 April 2005	2005/700 (W.59) (C.30)
Section 36 as to Wales	1 April 2005	2005/700 (W.59) (C.30)
Section 37 as to Wales	1 April 2005	2005/700 (W.59) (C.30)
Section 38 as to Wales	1 April 2005	2005/700 (W.59) (C.30)
Section 39 as to Wales	1 April 2005	2005/700(W.59) (C.30)
Section 40 as to Wales	1 April 2005	2005/700 (W.59) (C.30)
Section 41 as to Wales	1 April 2005	2005/700 (W.59) (C.30)
Section 42 as to Wales	16 March 2005	2005/700 (W.59) (C.30)

Adran 43 o ran Cymru	16 Mawrth 2005	2005/700 (Cy.59) (C.30)
Adran 44 (yn rhannol) o ran Lloegr	1 Ebrill 2005	2005/394 (C.18)
Adran 44 (y gweddill) o ran Lloegr	1 Gorffennaf 2005	2005/394 (C.18)
Adran 48 (yn rhannol) o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 48 (y gweddill) o ran Lloegr	3 Hydref 2005	2005/2298 (C.97)
Adran 50 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 51 o ran Lloegr	1 Ebrill 2005	2005/394 (C.18)
Adran 52 o ran Lloegr	1 Gorffennaf 2005	2005/394 (C.18)
Adran 53 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 54 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 55 o ran Lloegr	1 Ebrill 2005	2005/394 (C.18)
Adran 57 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Adran 57 o ran Cymru	30 Rhagfyr 2005	2005/3363 (Cy.260) (C.143)
Adran 60	1 Mawrth 2005	2005/394 (C.18)
Adran 62	12 Ebrill 2005	2005/847 (C.35)
Atodlen 3 o ran Cymru	1 Ebrill 2005	2005/700 (Cy.59) (C.30)
Atodlen 4, paragraffau 1 (yn rhannol), 2,5,7,8, a 9 o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Atodlen 4, paragraffau 1 (y gweddill), 3,4 a 6 o ran Lloegr	3 Hydref 2005	2005/2298 (C.97)

Section 43 as to Wales	16 March 2005	2005/700 (W.59) (C.30)
Section 44 (partially) as to England	1 April 2005	2005/394 (C.18)
Section 44 (remainder) as to England	1 July 2005	2005/394 (C.18)
Section 48 (partially) as to England	1 March 2005	2005/394 (C.18)
Section 48 (remainder) as to England	3 October 2005	2005/2298 (C.97)
Section 50 as to England	1 March 2005	2005/394 (C.18)
Section 51 as to England	1 April 2005	2005/394 (C.18)
Section 52 as to England	1 July 2005	2005/394 (C.18)
Section 53 as to England	1 March 2005	2005/394 (C.18)
Section 54 as to England	1 March 2005	2005/394 (C.18)
Section 55 as to England	1 April 2005	2005/394 (C.18)
Section 57 as to England	1 March 2005	2005/394 (C.18)
Section 57 as to Wales	30 December 2005	2005/3363 (W.260) (C.143)
Section 60	1 March 2005	2005/394 (C.18)
Section 62	12 April 2005	2005/847 (C.35)
Schedule 3 as to Wales	1 April 2005	2005/700(W.59) (C.30)
Schedule 4, paragraphs 1 (partially), 2, 5,7,8, and 9 as to England	1 March 2005	2005/394 (C.18)
Schedule 4, paragraphs 1 (remainder), 3, 4 and 6 as to England	3 October 2005	2005/2298 (C.97)

Atodlen 5, Rhan 1 a 2 (yn rhannol) o ran Lloegr	1 Mawrth 2005	2005/394 (C.18)
Atodlen 5, Rhan 2 (y gweddill) o ran Lloegr	3 Hydref 2005	2005/2298 (C.97)
Atodlen 5, Rhan 3 a 4 o ran Lloegr	1 Ebrill 2005	2005/394 (C.18)
Atodlen 5, Rhan 6	1 Mawrth 2005	2005/394 (C.18)

Schedule 5, Part 1 and 2 (partially) as to England	1 March 2005	2005/394 (C.18)
Schedule 5, Part 2 (remainder) as to England	3 October 2005	2005/2298 (C.97)
Schedule 5, Part 3 and 4 as to England	1 April 2005	2005/394 (C.18)
Schedule 5, Part 6	1 March 2005	2005/394 (C.18)

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CYMRU****CHILDREN AND YOUNG
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Gorchymyn Deddf Plant 2004
(Cychwyn Rhif 6) (Cymru)
2006

The Children Act 2004
(Commencement No. 6) (Wales)
Order 2006

*Wedi'i wneud**21 Mawrth 2006**Made**21 March 2006*

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd iddo gan Adran 67(3), (7)(a),(c),(e) ac (i) ac Atodlen 5 o Ddeddf Plant 2004 (1) drwy hyn yn gwneud y Gorchymyn a ganlyn:

The National Assembly for Wales, in exercise of the powers conferred upon it by section 67(3), (7)(a),(c),(e) and (i) and Schedule 5 of the Children Act 2004 (1) hereby makes the following Order:

Enwi, dehongli a chymhwyso**Name, interpretation and application**

1.-(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Plant 2004 (Cychwyn Rhif 6) (Cymru) 2006.

1.-(1) This Order is called the Children Act 2004 (Commencement No. 6) (Wales) Order 2006.

(2) Yn y Gorchymyn hwn, ystyr "y Ddeddf" ("*the Act*") yw Deddf Plant 2004.

(2) In this Order "the Act" ("*y Ddeddf*") means the Children Act 2004.

(3) Mae'r Gorchymyn hwn yn gymwys o ran Cymru.

(3) This Order applies in relation to Wales.

Y Diwrnod Penodedig**Appointed Day**

2.-(1) 31 Mawrth 2006 yw'r diwrnod penodedig ar gyfer dod ag adran 26 o'r Ddeddf (Cynlluniau plant a phobl ifanc: Cymru) i rym.

2.-(1) 31 March 2006 is the appointed day for the coming into force of section 26 of the Act (Children and young people's plans: Wales).

(2) 1 Ebrill 2006 yw'r diwrnod penodedig ar gyfer dod â darpariaethau canlynol y Ddeddf i rym-

(2) 1 April 2006 is the appointed day for the coming into force of the following provisions of the Act-

- (a) Adran 28 (1)(a) i (c) ac (i), (2) (i'r graddau y bônt yn berthnasol i'r personau a chyrrff y cyfeirir atynt yn isadran (1)(a) i (c) ac (i)), (3) a (4) (Trefniadau i ddiogelu a hybu lles: Cymru);
- (b) Adran 44 (Maethu preifat: diwygiadau i'r cynllun hysbysu);
- (c) Adran 48 ac Atodlen 4 (ac eithrio paragraff (5) o'r Atodlen honno) (Gwarchod plant a gofal dydd);
- (ch) Adran 53 (Canfod dymuniadau plant);
- (d) Adran 54 (Gwybodaeth am blant unigol);
- (dd) Adran 55 (Pwyllgorau gwasanaethau cymdeithasol);

- (a) Section 28 (1)(a) to (c) and (i), (2) (so far as relating to the persons and bodies referred to in subsection (1)(a) to (c) and (i)), (3) and (4) (Arrangements to safeguard and promote welfare:Wales);
- (b) Section 44 (Private fostering: amendments to notification scheme);
- (c) Section 48 and Schedule 4 (save for paragraph (5) of that Schedule) (Child minding and day care);
- (d) Section 53 (Ascertaining children's wishes);
- (e) Section 54 (Information about individual children);
- (f) Section 55 (Social services committees);

- (e) Adran 61 (Comisiynydd Plant Cymru: pwerau mynediad); a
- (f) Rhannau 1 (i'r graddau y mae'n berthnasol i Adran 5 o Ddeddf Mabwysiadu a Phlant 2002(1)), 2 a 4 o Atodlen 5 (Diddymiadau).

(3) 1 Medi 2006 yw'r diwrnod penodedig ar gyfer dod â darpariaethau canlynol y Ddeddf i rym-

- (a) Adran 27 (Cyfrifoldeb am swyddogaethau o dan adrannau 25 a 26); a
- (b) Rhan 1 (i'r graddau nad ydynt eisoes mewn grym, ac eithrio'r darpariaethau sy'n berthnasol i baragraff 1A o Atodlen 2 i Ddeddf Plant 1989(2)) o Atodlen 5 (Diddymiadau).

(4) 1 Hydref 2006 yw'r diwrnod penodedig ar gyfer dod â darpariaethau canlynol y Ddeddf i rym-

- (a) Adran 30 (Archwilio swyddogaethau o dan Ran 3 o'r Ddeddf);
- (b) Adran 32 (Swyddogaethau a gweithdrefnau Byrddau Lleol ar gyfer Diogelu Plant yng Nghymru);
- (c) Adran 33 (Cyllido Byrddau Lleol ar gyfer Diogelu Plant yng Nghymru);
- (ch) Adran 34 (Byrddau Lleol ar gyfer Diogelu Plant yng Nghymru: atodol);
- (d) Adran 50 (Ymyrraeth);
- (dd) Adran 52 (Dyletswydd awdurdodau lleol i hybu cyflawniad addysgol); a
- (e) Adran 56 (Swyddogaethau gwasanaethau cymdeithasol).

- (g) Section 61 (Children's Commissioner for Wales: powers of entry); and
- (h) Parts 1 (in so far as it relates to section 5 of the Adoption and Children Act 2002(1)), 2 and 4 of Schedule 5 (Repeals).

(3) 1 September 2006 is the appointed day for the coming into force of the following provisions of the Act-

- (a) Section 27 (Responsibility for functions under sections 25 and 26); and
- (b) Part 1 (in so far as not already in force, but excepting the provisions relating to paragraph 1A of Schedule 2 to the Children Act 1989(2)) of Schedule 5 (Repeals).

(4) 1 October 2006 is the appointed day for the coming into force of the following provisions of the Act-

- (a) Section 30 (Inspection of functions under Part 3 of the Act);
- (b) Section 32 (Functions and procedures of LSCBs(3) in Wales);
- (c) Section 33 (Funding of LSCBs in Wales) ;
- (d) Section 34 (LSCBs in Wales: supplementary);
- (e) Section 50 (Intervention);
- (f) Section 52 (Duty of local authorities to promote educational achievement); and
- (g) Section 56 (Social services functions).

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan Adran 66(1) o Ddeddf Llywodraeth Cymru 1998(3)

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(4)

21 Mawrth 2006

21 March 2006

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

(1) 2002 (p.38).

(2) 1989 (p.41).

(3) 1998 (p. 38).

(1) 2002 (c.38).

(2) 1989 (c.41).

(3) Local Safeguarding Children Boards.

(4) 1998 (c.38).

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