

---

## WELSH STATUTORY INSTRUMENTS

---

# 2017 No. 1264

## The Regulated Services (Service Providers and Responsible Individuals) (Wales) Regulations 2017

### PART 21

#### Offences

##### Offences – service providers

**85.**—(1) It is an offence for a service provider to fail to comply with a requirement of any of the provisions specified in paragraph (2) <sup>F1</sup>.

(2) The provisions specified for the purposes of paragraph (1) are the provisions of regulations 7(3), 7(5), 11(3), 12(1), 12(2), 19(1), 19(2), 19(3), 20(1), 35(1), 38(1), 59(1), 59(2), 59(3), 60(1), 60(2), 60(4), 61(3) and 62(3).

(3) A service provider commits an offence if the provider fails to comply with a requirement of any of the provisions specified in paragraph (4) and such failure results in—

- (a) avoidable harm (whether of a physical or psychological nature) to an individual,
- (b) an individual being exposed to a significant risk of such harm occurring, or
- (c) in a case of theft, misuse or misappropriation of money or property, any loss by an individual of the money or property concerned.

(4) The provisions specified for the purposes of paragraph (3) are the provisions of regulations 6, 7(1), 12(5), 14(1), 14(3), 15(1), 15(3), 15(5), 16(1), 16(5), 18(1), 18(6), 18(7), 21(1), 21(2), 22, 26, [<sup>F2</sup>33(2)], 34(1), 34(2) and 34(3).

**F1** For penalties upon conviction for an offence under this regulation, see section 51(1) of the Act.

**F2** Word in reg. 85(4) substituted (1.4.2019) by [The Regulated Services \(Service Providers and Responsible Individuals\) \(Wales\) \(Amendment\) Regulations 2019 \(S.I. 2019/757\)](#), regs. 1(2), **15**

**Changes to legislation:**

There are currently no known outstanding effects for the The Regulated Services (Service Providers and Responsible Individuals) (Wales) Regulations 2017, Section 85.