
WELSH STATUTORY INSTRUMENTS

2018 No. 195

**The Regulation and Inspection of Social Care (Wales)
Act 2016 (Consequential Amendments) Regulations 2018**

Coming into force in accordance with article 2

Children Act 1989 (c. 41)

13. In Schedule 7 (effect of exceeding fostering limit)—

(a) at the beginning of paragraph 5(1) insert—

“(A1) This paragraph applies to a person fostering in England.”;

(b) after paragraph 5, insert—

“**5A.**—(1) This paragraph applies to a person (P) fostering in Wales.

(2) Sub-paragraph (3) applies where—

(a) P exceeds the usual fostering limit and is not exempted under paragraph 4;

(b) P is exempted under paragraph 4 and exceeds the usual fostering limit by fostering a child not named in the exemption.

(3) Where this paragraph applies, P is not to be treated as fostering and is to be treated for the purposes of the Regulation and Inspection of Social Care (Wales) Act 2016 as providing a care home service.

(4) But sub-paragraph (3) does not apply if the children fostered are all siblings in respect of each other.”