

## WELSH STATUTORY INSTRUMENTS

# 2019 No. 163

## The Adult Placement Services (Service Providers and Responsible Individuals) (Wales) Regulations 2019

### PART 17

#### Offences

##### Offences – service providers

**64.**—(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>M1</sup>.

(2) The provisions specified for the purposes of paragraph (1) are the provisions of regulations 3(3), 3(5), 7(3), 8(1), 8(4), 11(1), 16(1), 16(2), 16(3), 28(1), 31(1), 36(1), 40(1), 40(2), 41(1) and 41(3).

(3) A service provider commits an offence if the service 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 2, 3(1), 10(1), 10(3), 13(1), 13(3), 13(5), 14(1), 14(4), 17(1), 17(2), 21 and 27(1).

##### Commencement Information

**I1** [Reg. 64](#) in force at 29.4.2019, see [reg. 1\(2\)](#)

##### Marginal Citations

**M1** For penalties upon conviction for an offence under this regulation, *see* section 51(1) of the Act.

##### Offences – responsible individuals

**65.**—(1) It is an offence for the responsible individual to fail to comply with a requirement of any of the provisions specified in paragraph (2) <sup>M2</sup>.

(2) The provisions specified for the purposes of paragraph (1) are the provisions of regulations 46(1), 47(1), 50(1), 50(2), 52(1), 52(2), 53(1), 53(2), 54(1), 59(4), 60(1), 63(1) and 63(3).

##### Commencement Information

**I2** [Reg. 65](#) in force at 29.4.2019, see [reg. 1\(2\)](#)

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**Changes to legislation:** *There are currently no known outstanding effects for the The Adult Placement Services (Service Providers and Responsible Individuals) (Wales) Regulations 2019, PART 17. (See end of Document for details)*

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**Marginal Citations**

**M2** For penalties upon conviction for an offence under this regulation, *see* section 51(1) of the Act.

**Changes to legislation:**

There are currently no known outstanding effects for the The Adult Placement Services (Service Providers and Responsible Individuals) (Wales) Regulations 2019, PART 17.