
WELSH STATUTORY INSTRUMENTS

2019 No. 864

**The Regulation and Inspection of Social Care
(Wales) Act 2016 (Commencement No. 6,
Savings and Transitional Provisions) Order 2019**

Transitional disapplication of section 5 of the Act for existing providers of services

- 13.—**(1) This article applies to a person who, immediately before the appointed day—
- (a) provides a service in Wales of a sort which, after the appointed day, requires the person to be registered as the provider of an adoption service but who is not registered under Part 2 of the 2000 Act as a person carrying on an adoption society merely because the undertaking which provides or arranges the provision of the services is a branch of an adoption society, which is registered under Part 2 of the 2000 Act and is located in England;
 - (b) provides a service in Wales of a sort which, after the appointed day, requires the person to be registered as the provider of an adoption service but who is not registered under Part 2 of the 2000 Act as a person carrying on an adoption support agency merely because the adoption support agency is an unincorporated body;
 - (c) provides a service in Wales of a sort which, after the appointed day, requires the person to be registered as the provider of an advocacy service but who immediately before the appointed date was not required to be so registered;
 - (d) provides a service in Wales of a sort which, after the appointed day, requires the person to be registered as the provider of an adoption service, a fostering service or an adult placement service but who is not registered under Part 2 of the 2000 Act as a person carrying on an adoption support agency, a fostering agency or an adult placement scheme merely because the person providing the service is not located in Wales.

(2) Where a person to whom paragraph (1) applies, makes an application to register as the provider of an adoption service, fostering service, advocacy service or adult placement service, as the case may be, under section 6 of the Act before 31 August 2019, section 5 of the Act does not apply to that person as regards the provision of the adoption service, fostering service, advocacy service or adult placement service in relation to the places specified in the application until the application is finally determined.

(3) Reference in paragraph (2) to an application being finally determined has the same meaning as in article 4(3) and (5).