



OFFERYNNAU STATUDOL  
CYMRU

WELSH STATUTORY  
INSTRUMENTS

**2016 Rhif 713 (Cy. 191) (C. 51)**

**2016 No. 713 (W. 191) (C. 51)**

**GOFAL CYMDEITHASOL,  
CYMRU**

**SOCIAL CARE, WALES**

Gorchymyn Deddf Rheoleiddio ac  
Arolygu Gofal Cymdeithasol  
(Cymru) 2016 (Cychwyn Rhif 2)  
2016

The Regulation and Inspection of  
Social Care (Wales) Act 2016  
(Commencement No. 2) Order 2016

**NODYN ESBONIADOL**

**EXPLANATORY NOTE**

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

*(This note is not part of the Order)*

Hwn yw'r ail Orchymyn Cychwyn a wneir gan Weinidogion Cymru o dan Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016 ("y Ddeddf"). Mae'n cychwyn darpariaethau penodol yn y Ddeddf at ddiben penodol ar 11 Gorffennaf 2016.

This is the second Commencement Order made by the Welsh Ministers under the Regulation and Inspection of Social Care (Wales) Act 2016 ("the Act"). It commences certain provisions in the Act for a certain purpose on 11 July 2016.

Mae adran 75(1) o'r Ddeddf yn ei gwneud yn ofynnol i Ofal Cymdeithasol Cymru ("GCC") gydymffurfio â gofynion penodol yn is-adran (2) cyn gwneud rheolau, cyhoeddi cod ymarfer a chyhoeddi canllawiau.

Section 75(1) of the Act requires Social Care Wales ("SCW") to comply with certain requirements in subsection (2) before making rules, publishing a code of practice and publishing guidance.

Mae erthygl 2 yn cychwyn darpariaethau penodol o'r Ddeddf ond dim ond at ddiben galluogi GCC i gydymffurfio â'r gofynion yn adran 75(2) o'r Ddeddf. Y darpariaethau hynny yw—

Article 2 commences certain provisions of the Act but only for the purpose of SCW being able to comply with the requirements in section 75(2) of the Act. Those provisions are—

- (a) adran 67 sy'n ailenwi Cyngor Gofal Cymru yn Ofal Cymdeithasol Cymru;
- (b) adran 68 sy'n nodi prif amcan GCC wrth gyflawni ei swyddogaethau;
- (c) adran 73(1) a (2) sy'n sefydlu bod rhaid i reolau gael eu gwneud yn ysgrifenedig a bod rhaid i'r offeryn sy'n cynnwys y rheolau bennu'r ddarpariaeth y gwneir y rheolau odani;
- (d) adran 75 sy'n gosod dyletswydd ar GCC i gydymffurfio â gofynion ymgynghori penodol cyn gwneud rheolau.

- (a) section 67 which re-names the Care Council for Wales as Social Care Wales;
- (b) section 68 which sets out SCW's main objective in carrying out its functions;
- (c) section 73(1) and (2) which establishes that rules must be made in writing and that the instrument containing the rules must specify the provision under which the rules are made;
- (d) section 75 which places SCW under a duty to comply with certain consultation requirements before making rules.

**NODYN AM Y GORCHMYNION CYCHWYN  
CYNHARACH**

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

Mae'r darpariaethau a ganlyn o'r Ddeddf hon wedi eu dwyn i rym drwy Orchymyn Cychwyn a wnaed cyn dyddiad y Gorchymyn hwn:

**NOTE AS TO EARLIER COMMENCEMENT  
ORDERS**

*(This note is not part of the Order)*

The following provisions of this Act have been brought into force by Commencement Order made before the date of this Order:

<i>Y Ddarpariaeth</i>	<i>Y Dyddiad Cychwyn</i>	<i>Rhif O.S.</i>	<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Paragraff 59 o Atodlen 3	6 Ebrill 2016	2016/467 (Cy. 149) (C. 28)	Paragraph 59 of Schedule 3	6 April 2016	2016/467 (W. 149) (C. 28)
Paragraffau 60 i 65 o Atodlen 3	6 Ebrill 2016	2016/467 (Cy. 149) (C. 28)	Paragraphs 60 to 65 of Schedule 3	6 April 2016	2016/467 (W. 149) (C. 28)

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*Gwnaed*

*5 Gorffennaf 2016*

*Made*

*5 July 2016*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir iddynt gan adran 188 o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016(1), yn gwneud y Gorchymyn a ganlyn:

The Welsh Ministers, in exercise of the powers conferred on them by section 188 of the Regulation and Inspection of Social Care (Wales) Act 2016(1), make the following Order:

**Enwi a dehongli**

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016 (Cychwyn Rhif 2) 2016.

(2) Yn y Gorchymyn hwn, ystyr “y Ddeddf” (“*the Act*”) yw Deddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016.

**Title and interpretation**

1.—(1) The title of this Order is the Regulation and Inspection of Social Care (Wales) Act 2016 (Commencement No. 2) Order 2016.

(2) In this Order “the Act” (“*y Ddeddf*”) means the Regulation and Inspection of Social Care (Wales) Act 2016.

**Y diwrnod penodedig**

2.—(1) Y diwrnod penodedig i'r darpariaethau a ganlyn o'r Ddeddf ddod i rym at y diben a bennir ym mharagraff (2) yw 11 Gorffennaf 2016—

- (a) adran 67 (Gofal Cymdeithasol Cymru);
- (b) adran 68 (amcanion GCC);
- (c) adran 73(1) a (2) (rheolau: cyffredinol);
- (d) adran 75 (ymgyngori cyn gwneud rheolau etc.).

(2) Mae'r darpariaethau ym mharagraff (1) wedi eu dwyn i rym i'r graddau sy'n ofynnol, ac at ddiben galluogi Gofal Cymdeithasol Cymru i gyflawni ei ddyletswydd i ymgynghori o dan adran 75(2) o'r Ddeddf yn effeithiol.

**Appointed day**

2.—(1) 11 July 2016 is the appointed day for the coming into force of the following provisions of the Act for the purpose specified in paragraph (2)—

- (a) section 67 (Social Care Wales);
- (b) section 68 (SCW's objectives);
- (c) section 73(1) and (2) (rules: general);
- (d) section 75 (consultation before making rules etc.).

(2) The provisions in paragraph (1) are brought into force to the extent required, and for the purpose of, the effective discharge by Social Care Wales of its duty to consult under section 75(2) of the Act.

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(1) 2016 dccc 2.

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(1) 2016 anaw 2.

*Rebecca Evans*

Gweinidog Iechyd y Cyhoedd a Gwasanaethau  
Cymdeithasol o dan awdurdod Ysgrifennydd y Cabinet  
dros Iechyd, Llesiant a Chwaraeon, un o Weinidogion  
Cymru  
5 Gorffennaf 2016

Minister for Social Services and Public Health under  
authority of the Cabinet Secretary for Health, Well-  
being and Sport, one of the Welsh Ministers  
5 July 2016

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