OFFERYNNAU STATUDOL CYMRU

2023 Rhif 1336 (Cy. 241)

GOFAL CYMDEITHASOL, CYMRU

Rheoliadau Gwasanaethau Rheoleiddiedig (Cofrestru) (Cymru) (Diwygio) 2023

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae Rheoliadau Gwasanaethau Rheoleiddiedig (Cofrestru) (Cymru) 2017 ("Rheoliadau 2017") yn gwneud darpariaeth ynghylch ffurf a chynnwys ceisiadau i gofrestru a cheisiadau i amrywio cofrestriad o dan Ran 1 o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016 ("Deddf 2016").

Rhagnodir gwasanaethau preswyl ysgolion arbennig fel "gwasanaeth rheoleiddiedig" at ddibenion Rhan 1 o Ddeddf 2016 gan Reoliadau Gwasanaethau Rheoleiddiedig (Gwasanaethau Preswyl Ysgolion Arbennig) (Cymru) 2023.

Mae'r Rheoliadau hyn yn gwneud diwygiadau er mwyn integreiddio cyfeiriadau at y gwasanaeth rheoleiddiedig newydd hwn yn Rheoliadau 2017.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn. Gellir cael copi oddi wrth: Yr Adran Iechyd a Gwasanaethau Cymdeithasol, Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ ac fe'i cyhoeddir ar www.llyw.cymru.

WELSH STATUTORY INSTRUMENTS

2023 No. 1336 (W. 241)

SOCIAL CARE, WALES

The Regulated Services (Registration) (Wales) (Amendment) Regulations 2023

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Regulated Services (Registration) (Wales) Regulations 2017 ("the 2017 Regulations") make provision about the form and content of applications for registration and applications for variation of a registration under Part 1 of the Regulation and Inspection of Social Care (Wales) Act 2016 ("the 2016 Act").

Special school residential services are prescribed as a "regulated service" for the purposes of Part 1 of the 2016 Act by the Regulated Services (Special School Residential Services) (Wales) Regulations 2023.

These Regulations make amendments to integrate references to this new regulated service into the 2017 Regulations.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from the Department of Health and Social Services, Welsh Government, Cathays Park, Cardiff, CF10 3NQ and is published on www.gov.wales.

OFFERYNNAU STATUDOL CYMRU

2023 Rhif 1336 (Cy. 241)

GOFAL CYMDEITHASOL, CYMRU

Rheoliadau Gwasanaethau Rheoleiddiedig (Cofrestru) (Cymru) (Diwygio) 2023

Gwnaed	*am 5.00 p.m. ar 6 Rhagfyr 2023*
Gosodwyd gerbron Senedd Cymru	*8 Rhagfyr 2023*
Yn dod i rym	*31 Rhagfyr 2023*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir gan adrannau 6(1)(d)(**1**), 11(3)(a)(iii) a 187(1) o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016(**2**), yn gwneud y Rheoliadau a ganlyn.

Enwi a dod i rym

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Gwasanaethau Rheoleiddiedig (Cofrestru) (Cymru) (Diwygio) 2023.

(2) Daw'r Rheoliadau hyn i rym ar 31 Rhagfyr 2023.

Diwygio Rheoliadau Gwasanaethau Rheoleiddiedig (Cofrestru) (Cymru) 2017

2. Mae Rheoliadau Gwasanaethau Rheoleiddiedig (Cofrestru) (Cymru) 2017(**3**) wedi eu diwygio fel a ganlyn—

(a) yn rheoliad 3(b), ar ôl "gwasanaeth llety diogel", mewnosoder ", gwasanaeth preswyl ysgol arbennig";

(**1**) Mae adrannau 6(1)(d) ac 11(3)(a)(iii) yn cyfeirio at "unrhyw wybodaeth arall a ragnodir". Diffinnir "a ragnodir" a "rhagnodedig" yn adran 189 o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016 i olygu "wedi ei ragnodi drwy reoliadau a wneir gan Weinidogion Cymru".

(**2**) 2016 dccc 2.

(**3**) O.S. 2017/1098 (Cy. 278). Diwygiwyd y rheoliadau hyn gan O.S. 2019/233 (Cy. 52) ac O.S. 2020/389 (Cy. 87).

WELSH STATUTORY INSTRUMENTS

2023 No. 1336 (W. 241)

SOCIAL CARE, WALES

The Regulated Services (Registration) (Wales) (Amendment) Regulations 2023

Made	*at 5.00 p.m. on 6 December 2023*
Laid before Senedd Cymru	*8 December 2023*
Coming into force	*31 December 2023*

The Welsh Ministers, in exercise of the powers conferred by sections 6(1)(d)(**1**), 11(3)(a)(iii) and 187(1) of the Regulation and Inspection of Social Care (Wales) Act 2016(**2**), make the following Regulations.

Title and coming into force

1.—(1) The title of these Regulations is the Regulated Services (Registration) (Wales) (Amendment) Regulations 2023.

(2) These Regulations come into force on 31 December 2023.

Amendment of the Regulated Services (Registration) (Wales) Regulations 2017

2. The Regulated Services (Registration) (Wales) Regulations 2017(**3**) are amended as follows—

(a) in regulation 3(b), after "secure accommodation service" insert ", special school residential service";

(**1**) Sections 6(1)(d) and 11(3)(a)(iii) refer to "such other information as may be prescribed". "Prescribed" is defined in section 189 of the Regulation and Inspection of Social Care (Wales) Act 2016 to mean "prescribed by regulations made by Welsh Ministers".

(**2**) 2016 anaw 2.

(**3**) S.I. 2017/1098 (W. 278). These regulations have been amended by S.I. 2019/233 (W. 52) and S.I. 2020/389 (W. 87).

(b) yn rheoliad 6(b), ar ôl "gwasanaeth llety diogel" mewnosoder ", gwasanaeth preswyl ysgol arbennig";

(c) yn rheoliad 7(b), ar ôl "gwasanaeth llety diogel" mewnosoder ", gwasanaeth preswyl ysgol arbennig";

(d) ym mharagraff 30 o Atodlen 1, ar ôl "gwasanaeth llety diogel" mewnosoder ", gwasanaeth preswyl ysgol arbennig";

(e) ym mharagraff 32 o Atodlen 1, ar ôl "gwasanaeth llety diogel" mewnosoder ", gwasanaeth preswyl ysgol arbennig";

(f) ar ôl paragraff (ea) o Atodlen 2 mewnosoder y paragraff canlynol—

"(eb) yn achos gwasanaeth preswyl ysgol arbennig, disgrifiad o sut y caiff y trefniadau ar gyfer darparu addysg a'r trefniadau ar gyfer darparu'r gwasanaeth preswyl eu cydgysylltu;";

(g) ym mharagraff (k) o Atodlen 2, ar ôl "gwasanaeth llety diogel" mewnosoder ", gwasanaeth preswyl ysgol arbennig".

(b) in regulation 6(b), after "secure accommodation service" insert ", special school residential service";

(c) in regulation 7(b), after "secure accommodation service" insert ", special school residential service";

(d) in paragraph 30 of Schedule 1, after "secure accommodation service" insert ", special school residential service";

(e) in paragraph 32 of Schedule 1, after "secure accommodation service" insert ", special school residential service";

(f) after paragraph (ea) of Schedule 2 insert the following paragraph—

"(eb) in the case of a special school residential service, a description of how the arrangements for the provision of education and the arrangements for the provision of the residential service are coordinated;";

(g) in paragraph (k) of Schedule 2, after "secure accommodation service" insert ", special school residential service".

Julie Morgan

Y Dirprwy Weinidog Gwasanaethau Cymdeithasol, o dan awdurdod y Gweinidog Iechyd a Gwasanaethau Cymdeithasol, un o Weinidogion Cymru
Am 5.00 p.m. ar 6 Rhagfyr 2023

Deputy Minister for Social Services, under the authority of the Minister for Health and Social Services, one of the Welsh Ministers
At 5.00 p.m. on 6 December 2023

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Argraffwyd a chyhoeddwyd yn y DU gan Y Llyfrfa Cyf dan awdurdod a goruchwyliaeth Jeff James, Rheolwr Llyfrfa Ei Fawrhydi ac Argraffydd Deddfau Senedd y Brenin.

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