OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2024 Rhif 330 (Cy. 59)

GOFAL CYMDEITHASOL, CYMRU

Rheoliadau Gofal a Chymorth (Gosod Ffioedd) (Cymru) (Diwygio) 2024

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn diwygio Rheoliadau Gofal a Chymorth (Gosod Ffioedd) (Cymru) 2015 ("y Rheoliadau Gosod Ffioedd").

Mae'r Rheoliadau Gosod Ffioedd yn nodi'r gofynion y mae rhaid i awdurdodau lleol eu bodloni wrth ddyfarnu swm y ffioedd sy'n gymwys mewn perthynas â gofal a chymorth a ddarperir neu a drefnir ganddynt wrth gyflawni eu swyddogaethau o dan Ran 4 o Ddeddf Gwasanaethau Cymdeithasol a Llesiant (Cymru) 2014. Mae'r Rheoliadau Gosod Ffioedd hefyd yn cynnwys darpariaethau cyfochrog sy'n nodi gofynion sy'n gymwys pan fydd awdurdod lleol yn gwneud taliadau uniongyrchol i ddiwallu angen person am ofal a chymorth.

Mae rheoliad 2 o'r Rheoliadau hyn yn diwygio rheoliad 13 o'r Rheoliadau Gosod Ffioedd (isafswm incwm ar gyfer person y darperir llety iddo mewn cartref gofal) i gynyddu'r swm incwm wythnosol net o £39.50 i £43.90. Mae rheoliad 28 hefyd wedi ei ddiwygio i wneud newid cyfatebol ar gyfer derbynnydd taliadau uniongyrchol.

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.

2024 No. 330 (W. 59)

SOCIAL CARE, WALES

The Care and Support (Charging) (Wales) (Amendment) Regulations 2024

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Care and Support (Charging) (Wales) Regulations 2015 ("the Charging Regulations").

The Charging Regulations set out the requirements which local authorities must follow when making a determination of the amount of the charges which apply in relation to care and support which they are providing or arranging in the course of carrying out their functions under Part 4 of the Social Services and Well-being (Wales) Act 2014. The Charging Regulations also contain parallel provisions setting out requirements which apply when a local authority makes direct payments to meet a person's need for care and support.

Regulation 2 of these Regulations amends regulation 13 of the Charging Regulations (minimum income amount where a person is provided with accommodation in a care home) to increase the net weekly income amount from £39.50 to £43.90. Regulation 28 is also amended to make corresponding change for a recipient of direct payments.

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

2024 Rhif 330 (Cy. 59)

GOFAL CYMDEITHASOL, CYMRU

Rheoliadau Gofal a Chymorth (Gosod Ffioedd) (Cymru) (Diwygio) 2024

Gwnaed	*7 Mawrth 2024*
Gosodwyd gerbron Senedd Cymru	*11 Mawrth 2024*
Yn dod i rym	*8 Ebrill 2024*

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pwerau a roddir gan adrannau 50, 52, 53(3), 61 a 196(2) o Ddeddf Gwasanaethau Cymdeithasol a Llesiant (Cymru) 2014(**1**).

Enwi a dod i rym

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Gofal a Chymorth (Gosod Ffioedd) (Cymru) (Diwygio) 2024.

(2) Daw'r Rheoliadau hyn i rym ar 8 Ebrill 2024.

Diwygio Rheoliadau Gofal a Chymorth (Gosod Ffioedd) (Cymru) 2015

2. Mae Rheoliadau Gofal a Chymorth (Gosod Ffioedd) (Cymru) 2015(**2**) wedi eu diwygio fel a ganlyn—

(a) yn rheoliad 13 (isafswm incwm ar gyfer person y darperir llety iddo mewn cartref gofal), yn lle "£39.50" rhodder "£43.90";

(**1**) 2014 dccc 4. *Gweler* adran 197(1) am y diffiniadau o "penodedig", "a bennir", "a bennwyd" a "rheoliadau".

(**2**) O.S. 2015/1843 (Cy. 271), a ddiwygiwyd gan O.S. 2023/67 (Cy. 12); mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

WELSH STATUTORY INSTRUMENTS

2024 No. 330 (W. 59)

SOCIAL CARE, WALES

The Care and Support (Charging) (Wales) (Amendment) Regulations 2024

Made	*7 March 2024*
Laid before Senedd Cymru	*11 March 2024*
Coming into force	*8 April 2024*

The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 50, 52, 53(3), 61 and 196(2) of the Social Services and Well-being (Wales) Act 2014(**1**).

Title and coming into force

1.—(1) The title of these Regulations is the Care and Support (Charging) (Wales) (Amendment) Regulations 2024.

(2) These Regulations come into force on 8 April 2024.

Amendment of the Care and Support (Charging) (Wales) Regulations 2015

2. The Care and Support (Charging) (Wales) Regulations 2015(**2**) are amended as follows—

(a) in regulation 13 (minimum income amount where a person is provided with accommodation in a care home), for "£39.50" substitute "£43.90";

(**1**) 2014 anaw 4. *See* section 197(1) for the definitions of "regulations" and "specified".

(**2**) S.I. 2015/1843 (W. 271), amended by S.I. 2023/67 (W. 12); there are other amending instruments, but none is relevant.

(b) yn rheoliad 28 (isafswm incwm ar gyfer person y darperir llety iddo mewn cartref gofal), yn lle “£39.50” rhodder “£43.90”.

(b) in regulation 28 (minimum income amount where a person is provided with accommodation in a care home), for “£39.50” substitute “£43.90”.

Julie Morgan

Y Dirprwy Weinidog Gwasanaethau Cymdeithasol, o dan awdurdod y Gweinidog Iechyd a Gwasanaethau Cymdeithasol, un o Weinidogion Cymru
7 Mawrth 2024

Deputy Minister for Social Services, under authority of the Minister for Health and Social Services, one of the Welsh Ministers
7 March 2024

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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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