OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2025 Rhif 340 (Cy. 69)

GOFAL CYMDEITHASOL, CYMRU

Rheoliadau Gofal Cymdeithasol Cymru (Pennu Gweithwyr Gofal Cymdeithasol) (Cofrestru) (Diwygio) 2025

2025 No. 340 (W. 69)

SOCIAL CARE, WALES

The Social Care Wales (Specification of Social Care Workers) (Registration) (Amendment) Regulations 2025

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn diwygio Rheoliadau Gofal Cymdeithasol Cymru (Pennu Gweithwyr Gofal Cymdeithasol) (Cofrestru) 2016.

Mae adran 80(1)(b) o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016 yn ei gwneud yn ofynnol i Ofal Cymdeithasol Cymru gadw cofrestr o weithwyr gofal cymdeithasol o unrhyw ddisgrifiad a bennir gan Weinidogion Cymru mewn rheoliadau.

Mae'r Rheoliadau hyn yn pennu disgrifiad ychwanegol o weithwyr gofal cymdeithasol y mae rhaid i Ofal Cymdeithasol Cymru gadw cofrestr mewn cysylltiad â hwy, sef y rhai sydd wedi eu cyflogi (pa un ai fel cyflogai neu fel gweithiwr) neu sydd wedi eu cymryd ymlaen o dan gontract am wasanaethau i ddarparu gofal a chymorth i unrhyw berson yng Nghymru mewn cysylltiad â gwasanaeth preswyl ysgol arbennig.

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 mae wedi ei gyhoeddi ar www.llyw.cymru.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Social Care Wales (Specification of Social Care Workers) (Registration) Regulations 2016.

Section 80(1)(b) of the Regulation and Inspection of Social Care (Wales) Act 2016 requires Social Care Wales to keep a register of social care workers of such description as may be specified by the Welsh Ministers in regulations.

These Regulations specify an additional description of social care workers in respect of which Social Care Wales must keep a register, namely those who are employed (whether as an employee or a worker) or engaged under a contract for services to provide care and support to any person in Wales in connection with a special school residential service.

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.

2025 Rhif 340 (Cy. 69)

GOFAL CYMDEITHASOL, CYMRU

Rheoliadau Gofal Cymdeithasol Cymru (Pennu Gweithwyr Gofal Cymdeithasol) (Cofrestru) (Diwygio) 2025

Gwnaed *12 Mawrth 2025*

Yn dod i rym *1 Ebrill 2025*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir iddynt gan adrannau 80(1)(b) a 187(1)(b) o Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016(**1**) ("Deddf 2016"), yn gwneud y Rheoliadau a ganlyn.

Yn unol ag adran 187(2)(n) o Ddeddf 2016, gosodwyd drafft o'r offeryn hwn gerbron Senedd Cymru ac fe'i cymeradwywyd ganddi drwy benderfyniad(**2**).

Enwi a chychwyn

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Gofal Cymdeithasol Cymru (Pennu Gweithwyr Gofal Cymdeithasol) (Cofrestru) (Diwygio) 2025.

(2) Daw'r Rheoliadau hyn i rym ar 1 Ebrill 2025.

Dehongli

2. Yn y Rheoliadau hyn, ystyr "Rheoliadau 2016" yw Rheoliadau Gofal Cymdeithasol Cymru (Pennu Gweithwyr Gofal Cymdeithasol) (Cofrestru) 2016(**3**).

(**1**) 2016 dccc 2.

(**2**) Mae cyfeiriadau yn Neddf 2016 at "Cynulliad Cenedlaethol Cymru" bellach yn cael effaith fel cyfeiriadau at Senedd Cymru yn rhinwedd adran 150A(2) o Ddeddf Llywodraeth Cymru 2006 (p. 32).

(**3**) O.S. 2016/1235 (Cy. 293), a ddiwygiwyd gan O.S. 2018/192 (Cy. 43) ac O.S. 2020/286 (Cy. 65).

2025 No. 340 (W. 69)

SOCIAL CARE, WALES

The Social Care Wales (Specification of Social Care Workers) (Registration) (Amendment) Regulations 2025

Made *12 March 2025*

Coming into force *1 April 2025*

The Welsh Ministers, in exercise of the powers conferred upon them by sections 80(1)(b) and 187(1)(b) of the Regulation and Inspection of Social Care (Wales) Act 2016(**1**) ("the 2016 Act"), make the following Regulations.

In accordance with section 187(2)(n) of the 2016 Act, a draft of this instrument has been laid before, and approved by a resolution of, Senedd Cymru(**2**).

Title and commencement

1.—(1) The title of these Regulations is the Social Care Wales (Specification of Social Care Workers) (Registration) (Amendment) Regulations 2025.

(2) These Regulations come into force on 1 April 2025.

Interpretation

2. In these Regulations "the 2016 Regulations" means the Social Care Wales (Specification of Social Care Workers) (Registration) Regulations 2016(**3**).

(**1**) 2016 anaw 2.

(**2**) References in the 2016 Act to "the National Assembly for Wales" now have effect as references to Senedd Cymru by virtue of section 150A(2) of the Government of Wales Act 2006 (c. 32).

(**3**) S.I. 2016/1235 (W. 293), amended by S.I. 2018/192 (W. 43) and S.I. 2020/286 (W. 65).

Diwygio rheoliad 2 o Reoliadau 2016

3. Yn rheoliad 2 (dehongli) o Reoliadau 2016, mewnosoder y canlynol yn y lle priodol—

> "mae i "gwasanaeth preswyl ysgol arbennig" ("*special school residential service*") yr un ystyr ag a roddir yn rheoliad 2 o Reoliadau Gwasanaethau Rheoleiddiedig (Gwasanaethau Preswyl Ysgolion Arbennig) (Cymru) 2023(**1**);".

Diwygio rheoliad 3 o Reoliadau 2016

4. Mae rheoliad 3 (pennu gweithwyr gofal cymdeithasol) o Reoliadau 2016 wedi ei ddiwygio fel a ganlyn—

(a) ym mharagraff (2)(b)—

(i) ar ddiwedd paragraff (iv) hepgorer "neu";

(ii) ar ddiwedd paragraff (v) mewnosoder "neu";

(iii) ar ôl paragraff (v) mewnosoder—

"(vi) â gwasanaeth preswyl ysgol arbennig,";

(b) ym mharagraff (2)(bb)—

(i) ar ddiwedd paragraff (iv) hepgorer "neu";

(ii) ar ddiwedd paragraff (v) mewnosoder "neu";

(iii) ar ôl paragraff (v) mewnosoder—

"(vi) â gwasanaeth preswyl ysgol arbennig,".

Amendment to regulation 2 of the 2016 Regulations

3. In regulation 2 (interpretation) of the 2016 Regulations, insert the following in the appropriate place—

> ""special school residential service" ("*gwasanaeth preswyl ysgol arbennig*") has the same meaning as that given in regulation 2 of the Regulated Services (Special School Residential Services) (Wales) Regulations 2023(**1**);".

Amendments to regulation 3 of the 2016 Regulations

4. Regulation 3 (specification of social care workers) of the 2016 Regulations is amended as follows—

(a) in paragraph (2)(b)—

(i) at the end of paragraph (iv) omit "or";

(ii) at the end of paragraph (v) insert "or";

(iii) after paragraph (v) insert—

"(vi) a special school residential service,";

(b) in paragraph (2)(bb)—

(i) at the end of paragraph (iv) omit "or";

(ii) at the end of paragraph (v) insert "or";

(iii) after paragraph (v) insert—

"(vi) a special school residential service,".

Dawn Bowden

Y Gweinidog Plant a Gofal Cymdeithasol, o dan awdurdod Ysgrifennydd y Cabinet dros Iechyd a Gofal Cymdeithasol, un o Weinidogion Cymru
12 Mawrth 2025

Minister for Children and Social Care, under authority of the Cabinet Secretary for Health and Social Care, one of the Welsh Ministers
12 March 2025

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

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(**1**) O.S. 2023/1327 (Cy. 238).

(**1**) S.I. 2023/1327 (W. 238).

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