



CYNULLIAD CENEDLAETHOL CYMRU

NATIONAL ASSEMBLY FOR WALES

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

2003 Rhif 501 (Cy.70) (C.27)

2003 No. 501 (W.70) (C.27)

**GOFAL CYMDEITHASOL,
CYMRU**

**SOCIAL CARE,
WALES**

**PLANT A PHOBL IFANC,
CYMRU**

**CHILDREN AND YOUNG
PERSONS, WALES**

**Gorchymyn Deddf Safonau Gofal
2000 (Cychwyn Rhif 11) (Cymru)
2003**

**The Care Standards Act 2000
(Commencement No.11) (Wales)
Order 2003**

NODYN ESBONIADOL

EXPLANATORY NOTE

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

(This note is not part of the Order)

Mae'r Gorchymyn hwn yn dwyn i rym nifer o ddarpariaethau Deddf Safonau Gofal 2000.

This Order brings into force a number of provisions of the Care Standards Act 2000.

Mae rhai o'r darpariaethau hyn, a ddygir i rym ar 1 Mehefin 2003, yn ei gwneud yn ofynnol i Gyngor Gofal Cymru, mewn perthynas â Chymru, gadw cofrestr o weithwyr cymdeithasol. Yn ychwanegol, dygir darpariaethau eraill i rym ar ddyddiad cynharach, 1 Ebrill 2003, er mwyn caniatáu i geisiadau i gofrestru fel gweithwyr cymdeithasol gael eu gwneud i'r Cyngor Gofal o'r dyddiad hwnnw ymlaen.

Certain of these provisions, which are brought into force on 1st June 2003, require the Care Council for Wales to maintain, in relation to Wales, a register of social workers. In addition other provisions are brought into force at an earlier date, 1st April 2003, to allow applications for registration as a social worker to be made to the Care Council as from that date.

Mae'r Gorchymyn hwn hefyd yn dwyn i rym ar 30 Ebrill 2003 newidiadau penodol i Ddeddf Fabwysiadu (Agweddau Rhyngwladol) 1999 o ganlyniad i weithredu ar y dyddiad hwnnw y darpariaethau yn Rhan II o Ddeddf 2000 mewn perthynas ag asiantaethau mabwysiadu gwirfoddol.

The Order also brings into force on 30th April 2003 certain alterations to the Adoption (Intercountry Aspects) Act 1999 as a consequence of the implementation on that date of the provisions of Part II of the Act in relation to voluntary adoption agencies.

**NODYN YNGHYLCH GORCHMYNION
CYCHWYN CYNHARACH**

**NOTE AS TO EARLIER COMMENCEMENT
ORDERS**

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

(This note is not part of the Order)

Mae darpariaethau Deddf Safonau Gofal 2000 y gwneir cofnod mewn perthynas â hwy yn y Tabl isod wedi'u dwyn i rym mewn perthynas â Chymru ar y

The provisions of the Care Standards Act 2000 in respect of which an entry is made in the Table below have been brought into force in relation to Wales on the

dyddiad a bennir gyferbyn â'r cofnod. Cafodd y darpariaethau hynny y dilynir y cofnod amdanynt ag '(a)' eu dwyn i rym gan O.S. 2000/2992 (Cy.192) (C.93); cafodd y rhai a ddilynir gan '(b)' eu dwyn i rym gan O.S. 2001/139 (Cy.5) (C.7); cafodd y rhai a ddilynir gan '(c)' eu dwyn i rym gan O.S. 2001/2190 (Cy.152) (C.70); cafodd y rhai a ddilynir gan '(ch)' eu dwyn i rym gan O.S. 2001/2354 (Cy.192) (C.80); cafodd y rhai a ddilynir gan '(d)' eu dwyn i rym gan O.S. 2001/2504 (Cy.205) (C.82); cafodd y rhai a ddilynir gan '(dd)' eu dwyn i rym gan O.S. 2001/2538 (Cy.213) (C.83); cafodd y rhai a ddilynir gan '(e)' eu dwyn i rym gan O.S. 2001/2782 (Cy.235) (C.92); cafodd y rhai a ddilynir gan '(f)' eu dwyn i rym gan O.S. 2002/920 (Cy.108) (C.24) a chafodd y rhai a ddilynir gan '(ff)' eu dwyn i rym gan O.S. 2002/1175 (Cy.123) (C.31).

date specified alongside their entry. Those provisions whose entry is followed by '(a)' were brought into force by S.I. 2000/2992 (W.192) (C.93); those followed by '(b)' were brought into force by S.I. 2001/139 (W.5) (C.7); those followed by '(c)' were brought into force by S.I. 2001/2190 (W.152) (C.70); those followed by '(d)' were brought into force by S.I. 2001/2354 (W.192) (C.80); those followed by '(e)' were brought into force by S.I. 2001/2504 (W.205) (C.82); those followed by '(f)' were brought into force by S.I. 2001/2538 (W.213) (C.83); those followed by '(g)' were brought into force by S.I. 2001/2782 (W.235) (C.92); those followed by '(h)' were brought into force by S.I. 2002/920 (W.108) (C.24) and those followed by '(i)' were brought into force by S.I. 2002/1175 (W.123) (C.31).

Y Ddarpariaeth	Dyddiad Cychwyn
Adrannau 1 i 5 (c)	18 Mehefin 2001
Adran 7(7) (c)	18 Mehefin 2001
Adran 8 (yn rhannol) (c)	18 Mehefin 2001
Adran 8 (yn rhannol) (f)	1 Ebrill 2002
Adran 9(3) i (5) (c)	18 Mehefin 2001
Adran 9 (gweddill) (f)	1 Ebrill 2002
Adran 10(2) i (7) (f)	1 Ebrill 2002
Adrannau 11 a 12 (yn rhannol) (c)	18 Mehefin 2001
Adrannau 11 a 12 (yn rhannol) (f)	1 Ebrill 2002
Adran 13 (yn rhannol) (f)	1 Ebrill 2002
Adrannau 14 a 15 (yn rhannol) (c)	18 Mehefin 2001
Adrannau 14 a 15 (yn rhannol) (f)	1 Ebrill 2002
Adran 16 (c)	18 Mehefin 2001
Adrannau 17 to 21 (yn rhannol) (f)	1 Ebrill 2002
Adrannau 22 i 23 (c)	18 Mehefin 2001
Adran 24 (yn rhannol) (f)	1 Ebrill 2002
Adran 25 (c)	18 Mehefin 2001
Adrannau 26 i 32 (yn rhannol) (f)	1 Ebrill 2002
Adrannau 33 i 35 (c)	18 Mehefin 2001
Adran 36 (yn rhannol) (c)	18 Mehefin 2001
Adran 36 (yn rhannol) (f)	1 Ebrill 2002
Adran 37 (yn rhannol) (f)	1 Ebrill 2002
Adran 38 (c)	18 Mehefin 2001

Provision	Date of Commencement
Sections 1 to 5 (c)	18th June 2001
Section 7(7) (c)	18th June 2001
Section 8 (partially) (c)	18th June 2001
Section 8 (partially) (h)	1st April 2002
Section 9(3) to (5) (c)	18th June 2001
Section 9 (remainder) (h)	1st April 2002
Section 10(2) to (7) (h)	1st April 2002
Sections 11 and 12 (partially) (c)	18th June 2001
Sections 11 and 12 (partially) (h)	1st April 2002
Section 13 (partially) (h)	1st April 2002
Sections 14 and 15 (partially) (c)	18th June 2001
Sections 14 and 15 (partially) (h)	1st April 2002
Section 16 (c)	18th June 2001
Sections 17 to 21 (partially) (h)	1st April 2002
Sections 22 to 23 (c)	18th June 2001
Section 24 (partially) (h)	1st April 2002
Section 25 (c)	18th June 2001
Sections 26 to 32 (partially) (h)	1st April 2002
Sections 33 to 35 (c)	18th June 2001
Section 36 (partially) (c)	18th June 2001
Section 36 (partially) (h)	1st April 2002
Section 37 (partially) (h)	1st April 2002
Section 38 (c)	18th June 2001

Adran 39 (yn rhannol) (d)	31 Gorffennaf 2001
Adran 39 (gweddill) (d)	31 Awst 2001
Adran 40 (yn rhannol) (b)	1 Chwefror 2001
Adran 40 (gweddill) (b)	28 Chwefror 2001
Adran 41 (b)	28 Chwefror 2001
Adrannau 42 i 43 (c)	18 Mehefin 2001
Adrannau 48 i 52 (c)	18 Mehefin 2001
Adran 54(1), (3) i (7) (a)	1 Ebrill 2001
Adran 55 & Atodlen 1 (a)	1 Ebrill 2001
Adrannau 56 i 62 (yn rhannol) (ff)	30 Ebrill 2002
Adran 63 (dd)	31 Gorffennaf 2001
Adran 64(2) i (4) (yn rhannol) (ff)	30 Ebrill 2002
Adran 65 (yn rhannol) (ff)	30 Ebrill 2002
Adran 66 (dd)	31 Gorffennaf 2001
Adran 67 (dd)	1 Hydref 2001
Adran 70(1) (dd)	1 Hydref 2001
Adran 71 (yn rhannol) (dd)	31 Gorffennaf 2001
Adran 71 (gweddill) (ff)	30 Ebrill 2002
Adran 72 & Atodlen 2 (a)	13 Tachwedd 2000
Adran 72A (e)	26 Awst 2001
Adran 72B & Atodlen 2A (e)	26 Awst 2001
Adran 73 (fel y'i diwygiwyd) & Atodlen 2B (e)	26 Awst 2001
Adran 75 (fel y'i diwygiwyd) (e)	26 Awst 2001
Adran 75A (e)	26 Awst 2001
Adrannau 76 i 78 (fel y'i diwygiwyd) (e)	26 Awst 2001
Adran 79(1) (yn rhannol) (c)	18 Mehefin 2001
Adran 79(1) (gweddill) (f)	1 Ebrill 2002
Adran 79(2) & Atodlen 3 (yn rhannol) (c)	18 Mehefin 2001
Adran 79(2) & Atodlen 3 (gweddill) (f)	1 Ebrill 2002
Adran 79(3),(4) (c)	18 Mehefin 2001
Adran 79(5) (f)	1 Ebrill 2002
Adran 95 (f)	1 Ebrill 2002
Adran 98 (ch)	1 Gorffennaf 2001
Adrannau 107 i 108 (c)	18 Mehefin 2001

Section 39 (partially) (e)	31st July 2001
Section 39 (remainder) (e)	31st August 2001
Section 40 (partially) (b)	1st February 2001
Section 40 (remainder) (b)	28th February 2001
Section 41 (b)	28th February 2001
Sections 42 to 43 (c)	18th June 2001
Sections 48 to 52 (c)	18th June 2001
Section 54(1), (3) to (7) (a)	1st April 2001
Section 55 & Schedule 1 (a)	1st April 2001
Sections 56 to 62 (partially) (i)	30th April 2002
Section 63 (f)	31st July 2001
Section 64(2) to (4) (partially) (i)	30th April 2002
Section 65 (partially) (i)	30th April 2002
Section 66 (f)	31st July 2001
Section 67 (f)	1st October 2001
Section 70(1) (f)	1st October 2001
Section 71 (partially) (f)	31st July 2001
Section 71 (remainder) (i)	30th April 2002
Section 72 & Schedule 2 (a)	13th November 2000
Section 72A (g)	26th August 2001
Section 72B & Schedule 2A (g)	26th August 2001
Section 73 (as amended) & Schedule 2B (g)	26th August 2001
Section 75 (as amended) (g)	26th August 2001
Section 75A (g)	26th August 2001
Sections 76 to 78 (as amended) (g)	26th August 2001
Section 79(1) (partially) (c)	18th June 2001
Section 79(1) (remainder) (h)	1st April 2002
Section 79(2) & Schedule 3 (partially) (c)	18th June 2001
Section 79(2) & Schedule 3 (remainder) (h)	1st April 2002
Section 79(3),(4) (c)	18th June 2001
Section 79(5) (h)	1st April 2002
Section 95 (h)	1st April 2002
Section 98 (d)	1st July 2001
Sections 107 to 108 (c)	18th June 2001

Adran 110 (f)	1 Ebrill 2002
Adran 112 (c)	18 Mehefin 2001
Adran 113(2) i (4) (a)	1 Ebrill 2001
Adran 114 (yn rhannol) (a)	1 Ebrill 2001
Adran 114 (gweddill) (c)	18 Mehefin 2001
Adran 115 (c)	18 Mehefin 2001
Adran 116 & Atodlen 4 (yn rhannol) (b)	28 Chwefror 2001
Adran 116 & Atodlen 4 (yn rhannol) (c)	18 Mehefin 2001
Adran 116 & Atodlen 4 (yn rhannol) (f)	1 Ebrill 2002
Adran 117(1) & Atodlen 5 (yn rhannol) (c)	18 Mehefin 2001
Adran 117(1) & Atodlen 5 (yn rhannol) (e)	26 Awst 2001
Adran 117(2) & Atodlen 6 (yn rhannol) (f)	1 Ebrill 2002

Section 110 (h)	1st April 2002
Section 112 (c)	18th June 2001
Section 113(2) to (4) (a)	1st April 2001
Section 114 (partially) (a)	1st April 2001
Section 114 (remainder) (c)	18th June 2001
Section 115 (c)	18th June 2001
Section 116 & Schedule 4 (partially) (b)	28th February 2001
Section 116 & Schedule 4 (partially) (c)	18th June 2001
Section 116 & Schedule 4 (partially) (h)	1st April 2002
Section 117(1) & Schedule 5 (partially) (c)	18th June 2001
Section 117(1) & Schedule 5 (partially) (g)	26th August 2001
Section 117(2) & Schedule 6 (partially) (h)	1st April 2002

Mae darpariaethau Deddf Safonau Gofal 2000 y gwneir cofnod mewn perthynas â hwy yn y Tabl isod wedi'u dwyn i rym mewn perthynas â Chymru, ac mewn perthynas â Lloegr hefyd, ar y dyddiad a bennir gyferbyn â'r cofnod. Cafodd y darpariaethau hynny y dilynir y cofnod amdanynt ag '(a)' eu dwyn i rym gan O.S. 2000/2544 (C.72); a'r rhai y dilynir y cofnod amdanynt gan '(b)' eu dwyn i rym gan O.S. 2002/629 (C.19).

The provisions of the Care Standards Act 2000 in respect of which an entry is made in the Table below have been brought into force in relation to Wales, as well as in relation to England, on the date specified alongside their entry. Those provisions whose entry is followed by '(a)' were brought into force by S.I. 2000/2544 (C.72); and those whose entry is followed by '(b)' were brought into force by S.I. 2002/629 (C.19).

Y Ddarpariaeth	Dyddiad Cychwyn
Adran 80(8) (a)	2 Hydref 2000
Adran 94 (a)	2 Hydref 2000
Adran 96 (yn rhannol) (a)	15 Medi 2000
Adran 96 (gweddill) (a)	2 Hydref 2000
Adran 99 (a)	15 Medi 2000
Adran 100 (a)	2 Hydref 2000
Adran 101 (a)	2 Hydref 2000
Adran 102 (b)	18 Mawrth 2002
Adran 103 (a)	2 Hydref 2000
Adran 104 (yn rhannol) (b)	18 Mawrth 2002
Adran 104 (yn rhannol) (b)	1 Ebrill 2002
Adran 116 & Atodlen 4 (yn rhannol) (a)	2 Hydref 2000

Provision	Date of Commencement
Section 80(8) (a)	2nd October 2000
Section 94 (a)	2nd October 2000
Section 96 (partially) (a)	15th September 2000
Section 96 (remainder) (a)	2nd October 2000
Section 99 (a)	15th September 2000
Section 100 (a)	2nd October 2000
Section 101 (a)	2nd October 2000
Section 102 (b)	18th March 2002
Section 103 (a)	2nd October 2000
Section 104 (partially) (b)	18th March 2002
Section 104 (partially) (b)	1st April 2002
Section 116 & Schedule 4 (partially) (a)	2nd October 2000

Adran 117(2) & Atodlen 6 (yn rhannol) (a)	2 Hydref 2000
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Section 117(2) & Schedule 6 (partially) (a)	2nd October 2000
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Yn ychwanegol cafodd amryw ddarpariaethau eraill y Ddeddf eu dwyn i rym mewn perthynas â Lloegr gan yr Offerynnau Statudol canlynol: O.S. 2000/2795 (C.79); O.S. 2001/290 (C.17); O.S. 2001/731 (C.26); O.S. 2001/952 (C.35); O.S. 2001/1210 (C.41); O.S. 2001/1536 (C.55); O.S. 2001/2041 (C.68); O.S. 2001/3331 (C.109); O.S. 2001/3852 (C.125); O.S. 2001/4150 (C.134); O.S. 2002/839 (C.22); O.S. 2002/1245 (C.33); O.S. 2002/1493 (C.43); O.S. 2002/1790 (C.55) ac O.S. 2002/2215 (C.70).

In addition various other provisions of the Care Standards Act 2000 have been brought into force in relation to England by the following Statutory Instruments: S.I. 2000/2795 (C.79); S.I. 2001/290 (C.17); S.I. 2001/731 (C.26); S.I. 2001/952 (C.35); S.I. 2001/1210 (C.41); S.I. 2001/1536 (C.55); S.I. 2001/2041 (C.68); S.I. 2001/3331 (C.109); S.I. 2001/3852 (C.125); S.I. 2001/4150 (C.134); S.I. 2002/839 (C.22); S.I. 2002/1245 (C.33); S.I. 2002/1493 (C.43); S.I. 2002/1790 (C.55) and S.I. 2002/2215 (C.70).

2003 Rhif 501 (Cy.70) (C.27)

**GOFAL CYMDEITHASOL,
CYMRU**

**PLANT A PHOBL IFANC,
CYMRU**

Gorchymyn Deddf Safonau Gofal
2000 (Cychwyn Rhif 11) (Cymru)
2003

Wedi'i wneud

4 Mawrth 2003

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd iddo gan adrannau 118(6) a 122 o Ddeddf Safonau Gofal 2000(a) drwy hyn yn gwneud y Gorchymyn canlynol:-

Enwi, dehongli a chymhwyso

1.-(1) Enw'r gorchymyn hwn yw Gorchymyn Deddf Safonau Gofal 2000 (Cychwyn Rhif 11) (Cymru) 2003.

(2) Yn y Gorchymyn hwn -

ystyr "Deddf" ("*Act*") yw Deddf Safonau Gofal 2000;

ystyr "Cyngor" ("*Council*") yw Cyngor Gofal Cymru a sefydlwyd gan adran 54(1)(b) o'r Ddeddf.

(3) Mae'r gorchymyn hwn yn gymwys i Gymru.

Dyddiau penodedig

2.-(1) Y diwrnod a benodwyd ar gyfer dwyn i rym adran 116 o'r Ddeddf a pharagraff 26(1) a (3) o Atodlen 4 iddi i'r graddau maent yn mewnosod "68" yn adran 9(2)(d) o Ddeddf Diogelu Plant 1999(b) yw trannoeth y diwrnod y mae'r Gorchymyn hwn yn cael ei wneud.

(a) 2000 p.14. Rhoddwyd y pwerau i'r Gweinidog priodol. Mae "appropriate Minister" yn golygu'r Cynulliad mewn perthynas â Chymru, a'r Ysgrifennydd Gwladol mewn perthynas â Lloegr, yr Alban a Gogledd Iwerddon (a.121(1) o'r Ddeddf). Ystyr "Cynulliad" yw Cynulliad Cenedlaethol Cymru (a.5(b) o'r Ddeddf).

(b) 1999 p.14.

2003 No. 501 (W.70) (C.27)

**SOCIAL CARE,
WALES**

**CHILDREN AND YOUNG
PERSONS, WALES**

The Care Standards Act 2000
(Commencement No.11) (Wales)
Order 2003

Made

4th March 2003

The National Assembly for Wales, in exercise of the powers conferred upon it by sections 118(6) and 122 of the Care Standards Act 2000(a) hereby makes the following Order:

Citation interpretation and application

1. -(1) This Order may be cited as the Care Standards Act 2000 (Commencement No.11) (Wales) Order 2003.

(2) In this Order-

"Act" ("*Deddf*") means the Care Standards Act 2000;

"Council" ("*Cyngor*") means the Care Council for Wales established by section 54(1)(b) of the Act.

(3) This Order applies in relation to Wales.

Appointed days

2. -(1) The day appointed for the coming into force of section 116 of and paragraph 26(1) and (3) of Schedule 4 to the Act to the extent that they insert "68" in section 9(2)(d) of the Protection of Children Act 1999(b) is the day after the day on which this Order is made.

(a) 2000 c.14. The powers are conferred upon the appropriate Minister. "Appropriate Minister" means the Assembly in relation to Wales and the Secretary of State in relation to England, Scotland and Northern Ireland (s.121(1) of the Act). "Assembly" means the National Assembly for Wales (s.5(b) of the Act).

(b) 1999 c.14.

(2) 1 Ebrill 2003 yw'r diwrnod a benodwyd ar gyfer dwyn i rym ddarpariaethau canlynol y Ddeddf-

- (a) adran 57 i'r graddau nad yw eisoes mewn grym;
- (b) adran 60(b) i'r graddau y mae'n ymwneud â rheolau'r Cyngor o ran y dystiolaeth ddogfennol a thystiolaeth arall sydd i'w dangos gan y rheiny sy'n gwneud cais i gofrestru ac nad yw eisoes mewn grym;
- (c) adran 104(1) i'r graddau y mae'n berthnasol i-
 - (i) adran 104(2)(b) i'r graddau y mae'n mewnosod adran 113(3E)(b) yn Neddf yr Heddlu 1997(a);
 - (ii) adran 104(3)(a) i'r graddau y mae'n mewnosod adran 115(5)(eb) yn Neddf yr Heddlu 1997.

(3) 30 Ebrill 2003 yw'r diwrnod a benodwyd ar gyfer dwyn i rym darpariaethau canlynol y Ddeddf-

- (a) adran 116 ac Atodlen 4 iddi i'r graddau maent yn ymwneud â pharagraff 27 o'r Atodlen hwnnw;
- (b) adran 117(2) ac Atodlen 6 iddi i'r graddau maent yn ymwneud â Deddf Fabwysiadu (Agweddau Rhyngwladol) 1999.

(4) 1 Mehefin 2003 yw'r diwrnod a benodwyd ar gyfer dwyn i rym adrannau 56, 58 i 60, 62, 64(2) i (5), 65, 68 a 69 o'r Ddeddf i'r graddau nad ydynt eisoes mewn grym.

(2) 1st April 2003 is the day appointed for the coming into force of the following provisions of the Act-

- (a) section 57 to the extent that it is not already in force;
- (b) section 60(b) to the extent that it relates to rules of the Council as to the documentary and other evidence to be produced by those applying for registration and is not already in force;
- (c) section 104(1) to the extent that it relates to-
 - (i) section 104(2)(b) in so far as it inserts section 113(3E)(b) in the Police Act 1997(a);
 - (ii) section 104(3)(a) in so far as it inserts section 115(5)(eb) in the Police Act 1997.

(3) 30th April 2003 is the day appointed for the coming into force of the following provisions of the Act-

- (a) section 116 and Schedule 4 to the extent that they relate to paragraph 27 of that Schedule;
- (b) section 117(2) and Schedule 6 to the extent that they relate to the Adoption (Intercountry Aspects) Act 1999.

(4) 1st June 2003 is the day appointed for the coming into force of sections 56, 58 to 60, 62, 64(2) to (5), 65, 68 and 69 of the Act to the extent that they are not already in force.

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(b)

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(b)

4 Mawrth 2003

4th March 2003

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

(a) 1997 p.50.

(b) 1998 p.38.

(a) 1997 c.50.

(b) 1998 c.38.

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