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Deddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016

Regulation and Inspection of Social Care (Wales) Act 2016

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Y fframwaith deddfwriaethol
The legislative framework

Egwyddorion a beth mae hyn yn ei olygu i'ch gwasanaeth

Principles and what this means for your service

Egwyddorion y Ddeddf
The principles of the Act

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- Canolbwyntio ar ganlyniadau – safonau gwasanaethau
- Model cofrestru y darparwr
- Atebolrwydd – unigolion cyfrifol
- Tryloywder – ffurflenni blynyddol
- Canolbwyntio ar wella
- Hyblygrwydd

- Outcome focus -service standards
- Provider model of registration
- Accountability - responsible individuals
- Transparency -annual returns
- Improvement focus
- Flexibility

Trefniadau presennol

Noder bod pum cofrestriad gwahanol ar gyfer Cymorth Ltd

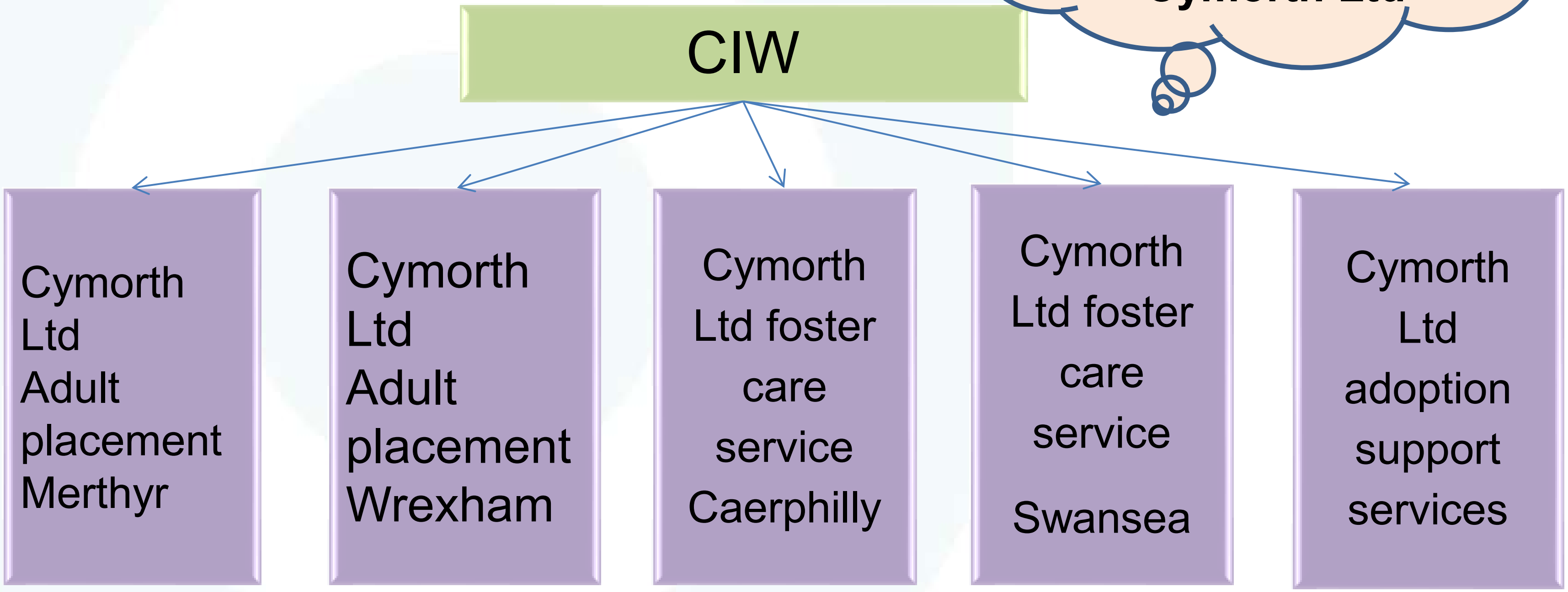
AGC

- Lleoli oedolion Cymorth Ltd Merthyr
- Lleoli oedolion Cymorth Ltd Wrecsam
- Gwasanaeth gofal maeth Cymorth Ltd Caerffili
- Gwasanaeth gofal maeth Cymorth Ltd Caerffili
- Gwasanaethau cymorth mabwysiadu Cymorth Ltd

- Cofrestru pob sefydliad ac asiantaeth wahanol
- Mae gan bob gwasanaeth reolwr cofrestredig gydag AGC a Gofal Cymdeithasol Cymru
- Unigolyn cyfrifol wedi'i enwebu gan gwmni ond heb ei gofrestru

Current arrangements

Notice there are five separate registrations for Cymorth Ltd



- Registration of each separate establishment and agency
- Each service has a registered manager with CIW and Social Care Wales
- Responsible individual nominated by a company but not registered

Trefniadau'r dyfodol

AGC

Noder mai dim ond un cofrestriad sydd ar gyfer Cymorth Ltd

Cofrestru Gwasanaeth

Cymorth Ltd
- Gwasanaeth Lleoli Oedolion
- Gwasanaeth maethu
- Gwasanaeth cymorth mabwysiadu

Gofalu Ltd
- Gwasanaeth mabwysiadu
- Gwasanaeth eirioli

Helpu

Gwasanaeth maethu

Gwasanaeth lleoliadau oedolion

Mae gan bob darparwr gwasanaeth gofrestriad gwahanol.

- Mae pob asiantaeth gofal wedi'i chofrestru fel rhan o'r broses o gofrestru gwasanaeth gydag Unigolyn Cyfrifol dynodedig (UC).
- Dim ond Gofal Cymdeithasol Cymru sy'n cofrestru rheolwyr, ac nid AGC

Future arrangements

Notice there is only one registration for Cymorth Ltd

CIW

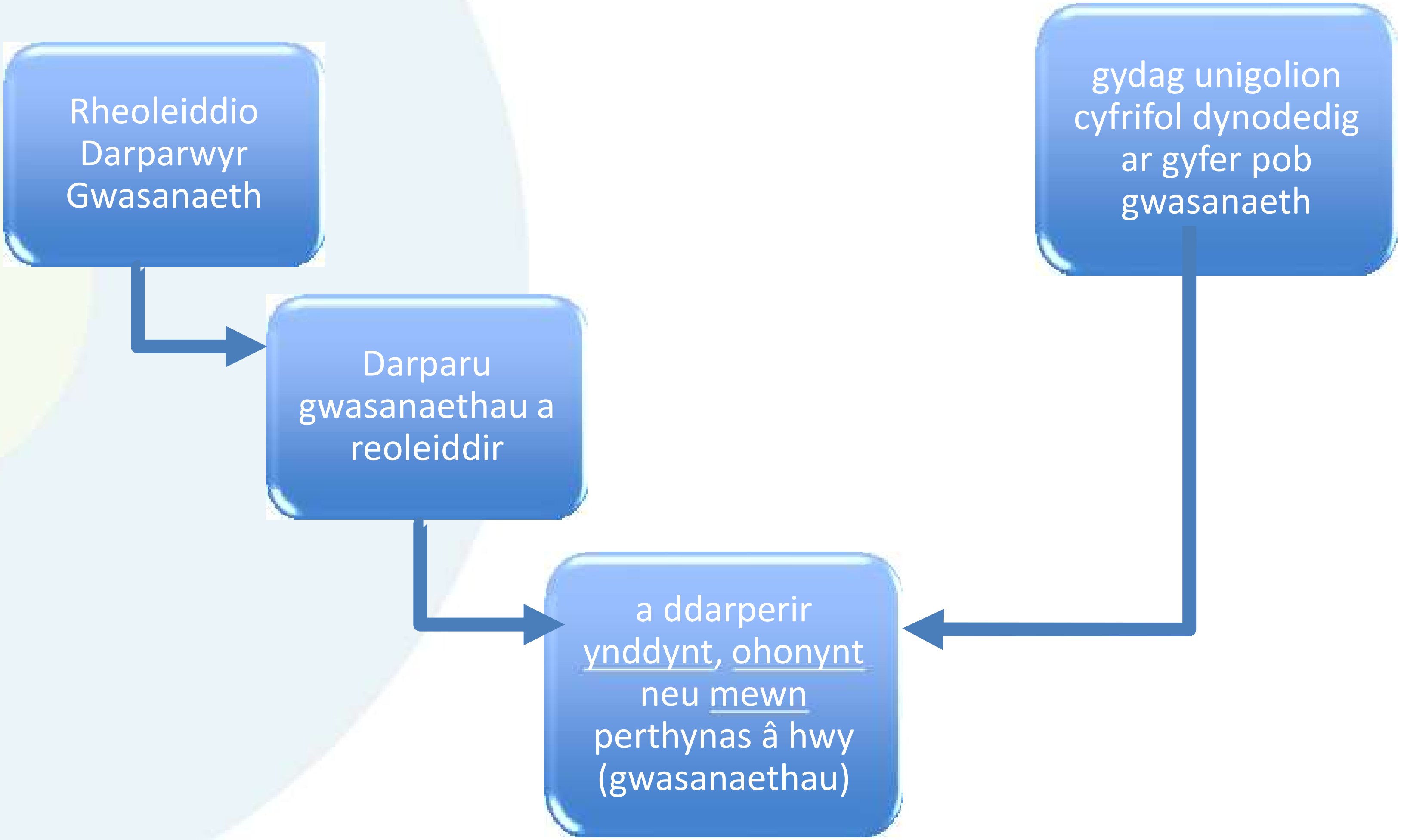
Service Registration

Cymorth Ltd	Gofalu Ltd	Helpu
• Adult Placement Service • Fostering service • Adoption support service	• Adoption service • Advocacy service	Fostering service Adult placement service

Each service provider has a separate registration.

- Each care agency is registered as a part of the service registration with a designated Responsible Individual (RI).
- No registration of managers by CIW only Social Care Wales

Effaith ar gofrestru



Impact on registration

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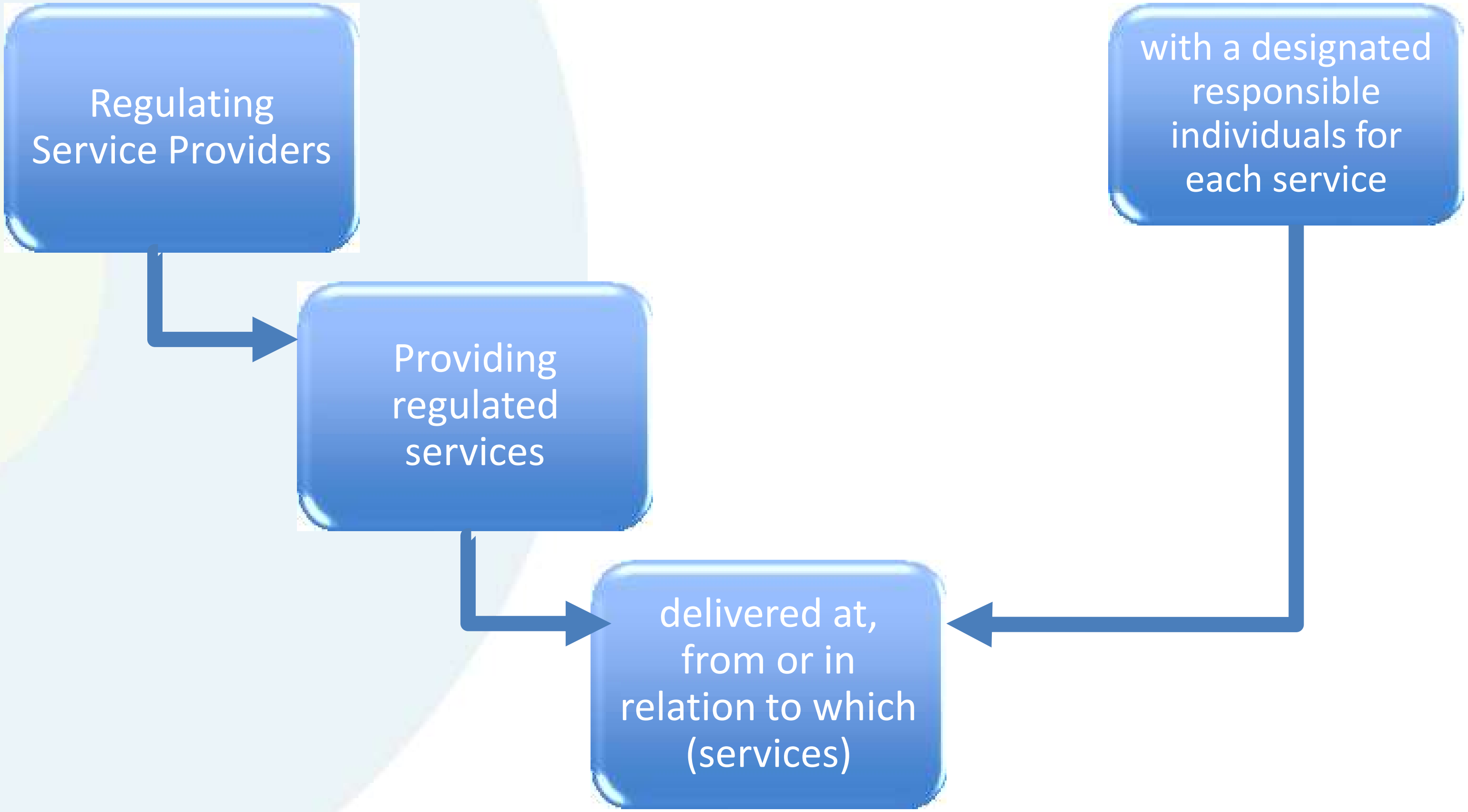

Y fframwaith deddfwriaethol

Arolygiaeth Gofal **Cymru**
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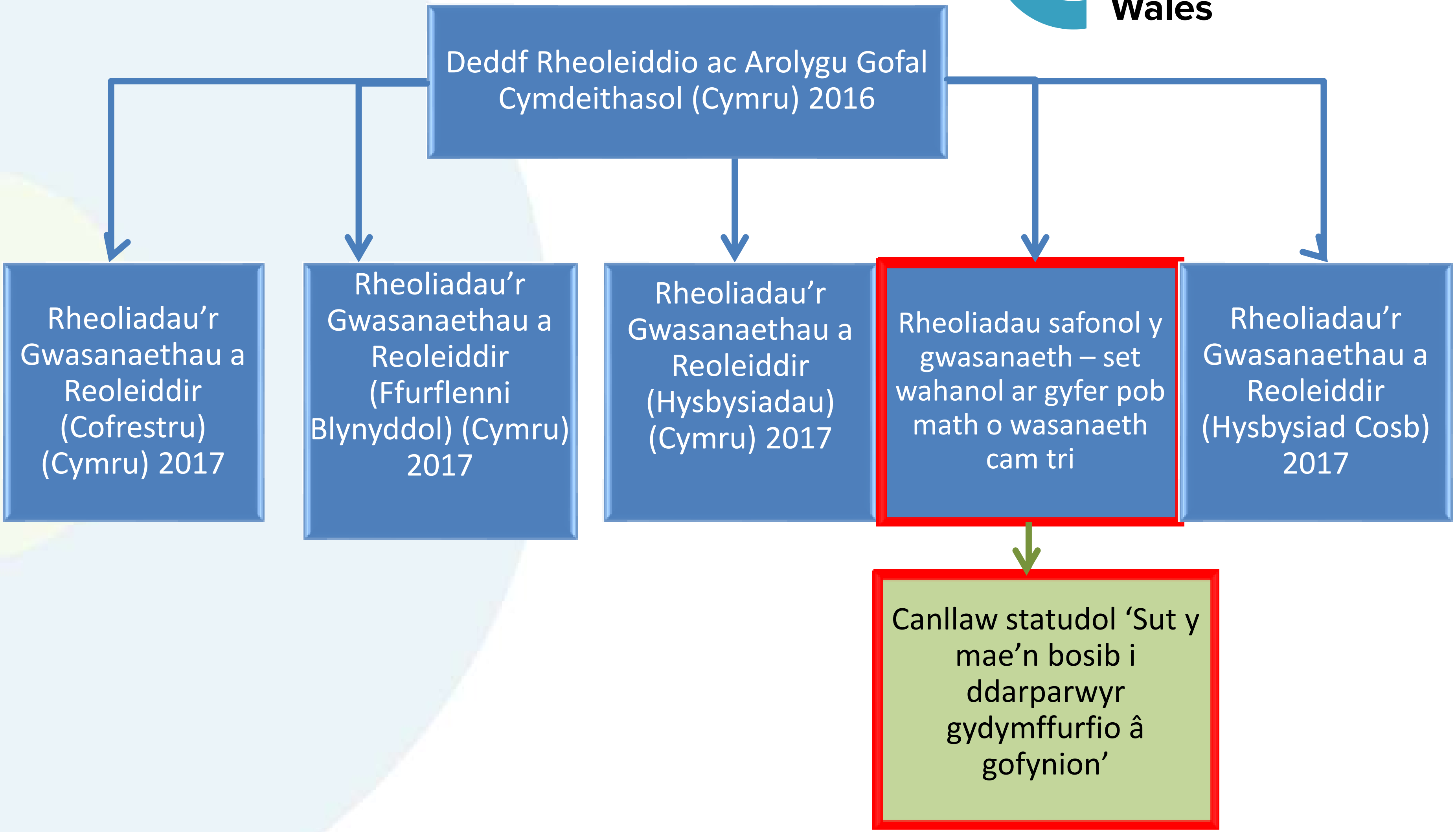

The legislative framework

Arolygiaeth Gofal **Cymru**
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Regulation and Inspection of Social Care (Wales) Act 2016

- The Regulated Services (Registration) (Wales) Regulations 2017
- The Regulated Services (Annual Returns) (Wales) Regulations 2017
- The Regulated Services (Notifications) (Wales) Regulations 2017
- The service standard regulations – separate set for each phase three service type
  - Statutory guidance ‘How providers may comply with requirements’
- The Regulated Services (Penalty Notice) Regulations 2017

Sut mae popeth yn dod ynghyd

How it all fits together

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Deddf Gwasanaethau Cymdeithasol a Llesiant
Canlyniadau llesiant

Social Service and Well-being Act
Wellbeing outcomes

Rheoliadau Adran 27 'Beth yw'r gofynion'

Section 27 Regulations 'What the requirements are'

Canllawiau statudol 'Sut y mae'n bosibl i ddarparwyr gydymffurfio â'r gofynion'

Statutory Guidance 'How providers may comply with requirements'

Cod ymarfer ar gyfer arolygu 'Sut y byddwn yn arolygu a beth yw da'

Code of practice for inspection 'how we will inspect and what good looks like'

Trefniadau ymarferol ar gyfer gweithredu

Practical arrangements for implementation

Gofyniad i gofrestru dan y Ddeddf
Requirement to register under the Act

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- Bydd rheoliadau yn dod i rym ym mis Ebrill 2019
- Bydd angen i ddarparwyr presennol ailgofrestru eu gwasanaeth gydag AGC
- Bydd angen i bawb gwblhau ffurflen gais ar-lein i ailgofrestru
- Bydd darparwyr yn derbyn dyddiad terfyn amser i wneud cais i gofrestru
- Caiff y dyddiad hwn ei osod ar ffurf trefniadau trosiannol
- Byddwn yn ailgofrestru darparwyr yn seiliedig ar risg ac ansawdd ac felly byddwn yn craffu'n fanylach ar rai gwasanaethau (mewn achosion o bryder am ofal).
- Caiff darparwyr eu categoreiddio yn 'safonol' neu 'ansafonol' yn seiliedig ar feini prawf penodol sy'n ymwneud ag ansawdd neu gymhlethdod gwasanaeth
- Canllaw i ddarparwyr ar sut i ailgofrestru - https://bit.ly/2yPb9ej

- Regulations will come into force in April 2019
- Existing provides will have to re-register their service with CIW
- Everyone will need to complete an online application form to re-register.
- Providers will be given a deadline date by which they must apply to register
- This deadline will be set out in transitional arrangements
- We will re-register providers based on risk and quality and therefore some services (where there are concerns about care) will receive more scrutiny.
- Providers will be categorised as 'standard' or 'non standard' based on set criteria related to the quality or complexity of service.
- Re-registration guidance for providers - https://bit.ly/2yMeURP

Dynodi Unigolion Cyfrifol
Designation of RIs

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- Mae rôl yr unigolyn cyfrifol yn ganolog i amcanion y Ddeddf i godi'r lefel o atebolrwydd. Felly, bydd y broses drosglwyddo yn cynnwys asesiad cadarn o unigolion cyfrifol.
- Bydd angen i bob darparwr ddynodi unigolyn cyfrifol ar gyfer pob lleoliad yn ei gais. Bydd hyn yn cynnwys darparu gwybodaeth mewn perthynas â chymhwysedd.
- Bydd angen i bob unigolyn cyfrifol gael asesiad person addas cymesur.
- Bydd hwn yn cynnwys cwblhau holiadur i asesu ei gymhwysedd i ymgymryd â rôl unigolyn cyfrifol a'i ddealltwriaeth o gyfrifoldebau'r rôl.
- Mae'n bosibl y bydd hwn hefyd yn gynnwys cyfweliad person addas.

- The RI role is central to the aims of the Act to raise the level of accountability. Therefore the transition process will include robust assessment of responsible individuals.
- All providers will be required to designate an RI for each location within their application. This will include providing information in relation to fitness.
- All RIs will be required to undertake a proportionate fit person assessment.
- This will include the completion of a questionnaire to assess their competence to undertake the role of RI and their understanding of the responsibilities of the role.
- This may also include a fit person interview.

Unigolion Cyfrifol – pwy all fod yn unigolyn cyfrifol?

Responsible Individuals – who can be an RI?

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- Darparwyr unigol – yr unigolyn.
- Ar gyfer partneriaethau – un o'r partneriaid.
- Ar gyfer yr ALl – un o swyddogion yr ALl a ddynodwyd gan gyfarwyddwr y gwasanaethau cymdeithasol.
- Ar gyfer sefydliadau, heblaw am awdurdodau lleol – rhaid iddo fod yn rhywun â swydd lefel uwch briodol, e.e. Mewn cwmni cyfyngedig, disgwylir mai Cyfarwyddwr, sydd wedi'i gofrestru gyda Thŷ'r Cwmnïau, fyddai'r unigolyn cyfrifol,.
  - Gallai unigolyn arall â swydd ddigon uchel fod yn gymwys, megis Prif Weithredwr neu aelod staff uchel iawn.

- Individual providers - the individual.
- For partnerships - one of the partners.
- For LA – an officer of the LA designated by the director of social services.
- For organisations, other than Local Authorities - must be someone with an appropriate level of seniority e.g.
  - Within a limited company our expectation is that the RI should be a Director, registered with Companies House.
  - An alternative individual of sufficient seniority may be eligible, such as a Chief Executive or very senior member of staff.

Egluro 'swyddog tebyg'
Clarity on 'similar officer'

- Gallai unigolyn arall â swydd ddigon uchel fod yn gymwys, megis Prif Weithredwr neu aelod staff uchel iawn.
- Bydd angen i ni fod yn fodlon bod gan yr unigolyn:
  - awdurdod i gyflogi a diswyddo rheolwyr ac unrhyw staff eraill sy'n gweithio yn y gwasanaeth;
  - awdurdod i osod cyfraddau cyflog ar gyfer yr holl staff sy'n gweithio'n uniongyrchol yn y gwasanaeth;
  - awdurdod i wneud penderfyniadau buddsoddi yn y gwasanaeth;
  - trosolwg o iechyd a diogelwch ar gyfer y gwasanaeth perthnasol;
  - atebolrwydd dros bennu trefniadau sicrwydd a gosod unrhyw feincnodau yn y gwasanaeth.

- An alternative individual of sufficient seniority may be eligible, such as a Chief Executive or very senior member of staff.
- We will need to be satisfied that the individual has:
  - authority to hire and fire managers and any other staff working in the service;
  - authority to set pay rates for all staff working directly within the service;
  - authority to decide on investment decisions in the service;
  - oversight of health and safety for the relevant service; and
  - accountability for determining assurance arrangements and setting any benchmarks within the service.

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Beth am reolwyr?
What about managers?

Datganiad o Ddiben

Statement of Purpose

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- Bydd y Datganiad o Ddiben yn ddogfen allweddol ar gyfer disgrifio eich gwasanaeth.
- Bydd angen i chi ddarparu Datganiad o Ddiben ar gyfer pob gwasanaeth.
- Bydd yn nodi'r weledigaeth ar gyfer y gwasanaeth a'ch dyheadau ar gyfer diwallu anghenion y bobl rydych yn gofalu amdanynt.
- Canllaw i lunio Datganiad o Ddiben a thempled.
- Yn ystod y broses ailgofrestru, bydd pwyslais ar ansawdd y datganiad o ddiben.
- Os byddwn yn nodi bod angen gwella neu adolygu eich Datganiad o Ddiben, byddwn ni'n ei ddychwelyd atoch. Byddwn ni'n disgwyl i chi ddiwygio'r cynnwys a'i ddychwelyd atom o fewn amser a ragnodir.
- Canllaw ar gyfer llunio Datganiad o Ddiben - https://bit.ly/2yN5Vjt

- The Statement of Purpose becomes a key document in describing your service.
- You will need to provide a statement of purpose for each service.
- It will set out the vision for the service and your aspirations for meeting the needs of the people you care for.
- Guide to Compiling a Statement of Purpose and template.
- During the re-registration process, there will be a focus on the quality of the Statement of Purpose.
- If we identify that your Statement of Purpose needs to be improved or revised we will return it to you. We will expect you to amend the content and return it to us within a prescribed timeframe.
- A guide to compiling a statement of purpose - https://bit.ly/2Ah6KTJ

Cymorth i chi
Support for you

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- Dogfennau canllaw AGC
  - Ailgofrestru
  - Cofrestru
  - Datganiad o ddiben
- Digwyddiadau darparwyr eraill
- Cymorthfeydd cyngor AGC ym misoedd Chwefror/Mawrth 2019
- Canolfan alwadau ar gyfer ymholiadau – 0300 7900 126

- CIW guidance documents
  - Re-registration
  - Registration
  - Statement of purpose
- Further provider events
- CIW advice surgeries in Feb/March 2019
- Call centre for queries – 0300 7900 126