



Ein cyf/Our ref MD/05115/14

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4 October 2014

Annwyl David

Diolch am eich llythyr dyddiedig 17 Medi ynghylch sut mae Llywodraeth Cymru yn rhoi ar waith yr is-ddeddfwriaeth a wnaed o dan Ddeddf Gwasanaethau Cymdeithasol a Llesiant (Cymru) 2014.

Bydd yr ymgynghoriad ar y rheoliadau i'w gwneud o dan y Ddeddf a'r ffordd y cânt eu gosod yn cael ei gynnal mewn dau tranche yn bennaf.

Rwy'n bwriadu i'r tranche cyntaf fod ar gael ar gyfer ymgynghoriad cyhoeddus o 12 wythnos ym mis Tachwedd 2014. Yna rwy'n rhagweld cynnal ymgynghoriad ar yr ail tranche rhwng mis Mai a mis Gorffennaf 2015.

Mae'r tranche cyntaf yn ymwneud â darpariaethau craidd ynghylch cymhwysedd, asesu, cynllunio gofal a chymorth a thaliadau uniongyrchol yn rhannau 2 i 4 y Ddeddf, ynghyd â darpariaethau yn rhan 7 ynghylch diogelu. Rwy'n bwriadu gosod y rheoliadau hyn gerbron y Cynulliad ym mis Mai 2015, gyda'r bwriad o roi cymaint o amser â phosibl i'r sector addasu i'r gofynion newydd cyn eu rhoi ar waith ar 6 Ebrill 2016. Mae gwybodaeth ychwanegol ynghlwm yn atodiad A ar y rheoliadau i'w gwneud yn y tranche hwn.

Bydd yr ail tranche yn canolbwyntio ar ran 6 y Ddeddf, gan ymdrin â phlant sy'n derbyn gofal a phlant sy'n cael eu lletya, a rhan 5 sy'n ymdrin â thalu am ofal, ynghyd â rhan 9 ar gydweithredu a phartneriaeth. Yn dilyn ymgynghoriad, fy mwriad ar hyn o bryd yw gosod y rheoliadau mewn perthynas â'r tranche hwn ym mis Tachwedd 2015.

Rwy'n gobeithio bod hyn yn egluro'r sefyllfa bresennol.

Best Wishes

A handwritten signature in black ink that reads "Mark". The letters are cursive and slightly slanted to the right.

Mark Drakeford AC / AM

Y Gweinidog Iechyd a Gwasanaethau Cymdeithasol
Minister for Health and Social Services

Annex A

Regulations to be made under the Social Services and Well-being (Wales) Act 2014 – Tranche 1

Tranche 1 Key Timings (all regulations)

Consultation (*November 2014 – January 2014*)

Regulations Laid before the NAFW (*May 2014*)

CIF (*6 April 2016*)

Regulations

Part	Section	Subject	Title (proposed)	Procedure
2 <i>(General Functions)</i>	14	Assessment of needs for care, and support for carers and preventative services	The Care and Support (population assessment) (Wales) Regulations 201...	Negative
2	16	Promoting social enterprises	The Social Services and Well-being (Wales) Act 2014 (Social Enterprise, Co-operative and Third Sector) (Wales) Regulations 201...	Affirmative
3 <i>(Assessing the needs of individuals)</i>	30	Regulations about assessment	The Care and Support (Assessment) (Wales) Regulations 201...	Negative
4 <i>(Meeting needs)</i>	32	Determination of eligibility and consideration of what to do to meet needs	The Care and Support (Eligibility) (Wales) Regulations 201...	Super Affirmative
4	50,51,52,53	Direct Payments	The Care and Support (Direct Payments) (Wales) Regulations 201...	Negative
5 <i>(Charging and Financial assessment)</i>	64(4) and 55	Care and support plans and support plans	The Care and Support (Care Planning) (Wales) Regulations 201...	Negative
7 <i>(Safeguarding)</i>	127(9)	Officers authorised to apply for Adult Protection and Support Orders	The Adult Protection and Support Orders (Authorised Officer) (Wales) Regulations 201...	Affirmative

7	133	Regulations about the National Board	National Independent Safeguarding Board Regulations 201...	Negative
7	134(1), (3) and (6) 135(4), 136(3), 138 and 139	Prescribing areas for new Safeguarding Boards and related matters concerning Board operations	The Safeguarding Boards (Functions and Procedures) (Wales) Regulations 201... The Safeguarding Boards (General) (Wales) Regulations 201...	Negative 135(4) - Affirmative
9 <i>(Co-operation and partnership)</i>	166	Partnership arrangements	<u>The Care and Support (Partnership arrangement for population assessments (Wales) Regulations 201...</u>	Affirmative
11 <i>(Miscellaneous and General)</i>	194 and 195	Ordinary residence and disputes about ordinary residence	The Care and Support (Ordinary Residence) (Specified Accommodation) (Wales) Regulations 201... The Care and Support (Disputes about Ordinary Residence, etc.) (Wales) Regulations 201...	Negative