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| --- | --- | --- | --- |
| **Consultation Response Form** | | | |
| Your name: |  | | |
| Organisation  (if applicable): |  | | |
| Email / Telephone number: |  | | |
| Your address: |  | | |
| **Responses to consultations are likely to be made public, on the internet or in a report. If you would prefer your response to remain anonymous, please place a tick in the box:** | |  |

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| --- | --- | --- | --- |
| **Are the proposed exceptions which have been identified in Part 1 in relation to regulated advocacy services appropriate?**  If you think there is anything missing or unnecessary please explain within the box below.  **We would particularly welcome views on the applicability and practicality of the exceptions from regulation under this part.** | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Is the proposed definition in Part 1 in relation to advocacy services appropriate?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **PART 3: REQUIREMENTS ON SERVICE PROVIDERS AS TO THE STEPS TO BE TAKEN BEFORE AGREEING TO PROVIDE ADVOCACY** | | | |
| **Are the requirements in this part right for advocacy service providers?**  If you think there is anything missing or unnecessary please explain within the box below.  **We would welcome views on any differences which may apply between advocacy and other regulated services with regard to any care and support plan which may be in place, and the role of advocacy services in identifying and meeting needs** | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support advocacy service providers in how they may comply with the requirements in this part**?  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 4: REQUIREMENTS ON SERVICE PROVIDERS AS TO THE STEPS TO BE TAKEN ON COMMENCEMENT OF PROVISION OF ADVOCACY** | | | |
| **Are the requirements in this part right for advocacy service providers?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support advocacy service providers in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 5: REQUIREMENTS ON SERVICE PROVIDERS AS TO THE INFORMATION TO BE PROVIDED TO INDIVIDUALS ON COMMENCEMENT OF PROVISION OF ADVOCACY** | | | |
| **Are the requirements in this part right for advocacy service providers?**  If you think there is anything missing or unnecessary, please explain within the box below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support advocacy service providers in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 6: REQUIREMENTS ON SERVICE PROVIDERS AS TO THE STANDARD OF ADVOCACY SERVICES TO BE PROVIDED** | | | |
| **Are the requirements in this part right for advocacy service providers?**  If you think there is anything missing or unnecessary, please explain within the box below.  **We would welcome views on the need for a confidentiality policy and any special considerations which may apply in the case of an advocacy service which are distinct from other regulated services** | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support service providers in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 7: REQUIREMENTS ON SERVICE PROVIDERS - SAFEGUARDING** | | | |
| **Are the requirements in this part right for advocacy service providers?** If you think there is anything missing or unnecessary, please explain within the box below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support service providers in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 8: REQUIREMENTS ON SERVICE PROVIDERS AS TO STAFFING** | | | |
| **Are the requirements in this part right for advocacy service providers?** If you think there is anything missing or unnecessary please explain within the box below.  **Do you consider the requirements for managers of advocacy services to register with Social Care Wales to be proportionate and helpful in ensuring that the service is delivered effectively? Are there any additional matters which require consideration?** | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support service providers in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 9: REQUIREMENTS ON SERVICE PROVIDERS AS TO PREMISES** | | | |
| **Are the requirements in this part right for advocacy service providers?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support service providers in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 10: OTHER REQUIREMENTS ON SERVICE PROVIDERS** | | | |
| **Are the requirements in this part right for advocacy service providers?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support service providers in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PARTS 11 - 15: REQUIREMENTS ON RESPONSIBLE INDIVIDUALS** | | | |
| **Are the requirements in this part right for advocacy services?**  If you think there is anything missing or unnecessary please explain within the box below.  **We have specified the circumstances in which the requirement for a responsible individual to appoint a manager does not apply. In these circumstances the Responsible Individual would need to be registered as a manager with Social Care Wales. We would welcome views on this and the frequency of visits and meetings the responsible individual must arrange with individuals and members of staff.** | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Does the statutory guidance adequately support service providers and Responsible Individuals in how they may comply with the requirements in this part?**  If you think there is anything missing or unnecessary please explain within the box below. | | | |
|  | | | |
| **PART 16: OFFENCES** | | | |
| **Is the approach taken in relation to offences sufficient and proportionate?**  If not please explain below | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| |  | | --- | | **Penalty Notices (These are not provided for within the draft Regulations)** | | **Is the approach in relation to penalty notices, as illustrated at Annex A, sufficient and proportionate? Are the levels of penalty appropriate?**  If not, please explain below. | | | | |
| |  |  |  |  | | --- | --- | --- | --- | | Agree | Tend to agree | Tend to disagree | Disagree | | | | |
|  | | | |
| **PART 17: SERVICE PROVIDERS WHO ARE LIQUIDATED ETC OR WHO HAVE DIED** | | | |
| **Are the requirements placed on appointed persons and personal representatives reasonable?** If not, please explain below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **PART 18: REGULATIONS UNDER SECTION 21(5) – DESIGNATION OF RESPONSIBLE INDIVIDUAL BY WELSH MINISTERS** | | | |
| **Q. 18.** **Are the circumstances in which responsible individuals may be designated by the Welsh Ministers, rather than the service provider, sufficient and appropriate?** If not, please explain below. | | | |
| Agree | Tend to agree | Tend to disagree | Disagree |
|  | | | |
| **Other Questions** | | | |
| |  | | --- | | We have identified a number of costs/benefits/risks related to these draft Regulations.  **Do the costs/benefits/risks referenced in this consultation document give a reasonable account of the level of impact of the draft Regulations? Are there any additional costs/benefits/risks that you feel have not been considered or identified?**’ | | Please explain: | | The Welsh Government is interested in understanding whether the proposals in this consultation document will have an impact on groups with protected characteristics. Protected characteristics are: age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion and belief, sex, and sexual orientation.  **Do you think that the proposals in this consultation will have any positive impacts on groups with protected characteristics? If so, which and why/why not?** | | Please explain: | | **Do you think that the proposals in this consultation will have any negative impacts on groups with protected characteristics?** If so, which and why/why not? | | Please explain: | | We would like to know your views on the effects that these proposals would have on the Welsh language, specifically on   1. opportunities for people to use Welsh and 2. on treating the Welsh language no less favourably than English.   **What effects do you think there would be? How could positive effects be increased, or negative effects be mitigated?** | | Please explain: | | **Please also explain how you believe the proposed policy could be formulated or changed so as to have:**   1. positive effects or increased positive effects on opportunities for people to use the Welsh language and on treating the Welsh language no less favourably than the English language, and 2. no adverse effects on opportunities for people to use the Welsh language and on treating the Welsh language no less favourably than the English language. | |  | | **We have asked a number of specific questions. If you have any related issues which we have not specifically addressed, please use this space to tell us about them** | |  | | | | |