

Cyngor Sir CEREDIGION County Council

REPORT TO: Governance and Audit Committee

DATE: 21st of June, 2023

LOCATION: Hybrid

TITLE: Care Inspectorate Wales – Annual Return 22/23

PURPOSE OF REPORT: Oversight of regulatory requirements

For: Information

Background:

The Regulation and Inspection of Social Care Wales Act 2016 Act (RISCA) requires registered service providers to submit an AR to the Welsh Ministers following the end of each financial year. The AR must include the information set out in section 101 of the 2016 Act.

The AR must also include the information set out in the Regulated Services (Annual Returns) Wales Regulations 20172 (“the Regulations”), as amended by the Regulated Services (Annual Returns and Registration) (Wales) (Amendment) Regulations 20193.

The 2016 Act requires Welsh Ministers to publish each AR submitted and this will be via the CIW website alongside each regulated services inspection reports.

The Regulations also require the AR to be in the form of an online return and be submitted to the Welsh Ministers within 56 days of the end of the financial year to which it relates, this year this will be the 26th of May 2023.

Under section 484 of the 2016 Act, it is an offence for a service provider to fail to submit an annual return within the timescales set out by the Regulations. If a service provider fails to submit an annual return within the required timescales, they could be subject to a penalty notice or other enforcement action deemed appropriate by Care Inspectorate Wales (CIW).

Under section 52 of the 2016 Act, the Welsh Ministers may impose a penalty notice if they are satisfied that the service provider has committed a prescribed offence. This includes a failure to submit an AR.

The Regulated Services (Penalty Notices) (Wales) Regulations 20196, sets out that the penalty to be paid is an amount corresponding to level 4 on the standard scale (this is equivalent to £2,500).

The Annual Return (AR)

The services included in the Annual Return are:

- Bryntirion Residential Care Home, Tregaron
- Cartref Tregerddan Residential Care Home, Bow Street
- Min y Môr Residential Care Home, Aberaeron
- Hafan Deg Residential Cre Home, Lampeter
- Yr Hafod Residential Care Home, Cardigan
- Targeted Care and Enablement Service

The time frame for the data and information included in the AR is from the 1st of April, 2022 to the 31st of March, 2023. As a service provider, we have until midnight on 26th May, to submit this year for our AR.

Current Position:

The AR was submitted successfully to CIW on the 26th of May, 2023. A copy of the submission for Ceredigion can be found in Appendix 1.

As part of the submission the organisations Responsible Individual is required to ensure the following;

- section of the AR relating to the service they are designated for has been completed fully.
- and to provide a declaration, confirming that the information provided within the Annual Return is true to the best of their knowledge.

APPENDIX 1



OTRAN00255777BS
GWAnnualReturn202.