
WELSH STATUTORY INSTRUMENTS

2005 No. 1313

The Adoption Agencies (Wales) Regulations 2005

PART 1
GENERAL

Citation, commencement and application

1.—(1) These Regulations may be cited as the Adoption Agencies (Wales) Regulations 2005 and come into force on 30 December 2005.

(2) These Regulations apply to Wales.

Interpretation

2. In these Regulations —

“the Act” (“*y Ddeddf*”) means the Adoption and Children Act 2002;

“the 1989 Act” (“*Deddf 1989*”) means the Children Act 1989;

“adoption agency” (“*asiantaeth fabwysiadu*”) has the meaning given in section 2(1) of the Act;

“adoption panel” (“*panel mabwysiadu*”) means a panel established in accordance with regulation 3;

“adoption placement plan” (“*cynllun lleoliad mabwysiadu*”) has the meaning given in regulation 36;

“adoption service” (“*gwasanaeth mabwysiadu*”) has the meaning given in section 2(1) of the Act;

“adoption support services” (“*gwasanaethau cymorth mabwysiadu*”) has the meaning given in section 2(6) of the Act and in regulations made under section 2(6)(b) of the Act;

“agency adviser” (“*cyngorydd asiantaeth*”) has the meaning given in regulation 8;

“CAFCASS” means the Children and Family Court Advisory and Support Service⁽¹⁾;

“employed” (“*cyflogi/cyflogaeth*”) in these regulations includes employment under a contract of service or a contract for services, or otherwise than under a contract and whether or not for payment;

“independent person” (“*person annibynnol*”) in relation to an adoption panel has the meaning given in regulation 3;

“independent review panel” (“*panel adolygu annibynnol*”) means the panel constituted under section 12 of the Act;

“joint adoption panel” (“*panel mabwysiadu ar y cyd*”) means an adoption panel established in accordance with regulation 3(5);

(1) See section 11 of the Criminal Justice and Court Services Act 2000 c. 43.

“medical adviser” (“*cynghorydd meddygol*”) means the person appointed as the medical adviser by the adoption agency in accordance with regulation 9;

“National Assembly” (“*Cynulliad Cenedlaethol*”) means the National Assembly for Wales;

“notify” (“*hysbysu*”) means notify in writing;

“parent” (“*rhiant*”) means, in relation to a child, any parent who has parental responsibility for the child under the 1989 Act;

“placement plan” (“*cynllun lleoliad*”) has the meaning given in regulation 36(2);

“proposed placement” (“*lleoliad arfaethedig*”) has the meaning given in regulation 32(1);

“qualifying determination” (“*dyfarniad cymwys*”) has the meaning given in regulation 28(4) (a);

“registered adoption society” (“*cymdeithas fabwysiadu gofrestredig*”) has the meaning given in section 2(2) of the Act;

“registration authority” (“*awdurdod cofrestru*”) means the National Assembly for Wales⁽²⁾;

“relevant foreign authority” (“*awdurdod tramor perthnasol*”) means a person, outside the British Islands performing functions in the country in which the child is, or in which the prospective adopter is habitually resident, which correspond to the functions of an adoption agency or to the functions of the Secretary of State in respect of adoptions with a foreign element;

“section 83 case” (“*achos adran 83*”) means a case where a person intends to bring, or to cause another to bring, a child into the United Kingdom in circumstances where section 83 of the Act (restrictions on bringing children into the United Kingdom) applies;

“social worker” (“*gweithiwr cymdeithasol*”) means a person who is registered as a social worker in a register maintained by the Care Council for Wales or the General Social Care Council under section 56 of the Care Standards Act 2000⁽³⁾ or in a corresponding register maintained under the law of Scotland or Northern Ireland;

“social services functions” (“*swyddogaethau gwasanaethau cymdeithasol*”) has the meaning given in section 1A of the Local Authority Social Services Act 1970;

“Welsh family proceedings officer” (“*swyddog achosion teuluol ar gyfer Cymru*”) has the meaning given in section 35(4) of the Children Act 2004 ⁽⁴⁾; and

“working day” (“*diwrnod gwaith*”) means any day other than a Saturday, Sunday, Christmas day, Good Friday or a day which is a bank holiday within the meaning of the Banking and Financial Dealings Act 1971⁽⁵⁾.

(2) See section 5 of the Care Standards Act 2000 c. 14.

(3) 2000 c. 14.

(4) 2004 c. 31.

(5) 1971 c. 80.