STATUTORY RULES OF NORTHERN IRELAND

2007 No. 222

HEALTH AND PERSONAL SOCIAL SERVICES

The Regulation and Improvement Authority (Registration) (Amendment) Regulations (Northern Ireland) 2007

Made - - - -	*29th March 2007*
Coming into operation	*30th April 2007*

The Department of Health, Social Services and Public Safety makes the following Regulations in exercise of the powers conferred on it by Articles 17 (1) (a) and (b) and 48 (2) of the Health and Personal Social Services (Quality, Improvement and Regulation) (Northern Ireland) Order 2003(**1**).

Citation, and commencement

1. These Regulations may be cited as the Regulation and Improvement Authority (Registration) (Amendment) Regulations (Northern Ireland) 2007 and shall come into operation on 30th April 2007.

Amendment of the Regulation and Improvement Authority (Registration) Regulations (Northern Ireland) 2005

2.—(1) The Regulation and Improvement Authority (Registration) Regulations (Northern Ireland) 2005(**2**) shall be amended in accordance with paragraphs (2) to (5).

(2) In regulation 2 (1) (Interpretation)—

(a) the following definitions shall be inserted in the appropriate places—

> ""direct service provider" means a provider who supplies a domiciliary care worker who is employed by, and who acts for and under the control of, the provider;
>
> "domiciliary care service user" means any person for whom a domiciliary care agency—
>
> > supplies a domiciliary care worker who is employed by the agency (including domiciliary care workers supplied by a direct service provider); or

(**1**) S.I.2003/431 (N.I. 9)
(**2**) S.R. 2005/99

provides services for the purpose of supplying him with a domiciliary care worker for employment by him;

"domiciliary care worker" means a person who—

is employed by a domiciliary care agency to act for and under the control of , another person;

is introduced by a domiciliary care agency to a domiciliary care service user for employment by him; or

is employed by a direct service provider, in a position which is concerned with the provision of personal care in their own homes for persons who by reason of illness, infirmity or disability are unable to provide it for themselves without assistance;

"personal care" has the same meaning as in the Domiciliary Care Agencies Regulations (Northern Ireland) 2007(**3**)

(b) in the definition of "placement plan" the words "Regulation 13" shall be substituted by the words "Regulation 12";

(c) the definition of "statement of purpose" shall be amended as follows—

(i) at sub-paragraph (e) substitute the words "to be completed in relation to" with the words "to be compiled in accordance with regulation 4 of";

(ii) for paragraph (f) substitute the following paragraphs:

"(f) in relation to a day care setting the written statement required to be compiled in accordance with regulation 4 of the Day Care Settings Regulations (Northern Ireland) 2007(**4**);

(g) in relation to a residential family care centre, the written statement required to be compiled in accordance with regulation 3 of the Residential Family Centres Regulations (Northern Ireland) 2007(**5**);

(h) in relation to a domiciliary care agency the written statement required to be prepared in accordance with regulation 5 of the Domiciliary Care Agencies Regulations (Northern Ireland) 2007;

(i) in relation to an adult placement agency the written statement required to be compiled in accordance with regulation 3 of the Adult Placement Agencies Regulations (Northern Ireland) 2007(**6**);

(j) in relation to an establishment or agency of any other description, a written statement of the aims and objectives of the establishment or agency;"

(d) at the end of paragraph (3), there shall be added—

"(b) references to the supply of a domiciliary care worker mean—

(i) the supply of a domiciliary care worker who is employed by a domiciliary care agency to act for and under the control of another person;

(ii) the introduction of a domiciliary care worker employed by a direct service provider to a domiciliary care service user;

(**3**) S.R. 2007/235
(**4**) S.R 2007/234
(**5**) S.R 2007/236
(**6**) S.R 2007/221