

Summary: Proposed changes to primary legislation – Eliminating profit from the care of children looked after



Llywodraeth Cymru
Welsh Government

What is this consultation about?

We want your views on proposed changes to primary legislation in relation to social care and Continuing NHS Healthcare.

We have published a consultation that sets out the detail of several proposals and asks related questions.

Chapter 1 – Eliminating profit from the care of children looked after

As part of the [Co-operation Agreement](#) between the Welsh Government and Plaid Cymru, there is a clear commitment to ‘eliminate private profit from the care of children looked after’.

Currently, over 80% of care homes for children and young people in Wales are run by the private sector. Around half of the fostering agencies are provided by the private, independent or voluntary sectors.

Our aim is to ensure that public money invested in the care of children looked after does not profit individuals or corporate entities, but is wholly spent on children’s services to deliver better experiences and outcomes for children and young people, supporting service development and improvement and further professional development for staff.

We propose to make primary legislation that permits only not-for-profit providers to register with Care Inspectorate Wales (CIW) as a care home service for children or a fostering service. This would mean that only not-for-profit providers would be permitted to operate within Wales.

Why are we consulting?

The commitment is part of our wider work to redesign how we look after children and young people, to do the best for our young people, their families and communities. We are working with the sector to develop linked proposals which can support delivery of the commitment.

The consultation invites views on our legislative proposals, including on:

- whether only allowing ‘not-for-profit’ providers to register with CIW will support delivery of the commitment
- what should be included in the definition of ‘not-for-profit’ used
- timescales for implementing the commitment, and the transition to the new arrangements
- what other steps could be taken to eliminate profit from the care of children looked after in Wales
- likely impacts, benefits, costs, risks
- any related issues.

How can I share my views with Welsh Government?

You can submit your response **by midnight on 7 November 2022**, in the following ways:

- Complete our online form, **or**
- Download, complete our form and email it to: SocialCareConsultation@gov.wales **or** post it to the address noted in the consultation document.

Please read the consultation document before considering your response. This is available at: gov.wales/proposed-changes-legislation-social-care-and-continuing-health-care