

Cydsyniad Deddfwriaethol Bil Mewnfudo Anghyfreithlon | Legislative Consent Illegal Migration Bill

Ymateb gan Arolygiaeth Gofal Cymru Response from Care Inspectorate Wales

Eich cyf/Your ref:

Ein cyf / Our ref:

Dyddiad / Date: 8 June 2023

Dear Jayne Bryant MS and Jenny Rathbone MS,

I am writing in response to your letter dated 22 May 2023 concerning the UK Government's Illegal Migration Bill, and the Welsh Government's laying of a Legislative Consent Memorandum in relation to clauses 19 and 20 of the Bill.

You have written to ask the Care Inspectorate Wales' (CIW) views on legislative consent. Our response to the issues outlined are as follows:

A very brief overview of your view of the Bill

It would not be appropriate for CIW to comment outside of a formal consultation on proposed UK Government legislation.

Any concerns you may have in respect of the impact the Bill would have on: separated asylum seeking children in Wales, including whether you have any concerns about existing arrangements for these children

We are aware local authorities in Wales are working hard to provide suitable care arrangements for unaccompanied asylum-seeking children and this can be challenging. We have been involved in ongoing discussions and options appraisal about whether a reception centre model is required in Wales, and if so whether this would require registration with CIW. There is potential the Bill may adversely impact on the number of unaccompanied asylum-seeking children requiring care and support.

Any anticipated implications of the Bill on the assessment of needs and provision of care and support under the Social Services and Well-being (Wales) Act 2014

We are aware many local authorities in Wales are under significant pressure to meet their statutory duties to assess and meet the care and support needs of children.

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Rydym yn croesawu derbyn gohebiaeth yn Gymraeg. Byddwn yn ateb gohebiaeth a dderbynnir yn Gymraeg yn Gymraeg ac ni fydd gohebu yn Gymraeg yn arwain at oedi.

We welcome receiving correspondence in Welsh. Any correspondence received in Welsh will be answered in Welsh and corresponding in Welsh will not lead to a delay in responding.

Whether the Bill is compatible with the Rights of Children and Young Persons (Wales) Measure 2011, including what impact it would have on the 'Child First, Migration Second approach' which underpins the delivery of support to child asylum seekers in Wales.

The Social Services and Well-Being Act and Registration and Inspection of Social Care Wales Act are underpinned by a rights based approach for all people in need of care and support but as above, CIW does not comment specifically on proposed UK legislation.

Any concerns you may have relating to the Bill and compatibility with Convention rights.

CIW does not have any comment to make on this.

Yours sincerely

Gillian Baranski
Chief Inspector
Care Inspectorate Wales