



Mesur Tai (Cymru) 2011

2011 mccc 5

RHAN 2

LANDLORDIAID CYMDEITHASOL COFRESTRDIG

PENNOD 4

GORFODI

Hysbysiad gorfodi

52 Seiliau ar gyfer rhoi hysbysiad

Ar ôl adran 50B o Ddeddf Tai 1996 mewnosoder—

“Enforcement notice

50C Grounds for giving notice

- (1) The Welsh Ministers may give an enforcement notice to a registered social landlord if they are satisfied that—
 - (a) any of the following cases applies, and
 - (b) giving an enforcement notice is appropriate (whether it is likely to be sufficient in itself or a prelude to further action).
- (2) Case 1 is where the registered social landlord has failed to meet a standard applicable to it under section 33A.
- (3) Case 2 is where there has been misconduct or mismanagement in the affairs of the registered social landlord.
- (4) Case 3 is where the registered social landlord has failed to comply with an earlier enforcement notice.

Statws Golwg cyfnod mewn amser fel yr oedd ar 18/10/2011.

Newidiadau i ddeddfwriaeth: Ar hyn o bryd nid oes unrhyw effeithiau heb eu gweithredu yn hysbys ar gyfer y Mesur Tai (Cymru) 2011, Croes Bennawd: Hysbysiad gorfodi. (See end of Document for details)

- (5) Case 4 is where the registered social landlord has failed to publish information in accordance with a requirement under section 50I(3) or 50Q(3).
- (6) Case 5 is where the interests of tenants of the registered social landlord require protection.
- (7) Case 6 is where the registered social landlord’s assets require protection.
- (8) Case 7 is where the registered social landlord has given an undertaking under section 6A and failed to comply with it.
- (9) Case 8 is where an offence under this Part has been committed by the registered social landlord.
- (10) Case 9 is where the registered social landlord has failed to implement a recommendation made by the Public Services Ombudsman for Wales in a report prepared under section 16 of the Public Services Ombudsman (Wales) Act 2005.
- (11) Where the Welsh Ministers are satisfied that an offence under this Part has been committed in respect of a registered social landlord but by another person (such as a member, employee or agent of the registered social landlord)—
 - (a) Case 8 applies,
 - (b) the Welsh Ministers may give an enforcement notice to the other person, and
 - (c) this Chapter applies with the substitution of references to that other person for references to the registered social landlord.”

Gwybodaeth Cychwyn

- I1** A. 52 ddim mewn grym ar Gymeradwyaeth Frenhinol, gweler **a. 90(2)**
I2 A. 52 mewn grym ar 18.10.2011 at ddibenion penodedig gan **O.S. 2011/2475, erglau. 1(2), 2(i)**

53 Cynnwys

Ar ôl adran 50C o Ddeddf Tai 1996 mewnosoder—

“50D Content

- (1) An enforcement notice must—
 - (a) specify the grounds on which it is given,
 - (b) specify the action the Welsh Ministers want the registered social landlord to take in response to the notice,
 - (c) specify when the action is to be taken (which may be immediately on receipt of the notice), and
 - (d) explain the effect of sections 50E to 50G.
- (2) The action specified in an enforcement notice may include publishing the notice in a specified manner.”

Statws Golwg cyfnod mewn amser fel yr oedd ar 18/10/2011.

Newidiadau i ddeddfwriaeth: Ar hyn o bryd nid oes unrhyw effeithiau heb eu gweithredu yn hysbys ar gyfer y Mesur Tai (Cymru) 2011, Croes Bennawd: Hysbysiad gorfodi. (See end of Document for details)

Gwybodaeth Cychwyn

- I3** A. 53 ddim mewn grym ar Gymeradwyaeth Frenhinol, gweler **a. 90(2)**
I4 A. 53 mewn grym ar 18.10.2011 gan O.S. 2011/2475, **erglau. 1(2), 2(j)**

54 Apelio

Ar ôl adran 50D o Ddeddf Tai 1996 mewnosoder—

“50E Appeal

A registered social landlord who is given an enforcement notice may appeal to the High Court.”

Gwybodaeth Cychwyn

- I5** A. 54 ddim mewn grym ar Gymeradwyaeth Frenhinol, gweler **a. 90(2)**
I6 A. 54 mewn grym ar 18.10.2011 gan O.S. 2011/2475, **erglau. 1(2), 2(j)**

55 Tynnu'n ôl

Ar ôl adran 50E o Ddeddf Tai 1996 mewnosoder—

“50F Withdrawal

The Welsh Ministers may withdraw an enforcement notice by notice to the registered social landlord.”

Gwybodaeth Cychwyn

- I7** A. 55 ddim mewn grym ar Gymeradwyaeth Frenhinol, gweler **a. 90(2)**
I8 A. 55 mewn grym ar 18.10.2011 gan O.S. 2011/2475, **erglau. 1(2), 2(j)**

56 Sancsiwn

Ar ôl adran 50F o Ddeddf Tai 1996 mewnosoder—

“50G Sanction

- (1) In the case of an enforcement notice given to a person other than the registered social landlord by virtue of section 50C(11), the Welsh Ministers may only—
 - (a) exercise the power to issue a penalty notice to the person in accordance with the next group of sections, or
 - (b) take steps to have the person prosecuted for the offence by reference to which the enforcement notice was given.
- (2) A person to whom an enforcement notice is given on the ground in Case 8 of section 50C may not be prosecuted for the offence by reference to which

Statws Golwg cyfnod mewn amser fel yr oedd ar 18/10/2011.

Newidiadau i ddeddfwriaeth: Ar hyn o bryd nid oes unrhyw effeithiau heb eu gweithredu yn hysbys ar gyfer y Mesur Tai (Cymru) 2011, Croes Bennawd: Hysbysiad gorfodi. (See end of Document for details)

the enforcement notice was given unless the person fails to comply with the enforcement notice.”

Gwybodaeth Cychwyn

I9 A. 56 ddim mewn grym ar Gymeradwyaeth Frenhinol, gweler **a. 90(2)**

I10 A. 56 mewn grym ar 18.10.2011 gan O.S. 2011/2475, **erglau. 1(2), 2(j)**

Statws

Golwg cyfnod mewn amser fel yr oedd ar 18/10/2011.

Newidiadau i ddeddfwriaeth:

Ar hyn o bryd nid oes unrhyw effeithiau heb eu gweithredu yn hysbys ar gyfer y Mesur Tai (Cymru) 2011, Croes Bennawd: Hysbysiad gorfodi.