

OFFERYNNAU STATUDOL CYMRU

2001 Rhif 2198 (Cy.158)

BWYD, CYMRU

Rheoliadau Cig (Pwerau Gorfodi Ehangach) (Cymru) 2001

Wedi'u gwneud - - *14 Mehefin 2001*

Yn dod i rym - - *17 Mehefin 2001*

Mae Cynulliad Cenedlaethol Cymru, gan ei fod wedi'i ddynodi(1) at ddibenion adran 2(2) o Ddeddf Cymunedau Ewrop 1972(2) mewn perthynas â pholisi amaethyddol cyffredin y Gymuned Ewropeaidd, drwy arfer y pwerau a roddwyd iddo gan yr adran honno i'r graddau na ellid bod wedi gwneud y Rheoliadau hyn o dan y pwerau a grybwyllir isod; a

thrwy arfer y pwerau a roddwyd iddo gan adrannau 16(1)(b), (c), (d) ac (f), 17(1), 19(1), 26(2) (e) ac (f), 37(2) a 48(1) o Ddeddf Diogelwch Bwyd 1990(3), a pharagraffau 5(1) a (2)(a), 6(1) a 7(1) a (2) o Atodlen 1 iddi, ac ar ôl rhoi sylw yn unol ag adran 48(4A) o'r Ddeddf honno i gyngor perthnasol a roddwyd gan yr Asiantaeth Safonau Bwyd ac ar ôl ymgynghori yn unol ag adran 48(4) a (4B) o'r Ddeddf honno ac ar ôl ymgynghori â'r Cyngor Tribiwnlysoedd yn unol ag adran 8 o Ddeddf Tribiwnlysoedd ac Ymchwiliadau 1992(4);

yn gwneud y Rheoliadau canlynol:

Enwi, cymhwyso a chychwyn

- 1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Cig (Pwerau Gorfodi Ehangach) (Cymru) 2001.
- (2) Bydd y Rheoliadau hyn yngymwys i Gymru yn unig a deuant i rym ar 17 Mehefin 2001.

Diwygiadau i Reoliadau Cig Ffres (Hylendid ac Archwilio) 1995.

2.—(1) I'r graddau y maent yn gymwys i Gymru, diwygir Rheoliadau Cig Ffres (Hylendid ac Archwilio) 1995(5) yn unol â'r paragraffau canlynol yn y rheoliad hwn.

(2) Ym mharagraff (1) o reoliad 2 (dehongli) mewnosodir y diffiniadau canlynol yn y lleoedd priodol yn nhrefn yr wyddor —

(1) OS 1999/2788

(2) 1972 p.68

(3) 1990 p.16; diffinnir "the Ministers" mewn perthynas â Chymru a Lloegr yn adran 4(1) o'r Ddeddf. Cafodd swyddogaethau "the Ministers" i'r graddau y maent yn arferadwy mewn perthynas â Chymru i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (OS 1999/672).

(4) 1992 p.53.

(5) OS 1995/539, a ddiwygiwyd gan OS 1995/731, OS 1995/1763, OS 1995/2148, OS 1995/2200, OS 1995/3124, OS 1995/3189, OS 1996/1148, OS 1996/2235, OS 1997/1729 ac OS 1997/2074.

““associate”, in relation to a person entitled to exercise or control the exercise of voting power in relation to a body corporate, means —

- (a) if the person so entitled is a natural person —
 - (i) that natural person’s husband, wife, son or daughter (including a stepson or step-daughter),
 - (ii) any body corporate of which that natural person is a director,
 - (iii) any person who is that natural person’s employee or partner;
- (b) if the person so entitled is a body corporate —
 - (i) any of its directors,
 - (ii) any body corporate which is a subsidiary of it,
 - (iii) any employee or director of any such subsidiary,
 - (iv) (if it is itself a subsidiary) any other subsidiary of the holding company they have in common,
 - (v) any employee or director of any such subsidiary; and
- (c) (whether the person so entitled is a natural person or a body corporate) if that person has with any other person an agreement or arrangement —
 - (i) with respect to the acquisition, holding or disposal of shares or other interests in the body corporate first-mentioned in this definition, or
 - (ii) under which both the parties to the agreement or arrangement undertake to act in exercising their voting power in relation to the said body corporate, that other person;”;

““controller”, in relation to the occupier of any licensed premises which is a body corporate, means a person —

- (a) in accordance with whose directions or instructions the directors of that body corporate or of any other body corporate which is its controller are accustomed to act, or
- (b) who, either alone or with any associate, is entitled to exercise, or control the exercise of, at least one-third of the voting power at any general meeting of that body corporate or of any other body corporate which is its controller;”;

““director” means —

- (a) in relation to a body corporate whose affairs are managed by a board of directors or similar body, a member of that board or body;
- (b) in relation to a body corporate whose affairs are managed by a single director or similar person, that director or person;
- (c) in relation to a body corporate whose affairs are managed by the members themselves, a member of the body corporate; ”;

““manager” means a person who exercises managerial functions in relation to licensed premises;”;

““subsidiary” and “holding company” mean respectively a “subsidiary” and a “holding company” within the meaning of section 736(1) of the Companies Act 1985(6);”.

(3) Ym mharagraff (1) o reoliad 3 (esemptiadau ac eithriadau ar gyfer trwyddedau sydd eisoes yn bodoli) mewnosodir yr ymadrodd “Subject to regulation 3A,” ar y dechrau.

(4) Mewnosodir y rheoliad canlynol yn Rhan I yn union ar ôl rheoliad 3 —

(6) 1985 p.6; amnewidiwyd adran 736(1) gan adran 144(1) o Ddeddf Cwmnïau 1989 (1989 p.40).

“Obligations on persons engaged in otherwise exempt activities

3A.—(1) No person who (by virtue of regulation 3(1)(f)) is stated to be exempt from these Regulations shall —

- (a) sell, offer for sale or expose for sale; or
- (b) possess with a view to sale or preparation for sale,

any fresh meat intended for human consumption unless each operation in relation to that meat required to have been carried out in compliance with these Regulations has been so carried out.

(2) Notwithstanding regulation 3(1)(f), regulations 2, 21, 22 and 23 shall apply in respect of the prohibitions imposed by paragraph (1) above.”.

(5) Disodlir paragraff (1) o reoliad 4 (rhoi trwyddedau) gan y canlynol —

“(1) In Wales, no person shall carry on the business of a slaughterhouse, cutting premises, a re-packaging centre, a cold store, a farmed game handling facility or a farmed game processing facility unless —

- (a) the premises concerned are licensed for the business concerned by the Agency;
- (b) that person complies with any conditions to which the licence is subject; and
- (c) that person —
 - (i) applies for the licence for those premises on or after the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001,
 - (ii) was the occupier of these premises on the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001 and has complied with the obligation in regulation 7A,
 - (iii) (subsequent to the grant of the licence or the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001, whichever is later) notified the Agency in accordance with regulation 4A(3) of his or her intention to carry on that business there, or
 - (iv) (where the previous occupier of those premises was a natural person) is the personal representative or a member of the family of the previous occupier, and that previous occupier died less than one month previously.”.

(6) Mewnosodir y paragraff canlynol rhwng paragraffau (3) a (4) o reoliad 4 —

“(3A) Each application for a licence under this regulation shall include the name and principal business address of each person who is a manager and (if applicable) director or controller of the applicant.”.

(7) Mewnosodir y rheoliad canlynol rhwng rheoliad 4 a rheoliad 5 (diddymu trwyddedau) —

“Change of directors, managers and controllers of occupiers of licensed premises and change of occupier of such premises

4A.—(1) The occupier of licensed premises in Wales shall notify the Agency of any change in the identity or principal business address of his or her directors, managers or controllers as soon as is reasonably practicable after that change occurs, and in any event within one month of that change.

(2) No occupier of licensed premises in Wales shall transfer possession of or allow another person to occupy those premises for the purposes of carrying on any activity permitted by the licence unless he or she notifies the Agency of that person’s name and principal business address at least 21 days before the transfer or occupation concerned.

(3) Any person who intends to occupy licensed premises in Wales (whether alone or jointly) for the purposes of carrying on any business for which those premises are licensed shall notify the Agency at least 21 days before he or she occupies them of his or her intention to do so, and of his name and principal business address.

(4) Where the occupier (being a natural person) dies, paragraph (3) above shall not apply to occupation of those premises by the deceased's personal representatives or by any member of his or her family, but the successor shall notify the Agency of his or her name and principal business address within one month of the death.

(5) Any notification made pursuant to paragraph (2), (3) or (4) above shall record the respective identities and principal business addresses of each manager and (if applicable) director and controller of the new occupier.”.

(8) Ym mharagraff (1)(b) o reoliad 5 diddymir y geiriau “as to hygiene”.

(9) Disodlir paragraff (1)(c) o reoliad 5 gan y canlynol —

“(c) any condition attached to the licence has not been complied with;”.

(10) Mewnosodir y rheoliad canlynol rhwng rheoliad 5 a rheoliad 6 (apelau) —

“Suspension of licences

5A.—(1) The Agency may suspend a licence granted in respect of any premises in Wales where —

(a) it appears to it that —

(i) any requirement of these Regulations in relation to the premises is being breached, or

(ii) adequate health inspection in accordance with these Regulations is being hampered there; or

(b) a notice has been served in relation to those premises pursuant to regulation 10(1), and —

(i) the Agency is not satisfied that the action specified in the notice has been taken within the time specified there, and

(ii) as a result of the failure to take the action specified in the notice, any requirement of these Regulations is still being breached, or adequate health inspection is still being hampered, there.

(2) Where the Agency intends to suspend a licence pursuant to paragraph (1) above, it shall give notice in writing to the occupier of the premises, informing the occupier of —

(a) its decision to suspend the licence;

(b) the date on which it intends the suspension to take effect (which may be the date on which the notice is issued);

(c) the matters which must be remedied in order for the suspension to be lifted;

(d) the occupier's right to appeal under regulation 6, and of the time within which any such appeal must be made.

(3) Insofar as a licence is suspended pursuant to paragraph (1) above, the premises in respect of which that licence was granted shall be treated for the purposes of these Regulations as if they were not licensed premises.

(4) The Agency shall lift the suspension of any licence where it is satisfied that the matters specified in the notice referred to in paragraph (2) above have been remedied or where a Meat Hygiene Appeals Tribunal has determined under regulation 6(3) that the licence should not have been suspended, and may lift the suspension of any licence in any other case.

(5) Where the Agency lifts a suspension pursuant to paragraph (4) above, it shall do so by notice specifying the date on which it is lifted.”.

(11) Disodlir paragraff (1) o reoliad 6 gan y canlynol —

“(1) Where the Agency —

- (a) has refused to license any premises;
- (b) has granted a licence subject to conditions or has subsequently attached conditions to a licence;
- (c) has suspended the licence of any premises; or
- (d) has revoked the licence of any premises,

the owner or occupier of, or any person proposing to occupy, the premises may within 21 days of being notified of the relevant decision of the Agency referred to above appeal to a Meat Hygiene Appeals Tribunal.”.

(12) Disodlir paragraff (3) o reoliad 6 gan y canlynol —

“(3) Where on an appeal under paragraph (1) above a Meat Hygiene Appeals Tribunal determines that —

- (a) the grant of a licence should not have been refused;
- (b) conditions have unreasonably been attached to a licence;
- (c) a licence should not have been suspended; or
- (d) a licence should not have been revoked,

the Agency shall give effect to the determination of the Tribunal.”.

(13) Disodlir paragraff (4) o reoliad 6 gan y canlynol —

“(4) Where the Agency has revoked the licence of any premises under regulation 5, a person who, immediately before such revocation, had been using those premises may continue to use them, subject to any reasonable conditions imposed by the Agency for the protection of public health, unless —

- (a) the time for appealing against the Agency’s decision pursuant to paragraph (1) above has expired without an appeal having been lodged; and
- (b) (where an appeal has been lodged within the 21-day period stipulated in that paragraph) the appeal has been finally disposed of or abandoned.

(5) Nothing in paragraph (4) above shall permit premises to be used if —

- (a) a prohibition order, emergency prohibition notice, emergency prohibition order or emergency control order has been imposed on the premises pursuant to section 11, 12 or 13 of the Act; or
- (b) the Agency has suspended the licence of the premises pursuant to regulation 5A.”.

(14) Mewnosodir y rheoliad canlynol yn Rhan II, ar ôl rheoliad 7 —

“Provision of information by current occupiers of licensed premises

7A. Every person who is the occupier of licensed premises in Wales on the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001 shall notify the Agency of —

- (a) his or her identity and principal business address;
- (b) the identity and principal business address of each of his or her managers and (if applicable) directors and controllers; and

- (c) the address of those licensed premises (where different from the address required to be notified under sub-paragraph (a) above),
within 3 months of the said date of coming into force.”
- (15) Ym mharagraff (1) o reoliad 8 (goruchwylio safleoedd), mewnosodir yr is-baragraff canlynol rhwng is-baragraffau (a) a (b) —
“(aA) the inspection of the records required to be kept by the occupier pursuant to regulation 20(1)(a), (e) and (f) and otherwise monitoring the occupier’s compliance with his or her duties under regulation 20.”
- (16) Ym mharagraff (1)(a) o reoliad 10 (pwerau OCVSs a swyddogion milfeddygol) diddymir y geiriau “as to hygiene”.
- (17) Disodlir is-raniad (ii) o reoliad 10(1) gan y canlynol —
“(ii) impose conditions upon or prohibit the carrying out of any process, or
(iii) require the rate of operation to be reduced to such extent as is specified in the notice, or to be stopped completely.”
- (18) Ym mharagraff (1) o reoliad 13 (amodau cyffredinol) rhoddir yr is-baragraff canlynol yn lle is-baragraff (a) —
“(a) without prejudice to the specific conditions set out in the following sub-paragraphs of this paragraph, each operation in relation to that meat required to have been carried out in compliance with these Regulations has been so carried out;”
- (19) Ym mharagraff (1)(g) o reoliad 13 mewnosodir y gair “licensed” rhwng “a” a “cold store”.
- (20) Disodlir paragraff (1)(a) o reoliad 20 (dyletswyddau'r meddiannydd) gan y canlynol —
“(a) shall make (and retain for a period of at least one year from the date of making) a record sufficient to show —
(i) the number of animals and where appropriate the mass (measured in tonnes) of meat entering the premises in each week, in each case identified by species, and
(ii) the mass (measured in tonnes) of fresh meat dispatched from those premises in each week.”
- (21) Disodlir paragraff (1)(e) o reoliad 20 gan y canlynol —
“(e) shall as soon as is practicable after the completion of the checks concerned make and retain for a period of at least one year from the date of making a record of any check carried out pursuant to sub-paragraph (d) of this paragraph;”
- (22) Disodlir paragraff (1)(f) o reoliad 20 gan y canlynol —
“(f) shall as soon as is practicable after getting the results concerned make and retain for a period of at least one year from the date of making a record of the results of water testing on the premises;”
- (23) Diddymir paragraff (2) o reoliad 20.
- (24) Yn rheoliad 21 (tramgwyddo a chosbi) —
(a) diddymir paragraff (1) a'r gair “other” ym mharagraff (2)(a); a
(b) ym mharagraff (3) yn lle'r ymadrodd “Nothing in paragraph (2) above shall apply” rhoddir yr ymadrodd “Neither paragraph (1) nor paragraph (2) above applies”.
- (25) Bydd y testun canlynol yn disodli testun presennol rheoliad 23 (gorfodi) —
“(1) In Wales, these Regulations shall be executed and enforced —
(a) in relation to licensed premises by the Agency; and

(b) in relation to any place other than licensed premises by the food authority within whose area that place is situated.

(2) On an inspection of any meat in licensed premises an authorised officer of the Agency may certify that the meat concerned has not been produced, stored or transported in accordance with these Regulations.

(3) On an inspection of any meat at any place in Wales other than licensed premises in Wales an authorised officer of the food authority within whose area that place is situated may certify that the meat concerned has not been produced, stored or transported in accordance with these Regulations.

(4) Where any meat is certified as mentioned in paragraph (2) or (3) above it shall be treated for the purposes of section 9 of the Act as failing to comply with food safety requirements.”.

Diwygiadau i Reoliadau Cig Dofednod, Cig Adar Hela wedi'i Ffermio a Chig Cwningod (Hylendid ac Archwilio) 1995

3.—(1) I'r graddau y maent yn gymwys i Gymru, diwygir Rheoliadau Cig Dofednod, Cig Adar Hela wedi'i Ffermio a Chig Cwningod (Hylendid ac Archwilio) 1995 (7) yn unol â'r paragraffau canlynol yn y rheoliad hwn.

(2) Ym mharagraff (1) o reoliad 2 (dehongli) mewnosodir y diffiniadau canlynol yn y lleoedd priodol yn nhrefn yr wyddor —

““associate”, in relation to a person entitled to exercise or control the exercise of voting power in relation to a body corporate, means —

- (a) if the person so entitled is a natural person —
 - (i) that natural person's husband, wife, son or daughter (including a stepson or step-daughter),
 - (ii) any body corporate of which that natural person is a director,
 - (iii) any person who is that natural person's employee or partner;
- (b) if the person so entitled is a body corporate —
 - (i) any of its directors,
 - (ii) any body corporate which is a subsidiary of it,
 - (iii) any employee or director of any such subsidiary,
 - (iv) (if it is itself a subsidiary) any other subsidiary of the holding company they have in common,
 - (v) any employee or director of any such subsidiary; and
- (c) (whether the person so entitled is a natural person or a body corporate) if that person has with any other person an agreement or arrangement —
 - (i) with respect to the acquisition, holding or disposal of shares or other interests in the body corporate first - mentioned in this definition, or
 - (ii) under which both the parties to the agreement or arrangement undertake to act in exercising their voting power in relation to the said body corporate, that other person;”;

““controller”, in relation to the occupier of any licensed premises which is a body corporate, means a person —

- (a) in accordance with whose directions or instructions the directors of that body corporate or of any other body corporate which is its controller are accustomed to act; or
- (b) who, either alone or with any associate, is entitled to exercise, or control the exercise of, at least one-third of the voting power at any general meeting of that body corporate or of any other body corporate which is its controller;”;

““director” means —

- (a) in relation to a body corporate whose affairs are managed by a board of directors or similar body, a member of that board or body;
- (b) in relation to a body corporate whose affairs are managed by a single director or similar person, that director or person;
- (c) in relation to a body corporate whose affairs are managed by the members themselves, a member of the body corporate;”;

““manager” means a person who exercises managerial functions in relation to licensed premises;”;

““subsidiary” and “holding company” mean respectively a “subsidiary” and a “holding company” within the meaning of section 736(1) of the Companies Act 1985; ”.

(3) Ym mharagraff (1) o reoliad 3 (esemptiadau ac eithriadau ar gyfer trwyddedau sy'n bodoli) mewnosodir yr ymadrodd “Subject to regulation 3A,” ar y dechrau.

(4) Mewnosodir y rheoliad canlynol yn Rhan I yn union ar ôl rheoliad 3 —

“Obligations on persons engaged in otherwise exempt activities

3A.—(1) No person who (by virtue of regulation 3(1)(g) is stated to be exempt from these Regulations shall —

- (a) sell, offer for sale or expose for sale; or
- (b) possess with a view to sale or preparation for sale,

any fresh meat intended for human consumption unless each operation in relation to that meat required to have been carried out in compliance with these Regulations has been so carried out.

(2) Notwithstanding regulation 3(1)(g), regulations 2, 20, 22, 23 and 24 shall apply in respect of the prohibitions imposed by paragraph (1) above.”.

(5) Disodlir paragraff (1) o reoliad 4 (rhoi trwyddedau) gan y canlynol —

“(1) No person shall carry on the business of a slaughterhouse, cutting premises, a cold store or a re-wrapping centre unless —

- (a) the premises concerned are licensed for the business concerned by the Agency;
- (b) that person complies with any conditions to which the licence is subject; and
- (c) that person —
 - (i) applies for the licence for those premises on or after the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001,
 - (ii) was the occupier of those premises on the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001 and has complied with the obligation in relation 7A,
 - (iii) (subsequent to the grant of the licence or the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001, whichever is later) notified the Agency in accordance with regulation 4A(3) of his or her intention to carry on that business there, or

- (iv) (where the previous occupier of those premises was a natural person) is the personal representative or a member of the family of the previous occupier, and that previous occupier died less than one month previously.”.
- (6) Mewnosodir y paragraff canlynol rhwng paragraffau (3) a (4) o reoliad 4 —
 - “(3A) Each application for a licence under this regulation shall include the name and principal business address of each person who is a manager and (if applicable) director or controller of the applicant.”.
- (7) Mewnosodir y rheoliad canlynol rhwng rheoliad 4 a rheoliad 5 (diddymu trwyddedau) —

“Change of directors, managers and controllers of occupiers of licensed premises and change of occupier of such premises

4A.—(1) The occupier of licensed premises shall notify the Agency of any change in the identity or principal business address of his or her directors, managers or controllers as soon as is reasonably practicable after that change occurs, and in any event within one month of that change.

(2) No occupier of licensed premises shall transfer possession of or allow another person to occupy those premises for the purposes of carrying on any activity permitted by the licence unless he or she notifies the Agency of that person’s name and principal business address at least 21 days before the transfer of occupation concerned.

(3) Any person who intends to occupy licensed premises (whether alone or jointly) for the purposes of carrying on any business for which those premises are licensed shall notify the Agency at least 21 days before he or she occupies them of his or her intention to do so, and of his or her name and principal business address.

(4) Where the occupier (being a natural person) dies, paragraph (3) above shall not apply to occupation of those premises by the deceased’s personal representatives or by any member of his or her family, but the successor shall notify the Agency of his or her name and principal business address within one month of the death.

(5) Any notification made pursuant to paragraph (2), (3) or (4) above shall record the respective identities and principal business addresses of each manager and (if applicable) director and controller of the new occupier.”.

- (6) Ym mharagraff (1)(b) o reoliad 5 diddymir y geiriau “as to hygiene”.
- (7) Disodlir paragraff (1)(d) o reoliad 5 gan y canlynol —
 - “(d) any condition attached to the licence has not been complied with;”.
- (8) Mewnosodir y rheoliad canlynol rhwng rheoliad 5 a rheoliad 6 (apelau) —

“Suspension of licences

5A.—(1) The Agency may suspend a licence granted in respect of any premises where —

- (a) it appears to it that —
 - (i) any requirement of these Regulations in relation to the premises is being breached, or
 - (ii) adequate health inspection in accordance with these Regulations is being hampered there; or
- (b) a notice has been served in relation to those premises pursuant to regulation 10(1), and —

- (i) the Agency is not satisfied that the action specified in the notice has been taken within the time specified there, and
 - (ii) as a result of the failure to take the action specified in the notice, any requirement of these Regulations is still being breached, or adequate health inspection is still being hampered, there.
- (2) Where the Agency intends to suspend a licence pursuant to paragraph (1) above, it shall give notice in writing to the occupier of the premises, informing the occupier of —
- (a) its decision to suspend the licence;
 - (b) the date on which it intends the suspension to take effect (which may be the date on which the notice is issued);
 - (c) the matters which must be remedied in order for the suspension to be lifted;
 - (d) the occupier’s right to appeal under regulation 6, and of the time within which any such appeal must be made.
- (3) Insofar as a licence has been suspended pursuant to paragraph (1) above, the premises in respect of which that licence was granted shall be treated for the purposes of these Regulations as if they were not licensed premises.
- (4) The Agency shall lift the suspension of any licence where it is satisfied that the matters specified in the notice referred to in paragraph (2) above have been remedied or where a Meat Hygiene Appeals Tribunal has determined under regulation 6(3) that the licence should not have been suspended, and may lift the suspension of any licence in any other case.
- (5) Where the Agency lifts a suspension pursuant to paragraph (4) above, it shall do so by notice specifying the date on which it is lifted.”.
- (9) Disodlir paragraff (1) o reoliad 6 gan y canlynol —
- “(1) Where the Agency —
- (a) has refused to licence any premises;
 - (b) has granted a licence subject to conditions or has subsequently attached conditions to a licence;
 - (c) has suspended the licence of any premises; or
 - (d) has revoked the licence of any premises,
- the occupier of those premises may within 21 days of being notified of the relevant decision of the Agency referred to above appeal to a Meat Hygiene Appeals Tribunal.”.
- (10) Disodlir paragraff (3) o reoliad 6 gan y canlynol —
- “(3) Where on an appeal under paragraph (1) above a Meat Hygiene Appeals Tribunal determines that —
- (a) the grant of a licence should not have been refused;
 - (b) conditions have unreasonably been attached to a licence;
 - (c) a licence should not have been suspended; or
 - (d) a licence should not have been revoked,the Agency shall give effect to the determination of the Tribunal.”.

(11) Disodlir paragraff (4) o reoliad 6 gan y canlynol —

“(4) Where the Agency has revoked the licence of any premises under regulation 5, a person who, immediately before such revocation, had been using those premises may continue to use them, subject to any reasonable conditions imposed by the Agency for the protection of public health, unless —

- (a) the time for appealing against the Agency's decision pursuant to paragraph (1) above has expired without an appeal having been lodged; and
 - (b) (where an appeal has been lodged within the 21-day period stipulated in that paragraph) the appeal has been finally disposed of or abandoned.
- (5) Nothing in paragraph (4) above shall permit premises to be used if —
- (a) a prohibition order, emergency prohibition notice, emergency prohibition order or emergency control order has been imposed on the premises pursuant to section 11, 12 or 13 of the Act; or
 - (b) the Agency has suspended the licence of the premises pursuant to regulation 5A.”.
- (12) Mewnsoedir y rheoliad canlynol yn Rhan II, ar ôl rheoliad 7 —

“Provision of information by current occupiers of licensed premises

7A. Every person who is the occupier of licensed premises on the date of coming into force of the Meat (Enhanced Enforcement Powers)(Wales) Regulations 2001 shall notify the Agency of —

- (a) his or her identity and principal business address;
- (b) the identity and principal business address of each of his or her managers and (if applicable) directors and controllers
- (c) the address of those licensed premises (where different from the address required to be notified under sub-paragraph (a) above),

within 3 months of the said date of coming into force.”.

(13) Ym mharagraff (1) o reoliad 8 (goruchwyllo safleoedd), mewnsoedir yr is-baragraff canlynol rhwng is-baragraffau (a) a (b) —

“(aA) the inspection of the records required to be kept by the occupier pursuant to regulation 18(1)(a) and (e)(i) and otherwise monitoring the occupier's compliance with his or her duties under regulation 18;”.

(14) Ym mharagraff 1(a) o reoliad 10 (pwerau milfeddygon swyddogol a swyddogion milfeddygol) diddymir y geiriau “as to hygiene”.

(15) Disodlir is-raniad (ii) o reoliad 10(1) gan y canlynol —

- “(ii) impose conditions upon or prohibit the carrying out of any process, or
- (iii) require the rate of operation to be reduced to such extent as is specified in the notice, or to be stopped completely.”.

(16) Ym mharagraff (1) o reoliad 14 (amodau cyffredinol) rhoddir yr is-baragraff canlynol yn lle is-baragraff (a) —

“(a) without prejudice to the specific conditions set out in the following sub-paragraphs of this paragraph, each operation in relation to that meat required to have been carried out in compliance with these Regulations has been so carried out;”.

(17) Disodlir paragraff (1)(a) o reoliad 18 (dyletswyddau'r meddiannydd) gan y canlynol —

- “(a) make (and retain for a period of at least one year from the date of making) a record sufficient to show —
- (i) the number of birds and rabbits and where appropriate the mass (measured in tonnes) of meat entering the premises in each week, in each case identified by species, and
- (ii) the mass (measured in tonnes) of fresh meat dispatched from those premises in each week.”.

- (18) Yn rheoliad 20 (tramgwyddo a chosbi) —
- (a) diddymir paragraff (1);
 - (b) rhoddir y canlynol yn lle paragraff (2)(a) —
 - “(a) any provision of these Regulations;”;
 - (c) ym mharagraff (3) rhoddir yr ymadrodd “Nothing in paragraph (2) above shall apply” yn lle'r ymadrodd “Neither paragraph (1) nor paragraph (2) above applies”; ac
 - (ch) ym mharagraff (4) rhoddir yr ymadrodd “paragraph (2) above” yn lle'r ymadrodd “any of the provisions mentioned in paragraph (1) or (2) above”.
- (19) Rhoddir y paragraff canlynol yn lle paragraff (1) o reoliad 23 (gorfodi) a diddymir paragraff (2) o'r rheoliad hwnnw —
- “(1) These Regulations shall be executed and enforced —
 - (a) in relation to licensed premises by the Agency; and
 - (b) in relation to any place other than licensed premises by the food authority within whose area that place is situated.”.
- (20) Mewnosodir y paragraffau canlynol ar ddiwedd rheoliad 23 —
- “(4) On an inspection of any meat in licensed premises an authorised officer of the Agency may certify that the meat concerned has not been produced, stored or transported in accordance with these Regulations.
 - (5) On an inspection of any meat at any place other than licensed premises an authorised officer of the food authority within whose area that place is situated may certify that the meat concerned has not been produced, stored or transported in accordance with these Regulations.
 - (6) Where any meat is certified as mentioned in paragraph (4) or (5) above it shall be treated for the purposes of section 9 of the Act as failing to comply with food safety requirements.”.

Diwygiadau i Reoliadau Cynhyrchion Cig (Hylendid) 1994

4.—(1) I'r graddau y maent yn gymwys i Gymru diwygir Rheoliadau Cynhyrchion Cig (Hylendid) 1994⁽⁸⁾ yn unol â'r paragraffau canlynol yn y rheoliad hwn.

(2) Ym mharagraff (1) o reoliad 2 (dehongli) mewnosodir y diffiniadau canlynol yn y lleoedd priodol yn nhrefn yr wyddor —

- ““associate”, in relation to a person entitled to exercise or control the exercise of voting power in relation to a body corporate, means —
- (a) if the person so entitled is a natural person —
 - (i) that natural person’s husband, wife, son or daughter (including a step-son or step-daughter),
 - (ii) any body corporate of which that natural person is a director;
 - (iii) any person who is that natural person’s employee or partner;
 - (b) if the person so entitled is a body corporate —
 - (i) any of its directors,
 - (ii) any body corporate which is a subsidiary of it,
 - (iii) any employee or director of such subsidiary,

(8) SI 1994/3082, a ddiwygiwyd gan OS 1995/539, OS 1995/1763, OS 1995/2200, OS 1995/3205, OS 1996/1499 ac OS 1999/683.

- (iv) (if it is itself a subsidiary) any other subsidiary of the holding company they have in common,
- (v) Any employee or director of any such subsidiary; and
- (c) (whether the person so entitled is a natural person or a body corporate) if that person has with any other person an agreement or arrangement —
 - (i) with respect to the acquisition, holding or disposal of shares or other interests in the body corporate first-mentioned in this definition, or
 - (ii) under which both the parties to the agreement or arrangement undertake to act in exercising their voting power in relation to the said body corporate,that other person;”;

““controller”, in relation to the occupier of any approved premises which is a body corporate, means a person —

- (a) in accordance with whose directions or instructions the directors of that body corporate or of any other body corporate which is its controller are accustomed to act; or
- (b) who, either alone or with any associate, is entitled to exercise, or control the exercise of, at least one-third of the voting power at any general meeting of that body corporate or of any other body corporate which is its controller;”;

““director” means —

- (a) in relation to a body corporate whose affairs are managed by a board of directors or similar body, a member of that board or body;
- (b) in relation to a body corporate whose affairs are managed by a single director or similar person, that director or person;
- (c) in relation to a body corporate whose affairs are managed by the members themselves, a member of the body corporate;”;

““manager” means a person who exercises managerial functions in relation to approved premises;”;

““premises” means any premises subject to the requirements of regulation 4 or 5;”;

““subsidiary” and “holding company” mean respectively a “subsidiary” and a “holding company” within the meaning of section 736(1) of the Companies Act 1985;”.

(3) Ym mharagraff (a) o'r diffiniad o “combined premises” ym mharagraff (1) o reoliad 2 mewnosodir o flaen “a” lle y'i gwelir am yr ail waith yr ymadrodd “or fall within the same curtilage as”.

(4) Yn rheoliad 3 (esemptiad) mewnosodir yr ymadrodd “Subject to regulation 3A,” ar y dechrau.

(5) Mewnosodir y rheoliad canlynol yn Rhan I yn union ar ôl rheoliad 3 —

“Obligations on persons engaged in otherwise exempt activities

3A.—(1) No person who (by virtue of regulation 3) is stated to be exempt from these Regulations shall —

- (a) sell, offer for sale or expose for sale; or
- (b) possess for the purpose of or preparation for sale,

any meat products or other products of animal origin unless —

- (c) each operation in relation to the raw materials for those meat products or other products of animal origin required to have been carried out in compliance with the Hygiene Regulations has been so carried out; and

- (d) each operation in relation to those meat products or other products of animal origin required to have been carried out in compliance with these Regulations has been so carried out.
- (2) Notwithstanding regulation 3, regulations 2, 19, 20, 21 and 22 shall apply in respect of the prohibitions imposed by paragraph (1) above.”.
- (6) Mewnosodir y paragraff canlynol rhwng paragraffau (6) a (7) o reoliad 4 (cymeradwyo safleoedd heblaw storffeydd amgylchynol, canolfannau ail-lapio a storffeydd oer) —
- “(6A) Each application for an approval under this regulation shall include the name and principal business address of each person who is a manager and (if applicable) director or controller of the applicant.”.
- (7) Mewnosodir y paragraff canlynol rhwng paragraffau (5) a (6) o reoliad 5 (cymeradwyo storffeydd amgylchynol, canolfannau ail-lapio a storffeydd oer) —
- “(5A) Each application for an approval under this regulation shall include the name and principal business address of each person who is a manager and (if applicable) director or controller of the applicant.”.
- (8) Mewnosodir y rheoliad canlynol rhwng rheoliad 5 a rheoliad 6 (diddymu cymeradwyaethau) —

“Change of directors, managers and controllers of occupiers of approved premises and change of occupier of such premises

- 5A.—**(1) The occupier of any approved premises shall notify the approval authority of any change in the identity or principal business address of his or her directors, managers or controllers as soon as is reasonably practicable after that change occurs, and in any event within one month of that change.
- (2) No occupier of approved premises shall transfer possession of or allow another person to occupy those premises for the purposes of carrying on any activity permitted there by these Regulations unless he or she notifies the approval authority of that person’s name and principal business address at least 21 days before the transfer or occupation concerned.
- (3) Any person who intends to occupy approved premises (whether alone or jointly) for the purposes of carrying on any business for which those premises are approved shall notify the approval authority at least 21 days before he or she occupies them of his or her attention to do so and of his or her name and principal business address.
- (4) Where the occupier (being a natural person) dies, paragraph (3) above shall not apply to occupation of those premises by the deceased’s personal representatives or by any member of his or her family, but the successor shall notify the approval authority of his or her name and principal business address within one month of the death.
- (5) Any notification made pursuant to paragraph (2), (3) or (4) above shall record the identity and principal business address of each manager and (if applicable) director and controller of the new occupier.”.
- (9) Ym mharagraff (1) o reoliad 6, diddymir yr ymadrodd “to paragraph (3) below and”.
- (10) Mewnosodir yr is-baragraff rhwng is-baragraffau (a) a (b) o baragraff (1) o reoliad 6 —
- “(aA) that any condition attached to the approval has not been complied with;”.
- (11) Diddymir paragraff (3) o reoliad 6.
- (12) Mewnosodir y rheoliad canlynol rhwng rheoliad 6 a rheoliad 7 (hawl i apelio) —

“Suspension of approvals

6A.—(1) The approval authority may suspend an approval granted in respect of any premises where —

- (a) it appears to it that —
 - (i) any requirement of these Regulations in relation to the premises is being breached, or
 - (ii) adequate health inspection in accordance with these Regulations is being hampered there; or
- (b) a notice has been served in relation to those premises pursuant to regulation 19A(1), and —
 - (i) the approval authority is not satisfied that the action specified in the notice has been taken within the time specified in it, and
 - (ii) as a result of the failure to take the action specified in the notice, any requirement of these Regulations is still being breached, or adequate health inspection is still being hampered, there.

(2) Where the approval authority intends to suspend an approval pursuant to paragraph (1) above, it shall give notice in writing to the occupier of the premises concerned, informing the occupier of —

- (a) its decision to suspend the approval;
- (b) the date on which it intends the suspension to take effect (which may be the date on which the notice is issued);
- (c) the matters which must be remedied in order for the suspension to be lifted;
- (d) the occupier’s right to appeal under regulation 7, and of the time within which any such appeal must be made.

(3) When an approval is suspended pursuant to paragraph (1) above, the premises in respect of which that approval was granted shall be treated for the purposes of these Regulations as if they were not approved premises.

(4) The approval authority shall lift the suspension of any approval where, first, it is satisfied that the matters specified in the notice referred to in paragraph (2) above have been remedied or, second, where a magistrates' court has determined under regulation 7(3) that the approval should not have been suspended; and the approval authority may lift the suspension of any approval in any other case.

(5) Where the approval authority lifts a suspension pursuant to paragraph (4) above, it shall do so by notice specifying the date on which it is lifted.”.

(13) Rhoddir y paragraff canlynol yn lle paragraff (1) o reoliad 7 —

- “(1) Any person who is aggrieved by —
- (a) the refusal by the approval authority to approve any premises;
 - (b) the decision by the approval authority to grant an approval subject to conditions or to attach conditions to an existing approval;
 - (c) the decision by the approval authority to suspend an approval;
 - (d) the decision by the approval authority to revoke an approval; or
 - (e) a special hygiene direction,
- may appeal to a magistrates' court.”.

(14) Rhoddir y paragraffau canlynol yn lle paragraff (3) o reoliad 7 —

“(3) Where on an appeal under paragraph (1) above a magistrates' court determines that —

- (a) the grant of an approval should not have been refused;
- (b) conditions have unreasonably been attached to an approval;
- (c) an approval should not have been suspended;
- (d) an approval should not have been revoked; or
- (e) a special hygiene direction should not have been given,

the approval authority shall give effect to the determination of the court concerned.

(4) Where the approval authority has revoked the approval of any premises under regulation 6, a person who, immediately before such revocation, had been using those premises may continue to use them, subject to any reasonable conditions imposed by the approval authority for the protection of public health, unless —

- (a) the time for appealing against the approval authority's decision pursuant to paragraph (1) above has expired without an appeal having been lodged; and
- (b) (where an appeal under that paragraph has been lodged) the appeal has been finally disposed of or abandoned.

(5) Nothing in paragraph (4) above shall permit premises to be used if —

- (a) a prohibition order, emergency prohibition notice, emergency prohibition order or emergency control order has been imposed on the premises pursuant to section 11, 12 or 13 of the Act; or
- (b) the approval authority has suspended the approval of the premises pursuant to regulation 6A.”.

(15) Mewnosodir y rheoliad canlynol yn Rhan II, ar ôl rheoliad 7 —

“Provision of information by current occupiers of approved premises

7A. Every person who is the occupier of approved premises on the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) regulations 2001 shall notify the approval authority of —

- (a) his or her identity and principal business address;
- (b) the identity and principal business address of each of his or her managers and (if applicable) directors and controllers; and
- (c) the address of those approved premises (where different from the address required to be notified under sub-paragraph (a) above), within 3 months of the said date of coming into force.”.

(16) Mewnosodir y paragraffau canlynol ar ddiwedd rheoliad 19 (goruchwyllo a gorfodi) —

“(4) On an inspection of any meat product in combined premises an authorised officer of the Agency may certify that the meat product concerned has not been handled, stored or transported in accordance with these Regulations.

(5) On an inspection of any meat product at any place other than combined premises the food authority within whose area that place is situated may certify that the meat product concerned has not been handled, stored or transported in accordance with these Regulations.

(6) Where any meat product is certified as mentioned in paragraph (4) or (5) above it shall be treated for the purposes of section 9 of the Act as failing to comply with food safety requirements.”.

(17) Mewnosodir y rheoliad canlynol rhwng rheoliad 19 a rheoliad 20 (tramgwyddo a chosbi) —

“Powers of authorised officers

19A.—(1) Where it appears to an authorised officer of the enforcement authority that in respect of any approved premises —

(a) any of the requirements of these Regulations is being breached; or
(b) adequate health inspection in accordance with these Regulations is being hampered,
the authorised officer may, by notice in writing given to the occupier of the premises concerned —

- (c) prohibit the use of any equipment or any part of the premises specified in the notice;
(d) impose conditions upon or prohibit the carrying out of any process; or
(e) require the rate of operation to be reduced to such extent as is specified in the notice, or to be stopped completely.

(2) A notice given under paragraph (1) above shall be given as soon as practicable and shall state why it is given.

(3) If it is given under paragraph (1)(a) above, it shall specify the breach and the action needed to remedy it.

(4) Such a notice shall be withdrawn by a further notice in writing given to the occupier of the premises as soon as an authorised officer of the enforcement authority is satisfied that such action has been taken.

(5) The issue of a notice pursuant to paragraph (1) above in respect of approved premises shall be treated for the purposes of these Regulations as the attachment of conditions to the approval for those premises.”

(18) Rhoddir y cofnod canlynol yn y lle priodol yn nhrefn y rhifau yn y rhestr o ddarpariaethau Deddf Diogelwch Bwyd 1990 a gynhwysir yn rheoliad 21 (cymhwyso amryw o adrannau'r Ddeddf honno) —

“section 9 (inspection and seizure of suspected food) with the modification that it shall apply to an authorised officer of an enforcement authority as it applies to an authorised officer of a food authority;”.

Diwygiadau i Reoliadau Briwrig a Pharatoadau Cig (Hylendid) 1995

5.—(1) I'r graddau y maent yn gymwys i Gymru diwygir Rheoliadau Briwrig a Pharatoadau Cig (Hylendid) 1995⁽⁹⁾ yn unol â'r paragraffau canlynol yn y rheoliad hwn.

(2) Ym mharagraff (1) o reoliad 2 (dehongli) mewnosodir y diffiniadau canlynol yn y lleoedd priodol yn nhrefn yr wyddor —

““associate”, in relation to a person entitled to exercise or control the exercise of voting power in relation to a body corporate, means —

- (a) if the person so entitled is a natural person —
(i) that natural person's husband, wife, son or daughter (including a stepson or step-daughter),
(ii) any body corporate of which that natural person is a director,
(iii) any person who is that natural person's employee or partner;
(b) if the person so entitled is a body corporate —
(i) any of its directors,
(ii) any body corporate which is a subsidiary of it,

(9) OS 1995/3205, a ddiwygiwyd gan OS 1996/3214.

- (iii) any employee or director of any such subsidiary,
- (iv) (if it is itself a subsidiary) any other subsidiary of the holding company they have in common,
- (v) any employee or director of any such subsidiary; and
- (c) (whether the person so entitled is a natural person or a body corporate) if that person has with any other person an agreement or arrangements —
 - (i) with respect to the acquisition, holding or disposal of shares or other interests in the body corporate first-mentioned in this definition, or
 - (ii) under which both the parties to the agreement or arrangement undertake to act in exercising their voting power in relation to the said body corporate,
 that other person;”;

““controller”, in relation to the occupier of any approved premises which is a body corporate, means a person —

- (a) in accordance with whose directions or instructions the directors of that body corporate or of any other body corporate which is its controller are accustomed to act; or
- (b) who, either alone or with any associate, is entitled to exercise, or control the exercise of, at least one-third of the voting power at any general meeting of that body corporate or of any other body corporate which is its controller;”;

““director” means —

- (a) in relation to a body corporate whose affairs are managed by a board of directors or similar body, a member of that board or body;
- (b) in relation to a body corporate whose affairs are managed by a single director or similar person, that director or person;
- (c) in relation to a body corporate whose affairs are managed by the members themselves, a member of the body corporate;”;

““manager” means a person who exercises managerial functions in relation to approved premises;”;

““subsidiary” and “holding company” mean respectively a “subsidiary” and a “holding company” within the meaning of section 736(1) of the Companies Act 1985;”.

(3) Ym mharagraff (a) o'r diffiniad o “combined premises” ym mharagraff (1) o reoliad 2 mewnosodir o flaen “any” lle y'i gwelir am yr ail waith yr ymadrodd “or fall within the same curtilage as”.

(4) Yn rheoliad 3 (esemptiadau) mewnosodir yr ymadrodd “Subject to regulation 3A,” ar y dechrau.

(5) Mewnosodir y rheoliad canlynol yn Rhan I yn union ar ôl rheoliad 3 —

“Obligations on persons engaged in otherwise exempt activities

3A.—(1) No person engaged in any activity giving rise to an exemption pursuant to regulation 3 shall —

- (a) sell, offer for sale or expose for sale; or
- (b) possess for the purpose of or preparation for sale,

any minced meat or meat preparations unless —

- (c) each operation in relation to the meat used as the raw material for that minced meat and those meat preparations required to have been carried out in compliance with the

Hygiene Regulations or as the case may be the Products of Animal Origin (Import and Export) Regulations 1996(10) has been so carried out; and

- (d) each operation in relation to that minced meat and those meat preparations required to have been carried out in compliance with these Regulations has been so carried out.

(2) Notwithstanding regulation 3, regulations 2, 10, 12, 13 and 14 shall apply in relation to the prohibitions imposed by paragraph (1) above.”.

(6) Mewnosodir y paragraff canlynol rhwng paragraffau (4) a (5) o reoliad 4 (cymeradwyo safleoedd) —

“(4A) Each application for an approval under this regulation shall include the name and principal business address of each person who is a manager and (if applicable) director or controller of the applicant.”.

(7) Mewnosodir y rheoliad canlynol rhwng rheoliad 4 a rheoliad 5 (diddymu cymeradwyaethau) —

“Change of directors, managers and controllers of occupiers of approved premises and change of occupier of such premises

4A.—(1) The occupier of approved premises shall notify the approval authority of any change in the identity or principal business address of his or her directors, managers or controllers as soon as is reasonably practicable after that change occurs, and in any event within one month of that change.

(2) No occupier of approved premises shall transfer possession of or allow another person to occupy those premises for the purposes of carrying on any activity permitted by the approval unless he or she notifies the approval authority of that person’s name and principal business address at least 21 days before the transfer or occupation concerned.

(3) Any person who intends to occupy approved premises (whether alone or jointly) for the purposes of carrying on any business for which those premises are approved shall notify the approval authority at least 21 days before he or she occupies them of his or her intention to do so, and of his or her name and principal business address.

(4) Where the occupier (being a natural person) dies, paragraph (3) above shall not apply to occupation of those premises by the deceased’s personal representatives or by any member of his or her family, but the successor shall notify the approval authority of his or her name and principal business address within one month of the death.

(5) Any notification made pursuant to paragraph (2), (3) or (4) above shall record the identity and principal business address of each manager and (if applicable) director and controller of the new occupier.”.

(8) Ym mharagraff (1) o reoliad 5, diddymir yr ymadrodd “to paragraph (3) below and”.

(9) Diddymir paragraff (3) o reoliad 5.

(10) Mewnosodir yr is-baragraff rhwng is-baragraffau (a) a (b) o reoliad 5(1) —

“(aA) any condition attached to the approval has not been complied with;”.

(11) Mewnosodir y rheoliad canlynol rhwng rheoliad 5 a rheoliad 6 (hawl i apelio) —

(10) OS 1996/3124, a ddiwygiwyd gan OS 1997/3023, OS 1998/994 ac OS 1999/683. Mae OS 1996/3124 wedi'i gymhwyso gan OS 1996/3125 at fewnforion cig ffres.

“Suspension of approvals

5A.—(1) The approval authority may suspend an approval granted in respect of any premises where —

- (a) it appears to it that —
 - (i) any requirement of these Regulations in relation to the premises is being breached, or
 - (ii) adequate health inspection in accordance with these Regulations is being hampered there; or
- (b) a notice has been served in respect of those premises pursuant to regulation 12A(1), and —
 - (i) the approval authority is not satisfied that the action specified in the notice has been taken within the time specified in it, and
 - (ii) as a result of the failure to take the action specified in the notice, any requirement of these Regulations is still being breached, or adequate health inspection is still being hampered, there.

(2) Where the approval authority intends to suspend an approval pursuant to paragraph (1) above, it shall give notice in writing to the occupier of the premises concerned, informing the occupier of —

- (a) its decision to suspend the approval;
- (b) the date on which it intends the suspension to take effect (which may be the date on which the notice is issued);
- (c) the matters which must be remedied in order for the suspension to be lifted;
- (d) the occupier’s right to appeal under regulation 6, and of the time within which any such appeal must be made.

(3) When an approval is suspended pursuant to paragraph (1) above, the premises in respect of which that approval was granted shall be treated for the purposes of these Regulations as if they were not approved premises.

(4) The approval authority shall lift the suspension of any approval where, first, it is satisfied that the matters specified in the notice referred to in paragraph (2) above have been remedied or, second, where a magistrates' court has determined under regulation 6(3) that the approval should not have been suspended; and the approval authority may lift the suspension of any approval in any other case.

(5) Where the approval authority lifts a suspension pursuant to paragraph (4) above, it shall do so by notice specifying the date on which it is lifted.”

(12) Rhoddir y paragraff canlynol yn lle paragraff (1) o reoliad 6 —

- “(1) Any person who is aggrieved by —
- (a) the refusal of an approval authority to approve any premises;
 - (b) the decision by an approval authority to grant an approval subject to conditions or to attach conditions to an existing approval;
 - (c) the decision by an approval authority to suspend an approval; or
 - (d) the decision by an approval authority to revoke an approval,
- may appeal to a magistrates' court.”

(13) Rhoddir y paragraffau canlynol yn lle paragraff (3) o reoliad 6 —

“(3) Where on an appeal under paragraph (1) above a magistrates' court determines that —

- (a) the grant of an approval should not have been refused;
- (b) conditions have unreasonably been attached to an approval;
- (c) an approval should not have been suspended; or
- (d) an approval should not have been revoked,

the approval authority shall give effect to the determination of the court concerned.

(4) Where the approval authority has revoked the approval of any premises under regulation 5, a person who, immediately before such revocation, had been using those premises may continue to use them, subject to any reasonable conditions imposed by the approval authority for the protection of public health, unless —

- (a) the time for appealing against the approval authority's decision pursuant to paragraph (1) above has expired without an appeal having been lodged; and
- (b) (where an appeal under that paragraph has been lodged) the appeal has been finally disposed of or abandoned.

(5) Nothing in paragraph (4) above shall permit premises to be used if —

- (a) a prohibition order, emergency prohibition notice, emergency prohibition order or emergency control order has been imposed on the premises pursuant to section 11, 12 or 13 of the Act; or
- (b) the approval authority has suspended the approval of the premises pursuant to regulation 5A.”.

(14) Mewnosodir y rheoliad canlynol yn Rhan II, ar ôl rheoliad 6 —

“Provision of information by current occupiers of approved premises

6A. Every person who is the occupier of approved premises on the date of coming into force of the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001 shall notify the approval authority of —

- (a) his or her identity and principal business address;
- (b) the identity and principal business address of each of his or her managers and (if applicable) directors and controllers; and
- (c) the address of those approved premises (where different from the address required to be notified under sub-paragraph (a) above), within 3 months of the said date of coming into force.”.

(15) Mewnosodir y paragraffau canlynol ar ddiwedd rheoliad 12 (goruchwyllo a gorfodi) —

“(8) On an inspection of any minced meat or meat preparation in combined premises an authorised officer of the Agency may certify that the minced meat or meat preparation concerned has not been produced, stored or transported in accordance with these Regulations.

(9) On an inspection of any minced meat or meat preparation at any place other than combined premises an authorised officer of the food authority within whose area that place is situated may certify that the minced meat or meat preparation concerned has not been produced, stored or transported in accordance with these Regulations.

(10) Where any minced meat or meat preparation is certified as mentioned in paragraph (8) or (9) above it shall be treated for the purposes of section 9 of the Act as failing to comply with food safety requirements.”.

(16) Mewnosodir y rheoliad canlynol rhwng rheoliad 12 a rheoliad 13 (tramgwyddo a chosbi) —

“Powers of authorised officers

12A.—(1) Where it appears to an authorised officer of the enforcement authority that in respect of any approved premises —

(a) any of the requirements of these Regulations is being breached; or
 (b) adequate health inspection in accordance with these Regulations is being hampered,
 the authorised officer may, by notice in writing given to the occupier of the premises concerned —

- (c) prohibit the use of any equipment or any part of the premises specified in the notice;
 (d) impose conditions upon or prohibit the carrying on of any process; or
 (e) require the rate of operation to be reduced to such an extent as is specified in the notice, or be stopped completely.

(2) A notice given under paragraph (1) above shall be given as soon as practicable and shall state why it is given.

(3) If it is given under paragraph (1)(a) above, it shall specify the breach and the action needed to remedy it.

(4) Such a notice shall be withdrawn by a further notice in writing given to the occupier of the premises as soon as the authorised officer in question is satisfied that the remedial action specified in it has been taken.

(5) The issue of a notice pursuant to paragraph (1) above in respect of approved premises shall be treated for the purposes of these Regulations as the attachment of conditions to the approval for those premises.”.

Diwygiadau i Reoliadau Tribiwnlysoedd Apelau Hylendid Cig (Gweithdrefn) 1992.

6.—(1) I'r graddau y maent yn gymwys i Gymru diwygir Rheoliadau Tribiwnlysoedd Apelau Hylendid Cig (Gweithdrefn) 1992(**11**) yn unol â'r paragraffau canlynol yn y rheoliad hwn.

(2) Yn rheoliad 2 (cymhwys) —

- (a) mewnosodir yr ymadrodd “, the suspension of a licence of any premises” o flaen “or” lle y'i gwelir am y tro cyntaf;
 (b) ym mharagraff (a) rhoddir yr ymadrodd “regulation 4, 5 or 5A” yn lle'r ymadrodd “regulation 4 or 5, as the case may be,”; ac
 (c) ym mharagraff (b) rhoddir yr ymadrodd “regulation 4, 5 or 5A” yn lle'r ymadrodd “regulation 4 or 5, as the case may be,”.

(3) Yn rheoliad 3 (cyfeirio at y Tribiwnlys) mewnodosir yr ymadrodd “or against the suspension of a licence,” o flaen “or” lle y'i gwelir am yr ail dro.

Diwygiadau i Reoliadau Cynhyrchion sy'n Deillio o Anifeiliaid (Mewnforio ac Allforio) 1996

7. I'r graddau y mae Rheoliadau Cynhyrchion sy'n Deillio o Anifeiliaid (Mewnforio ac Allforio)1996 yn gymwys i Gymru, diwygir Atodlen 2 iddynt drwy fewnosod y cyfeiriad canlynol ar ddiwedd paragrau 5, 6, 7 ac 11 — “the Meat (Enhanced Enforcement Powers) (Wales) Regulations 2001”.

(11) OS 1992/2921, a ddiwygiwyd gan OS 1994/1029, OS 1995/539, OS 1995/540 ac OS 1995/2148.

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998 (12).

14 Mehefin 2001

D.Elis-Thomas
Llywydd y Cynulliad Cenedlaethol

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

1. Mae'r Rheoliadau hyn (sy'n gymwys i Gymru yn unig) yn diwygio —
 - (a) Rheoliadau Cig Ffres (Hylendid ac Archwilio) 1995;
 - (b) Rheoliadau Cig Dofednod, Cig Adar Hela a Chig Cwningod wedi'u Ffermio (Hylendid ac Archwilio) 1995;
 - (c) Rheoliadau Cynhyrchion Cig (Hylendid) 1994;
 - (ch) Rheoliadau Briwrig a Pharatoadau Cig (Hylendid) 1995;
 - (d) Rheoliadau Tribiwnlysoedd Apelau Hylendid Cig (Gweithdrefn) 1992; ac
 - (dd) Rheoliadau Cynhyrchion sy'n Deillio o Anifeiliaid (Mewnforio ac Allforio) 1996,

fel y maent yn gymwys i Gymru ym mhob achos. Mae'r holl Rheoliadau sy'n cael eu diwygio yn gymwys i Brydain Fawr gyfan.

2. Mae'r Rheoliadau hyn yn diwygio Rheoliadau Cig Ffres (Hylendid ac Archwilio) 1995 ([O.S. 1995/539](#), fel y'i diwygiwyd) (“y Rheoliadau Cig Ffres”) er mwyn rhoi pwerau gorfodi ehangach mewn perthynas â'r Rheoliadau hyn yng ngoleuni Cyfarwydddeb y Cyngor [64/433/EEC](#) ar amodau iechyd ar gyfer cynhyrchu a marchnata cig ffres (y mae ei destun cyfunol wedi'i atodi i Gyfarwydddeb y Cyngor [91/497/EEC](#) (OJ Rhif L268, 24.9.91, t.69) a Chyfarwydddeb y Cyngor [91/495/EEC](#) ynghylch problemau iechyd y cyhoedd a phroblemau iechyd anifeiliaid sy'n effeithio ar gynhyrchu cig cwningod a chig adar hela wedi'i ffermio a'u gosod ar y farchnad (OJ Rhif L268, 24.9.91, t.41).

3. Mae'r Rheoliadau hyn yn diwygio rheoliad 3 o'r Rheoliadau Cig Ffres (sy'n pennu amgylchiadau nad yw'r Rheoliadau hynny yn gymwys odanynt) ac yn gosod rhwymedigaethau newydd ar bersonau sy'n ymgymryd â gweithgareddau a fyddai fel arall yn esempt (rheoliad 2(3) a (4)).

4. Maent yn gosod gofynion diwygiedig mewn perthynas â thrwyddedu safleoedd o dan y Rheoliadau Cig Ffres. Maent yn gosod gofyniad newydd fod rhaid hysbysu'r Asiantaeth Safonau Bwyd (“yr Asiantaeth”) os newidir y sawl sydd â chyfrifoldebau rheoli a chyfrifoldebau tebyg mewn perthynas â meddiannydd safle sydd eisoes wedi'i drwyddedu o dan y Rheoliadau Cig Ffres (“safleoedd trwyddedig”) (rheoliad 2(5) i (7)).

5. Maent yn diwygio'r meini prawf y gall yr Asiantaeth ddiddymu trwyddedau a roddwyd o dan y Rheoliadau Cig Ffres odanynt (rheoliad 2(8) a (9)).

6. Mae pŵer newydd i atal trwyddedau yn cael ei greu (rheoliad 2(10)).

7. Mae'r Rheoliadau hyn yn diwygio'r amodau sy'n llywodraethu apelau yn erbyn penderfyniadau a gymerir gan yr Asiantaeth mewn perthynas â thrwyddedau a roddir o dan y Rheoliadau Cig Ffres (rheoliad 2(11) i (13)).

8. Bydd meddianwyr safleoedd a drwyddedir ar hyn o bryd o dan y Rheoliadau Cig Ffres bellach yn gorfod rhoi eu henw a'u prif gyfeiriad busnes i'r Asiantaeth ynghyd ag enw pob un o'u cyfarwyddwyr a'u rheolwyr o fewn tri mis o'r dyddiad y bydd y Rheoliadau hyn yn dod i rym (rheoliad 2(14)).

9. Mae diwygiad pellach yn galluogi milfeddygon swyddogol i archwilio cofnodion sy'n cael eu cadw gan feddianwyr safleoedd trwyddedig yn unol â rheoliad 20(1)(a), (e) ac (f) o'r Rheoliadau Cig

Ffres ac i fonitro eu bod yn cydymffurfio â'u dyletswyddau o dan reoliad 20 o'r Rheoliadau hynny (rheoliad 2(15)).

10. Mae pwerau milfeddygon swyddogol a nodir yn rheoliad 10 o'r Rheoliadau Cig Ffres yn cael eu haddasu (rheoliad 2(16) a (17)).

11. Mae'r amodau cyffredinol ar gyfer marchnata cig ffres a nodir yn rheoliad 13 o'r Rheoliadau Cig Ffres yn cael eu haddasu (rheoliad 2(18) a (19)).

12. Mae'r dyletswyddau a osodir ar feddianwyr safleoedd trwyddedig gan reoliad 20 o'r Rheoliadau Cig Ffres yn cael eu haddasu (rheoliad 2(20) i (23)).

13. Mae'r cosbau am dorri rheoliad a gynhwysir yn rheoliad 21 o'r Rheoliadau Cig Ffres yn cael eu rhesymoli (rheoliad 2(24)). Mae rheoliad 23 o'r Rheoliadau Cig Ffres yn cael ei ddiwygio er mwyn peri mai'r awdurdod bwyd perthnasol (mewn perthynas ag unrhyw le heblaw safleoedd trwyddedig) sy'n gyfrifol am orfodi (rheoliad 2(25)). Mae diwygiad pellach i reoliad 23 yn cyflwyno pŵer newydd i'r Asiantaeth ardystio nad yw cig wedi'i gynhyrchu, ei storio na'i gludo yn unol â'r Rheoliadau. Mae cig a ardystir yn y modd hwn, yn cael ei drin at ddibenion adran 9 o Ddeddf Diogelwch Bwyd 1990 fel pe bai'n methu â chydymffurfio â'r gofynion ynghylch diogelwch bwyd (hefyd rheoliad 2(25)), gyda'r canlyniad y gellir ei gipio ac y gellid, o bosibl, cael gwared arno.

14. Mae'r Rheoliadau hyn yn diwygio Rheoliadau Cig Dofednod, Cig Adar Hela wedi'i Ffermio a Chig Cwningod (Hylendid ac Archwilio) 1995 ([OS 1995/540](#), fel y'i dwygiwyd) ("Rheoliadau Cig Dofednod") er mwyn rhoi pwerau gorfodi ehangach mewn perthynas â'r Rheoliadau hyn yng ngoleuni Cyfarwyddeb y Cyngor [71/118/EEC](#) ar broblemau iechyd sy'n effeithio ar gynhyrchu a marchnata cig dofednod ffres (y mae ei destun cyfunol wedi'i atodi i Gyfarwyddeb y Cyngor [92/116/EEC](#) (OJ Rhif L62, 15.3.93, t.1) a Chyfarwyddeb y Cyngor [91/495/EEC](#)).

15. Yn benodol, mae'r Rheoliadau hyn yn diwygio rheoliad 3 o'r Rheoliadau Cig Dofednod (amgylchiadau nad yw'r Rheoliadau hynny yn gymwys odanynt) ac yn gosod rhwymedigaethau newydd ar bersonau sy'n ymgymryd â gweithgareddau a fyddai fel arall yn esempt (rheoliad 3(3) a (4)).

16. Maent yn gosod gofynion diwygiedig mewn perthynas â thrwyddedu safleoedd o dan y Rheoliadau Cig Dofednod. Maent yn gosod gofyniad newydd fod rhaid hysbysu'r Asiantaeth os newidir y sawl sydd â chyfrifoldebau rheoli a chyfrifoldebau tebyg mewn perthynas â meddiannydd safle sydd eisoes wedi'i drwyddedu o dan y Rheoliadau Cig Dofednod ("safleoedd cig dofednod trwyddedig") (rheoliad 3(5) i (7)).

17. Mae'r Rheoliadau hyn yn diwygio'r meini prawf y gall yr Asiantaeth ddiddymu trwyddedau a roddwyd o dan y Rheoliadau Cig Dofednod odanynt (rheoliad 3(8) a (9)).

18. Mae pŵer newydd i atal trwyddedau yn cael ei greu (rheoliad 3(10)).

19. Mae'r Rheoliadau hyn yn diwygio'r amodau sy'n llywodraethu apelau yn erbyn penderfyniadau a gymerir gan yr Asiantaeth mewn perthynas â thrwyddedau a roddir o dan y Rheoliadau Cig Dofednod (rheoliad 3(11) i (13)).

20. Bydd meddianwyr safleoedd a drwyddedir ar hyn o bryd o dan y Rheoliadau Cig Dofednod bellach yn gorfod rhoi eu henw a'u prif gyfeiriad busnes i'r Asiantaeth ynghyd ag enw pob un o'u cyfarwyddwyr a'u rheolwyr o fewn tri mis o'r dyddiad y bydd y Rheoliadau hyn yn dod i rym (rheoliad 3(14)).

21. Mae diwygiad pellach yn galluogi milfeddygon swyddogol i archwilio cofnodion sy'n cael eu cadw gan feddianwyr safleoedd cig dofednod trwyddedig yn unol â rheoliad 18(1)(a), ac (e)(i) o'r Rheoliadau Cig Dofednod ac i fonitro eu bod yn cydymffurfio â'u dyletswyddau o dan reoliad 18 o'r Rheoliadau hynny (rheoliad 3(15)).

22. Mae pwerau milfeddygon swyddogol a nodir yn rheoliad 10 o'r Rheoliadau Cig Dofednod yn cael eu haddasu (rheoliad 3(16) a (17)).

23. Mae'r amodau cyffredinol ar gyfer marchnata cig ffres a nodir yn rheoliad 14 o'r Rheoliadau Cig Dofednod yn cael eu haddasu (rheoliad 3(18)).

24. Mae'r dyletswyddau a osodir ar feddianwyr safleoedd cig dofednod trwyddedig gan reoliad 18 o'r Rheoliadau Cig Dofednod yn cael eu haddasu (rheoliad 3(19)).

25. Mae'r cosbau am dorri rheoliad a gynhwysir yn rheoliad 20 o'r Rheoliadau Cig Dofednod yn cael eu rhesymoli (rheoliad 3(20)).

26. Mae rheoliad 23 o'r Rheoliadau Cig Dofednod yn cael ei ddiwygio er mwyn peri mai'r awdurdod bwyd perthnasol (mewn perthynas ag unrhyw le heblaw safleoedd trwyddedig) sy'n gyfrifol am orfodi (rheoliad 3(21)). Mae diwygiad pellach i reoliad 23 yn cyflwyno pŵer newydd i'r Asiantaeth ardystio nad yw cig wedi'i gynhyrchu, ei storio na'i gludo yn unol â'r Rheoliadau. Mae cig a ardystir yn y modd hwn, yn cael ei drin at ddibenion adran 9 o Ddeddf Diogelwch Bwyd 1990 fel pe bai'n methu â chydymffurfio â'r gofynion ynghylch diogelwch bwyd (rheoliad 3(22)), gyda'r canlyniad y gellir ei gipio ac y gellid, o bosibl, cael gwared arno.

27. Mae'r Rheoliadau hyn yn diwygio Rheoliadau Cynhyrchion Cig (Hylendid) 1994 er mwyn rhoi pwerau gorfodi ehangach mewn perthynas â'r Rheoliadau hyn yng ngoleuni Cyfarwyddeb y Cyngor [77/99/EEC](#) ar broblemau iechyd sy'n effeithio ar y fasnach o fewn y Gymuned mewn cynhyrchion cig (OJ Rhif L26, 31.1.77, t.85).

28. Yn benodol, mae'r Rheoliadau hyn yn diwygio'r diffiniad o "combined premises" ym mharagraff (1) o reoliad 2 (dehongli) o'r Rheoliadau Cynhyrchion Cig (rheoliad 4(3)).

29. Mae'r Rheoliadau hyn yn diwygio rheoliad 3 o'r Rheoliadau Cynhyrchion Cig (amgylchiadau nad yw'r Rheoliadau hynny yn gymwys odanynt) ac yn gosod rhwymedigaethau newydd ar bersonau sy'n ymgymryd â gweithgareddau a fyddai fel arall yn esempt (rheoliad 4(4) a (5)).

30. Maent yn gosod gofynion diwygiedig mewn perthynas â chymeradwyo safleoedd cynhyrchion cig. Maent yn gosod gofyniad newydd fod rhaid hysbysu'r Asiantaeth os newidir y sawl sydd â chyfrifoldebau rheoli a chyfrifoldebau tebyg mewn perthynas â meddiannydd y safle cynhyrchion cig sydd eisoes wedi'i gymeradwyo o dan y Rheoliadau Cynhyrchion Cig ("safleoedd cynhyrchion cig a gymeradwywyd") (rheoliad 4(6) i (8)).

31. Mae'r Rheoliadau hyn yn diwygio'r meini prawf y gall yr Asiantaeth ddiddymu cymeradwyaethau a roddwyd o dan y Rheoliadau Cynhyrchion Cig odanynt (rheoliad 4(9) i (11)).

32. Mae pŵer newydd i atal cymeradwyaethau a roddwyd o dan y Rheoliadau Cynhyrchion Cig yn cael ei greu (rheoliad 4(12)).

33. Mae'r Rheoliadau hyn yn diwygio'r amodau sy'n llywodraethu apelau yn erbyn penderfyniadau a gymerir gan yr awdurdod cymeradwyo mewn perthynas â chymeradwyaethau o dan y Rheoliadau Cynhyrchion Cig (rheoliad 4(13) a (14)).

34. Bydd meddianwyr safleoedd cynhyrchion cig sydd wedi'u cymeradwyo ar hyn o bryd bellach yn gorfod rhoi eu henw a'u prif gyfeiriad busnes i'r awdurdod cymeradwyo ynghyd ag enw pob un o'u cyfarwyddwyr a'u rheolwyr o fewn tri mis o'r dyddiad y bydd y Rheoliadau hyn yn dod i rym (rheoliad 4(15)).

35. Mae rheoliad 19 o'r Rheoliadau Cynhyrchion Cig (goruchwylio a gorfodi) wedi'i ddiwygio fel bod unrhyw gynnyrch cig a ardystir yn unol â'r ddarpariaeth yn y paragraff (4) neu (5) newydd ynddo yn cael ei drin at ddibenion adran 9 o Ddeddf Diogelwch Bwyd 1990 fel pe bai'n methu â chydymffurfio â'r gofynion ynghylch diogelwch bwyd (rheoliad 4(16)) gyda'r canlyniad y gellir ei gipio ac y gellid, o bosibl, cael gwared arno.

36. Mae'r Rheoliadau hyn yn mewnosod rheoliad newydd yn y Rheoliadau Cynhyrchion Cig (rheoliad 19A). Mae hyn yn galluogi swyddogion awdurdodedig yr awdurdod gorfodi priodol i wahardd defnyddio unrhyw ran o safle cynhyrchion cig a gymeradwywyd ac i reoli neu wahardd sut y mae proses yn cael ei chyflawni (rheoliad 4(17)).

37. Mae rheoliad 21 o'r Rheoliadau Cynhyrchion Cig (cymhwyso amryw o adrannau Deddf Diogelwch Bwyd 1990) yn cael ei ddiwygio fel bod adran 9 ohoni, gydag addasiadau, yn gymwys iddynt (rheoliad 4(18)).

38. Mae'r Rheoliadau hyn yn diwygio Rheoliadau Briwgig a Pharatoadau Cig (Hylendid) 1995 (O.S. 1995/3205, fel y'i diwygiwyd) ("y Rheoliadau Briwgig") er mwyn rhoi pwerau gorfodi ehangach mewn perthynas â'r Rheoliadau hyn yng ngoleuni Cyfarwyddeb y Cyngor 94/65/EEC sy'n nodi'r gofynion ar gyfer cynhyrchu briwgig a pharatoadau cig a'u gosod ar y farchnad (OJ Rhif L368, 31.12.94, t.10).

39. Yn benodol, mae'r Rheoliadau hyn yn diwygio'r diffiniad o "combined premises" ym mharagraff (1) o reoliad 2 (dehongli) o'r Rheoliadau Briwgig (rheoliad 5(3)).

40. Mae'r Rheoliadau hyn yn diwygio rheoliad 3 o'r Rheoliadau Briwgig (amgylchiadau nad yw'r rheoliadau hynny yn gymwys odanynt) ac yn gosod rhwymedigaethau newydd ar bersonau sy'n ymgymryd â gweithgareddau a fyddai fel arall yn arwain at esemptiad (rheoliad 5(4) a (5)).

41. Maent yn gosod gofynion diwygiedig mewn perthynas â chymeradwyo safleoedd i'w defnyddio ar gyfer cynhyrchu briwgig a pharatoadau cig penodol. Maent yn gosod gofyniad newydd fod rhaid hysbysu'r awdurdod cymeradwyo os newidir y sawl sydd â chyfrifoldebau rheoli a chyfrifoldebau tebyg mewn perthynas â safle sydd eisoes wedi'i gymeradwyo o dan y Rheoliadau Briwgig ("safleoedd briwgig a gymeradwywyd") (rheoliad 5(6) a (7)).

42. Mae'r Rheoliadau hyn yn diwygio'r meini prawf y gall yr awdurdod cymeradwyo ddiddymu cymeradwyaethau a roddwyd o dan y Rheoliadau Briwgig odanynt (rheoliad 5(8) i (10)).

43. Mae pŵer newydd i atal cymeradwyaethau a roddwyd o dan y Rheoliadau Briwgig yn cael ei greu (rheoliad 5(11)).

44. Mae'r Rheoliadau hyn yn diwygio'r amodau sy'n llywodraethu apelau yn erbyn penderfyniadau a gymerir gan yr awdurdod cymeradwyo mewn perthynas â chymeradwyaethau a roddir o dan y Rheoliadau Briwgig (rheoliad 5(12) a (13)).

45. Bydd meddianwyr safleoedd briwgig sydd wedi'u cymeradwyo ar hyn o bryd bellach yn gorfod rhoi eu henw a'u prif gyfeiriad busnes i'r awdurdod cymeradwyo ynghyd ag enw pob un o'u cyfarwyddwyr a'u rheolwyr o fewn tri mis o'r dyddiad y bydd y Rheoliadau hyn yn dod i rym (rheoliad 5(14)).

46. Mae rheoliad 12 o'r Rheoliadau Briwgig (goruchwyllo a gorfodi) yn cael ei ddiwygio fel bod unrhyw friwgig neu baratoad cig a ardystir yn unol â'r ddarpariaeth yn y paragraff (8) neu (9) newydd ynddo yn cael ei drin at ddibenion adran 9 o Ddeddf Diogelwch Bwyd 1990 fel pe bai'n methu â chydymffurfio â'r gofynion ynghylch diogelwch bwyd (rheoliad 5(15)), gyda'r canlyniad y gellir ei gipio ac y gellid, o bosibl, cael gwared arno.

47. Mae'r Rheoliadau hyn yn mewnosod rheoliad newydd yn y Rheoliadau Briwgig (rheoliad 12A). Mae hyn yn galluogi swyddogion awdurdodedig yr awdurdod gorfodi priodol i wahardd defnyddio unrhyw offer neu unrhyw ran o safle briwgig a gymeradwywyd ac i reoli neu wahardd sut y mae proses yn cael ei chyflawni (rheoliad 5(16)).

48. Mae diwygiadau canlyniadol yn cael eu gwneud i Rheoliadau Tribiwnlysoedd Apelau Hylendid Cig (Gweithdrefn) 1992 (O.S. 1992/2921, fel y'i diwygiwyd eisoes) (rheoliad 6) a Rheoliadau Cynhyrchion sy'n Deillio o Anifeiliaid (Mewnforio ac Allforio) 1996 (O.S. 1996/3124 fel y'i diwygiwyd eisoes) (rheoliad 7). Gwneir y diwygiadau olaf hyn drwy ddibynnu ar adran 2(2) o Ddeddf Cymunedau Ewrop 1972 (1972 p.68).

Statws *This is the original version (as it was originally made).*

49. Mae arfarniad rheoliadol wedi'i baratoi ar gyfer y Rheoliadau hyn a gellir cael copïau o'r asesiad oddi wrth Asiantaeth Safonau Bwyd Cymru, Llawr 1, Southgate House, Wood Street, Caerdydd CF10 1EN.