

**Statws** This is the original version (as it was originally made). Dim ond ar ei ffurf wreiddiol y mae'r eitem hon o ddeddfwriaeth ar gael ar hyn o bryd.

### ATODLEN 3

Rheoliadau 5(c) ac 8(3)

#### FFURF GWRTH-HYSBYSIAD

#### DEDDF CYFUNDALIAD A DIWYGIO CYFRAITH LESDDALIAD 2002 Gwrth-hysbysiad

At

To

[enw a chyfeiriad] (Gweler Nodyn 1 isod)

[name and address] (See Note 1 below)

#### Naill ai

#### Either

1.1 Yr wyf yn darbyn, ar

1.1 I admit that, on

/ /

[rhwyb y dyddiad y rhoddydd yf hysbysiad hawlio  
(Gweler Nodyn 2 isod)].

[insert date on which claim notice was given (See  
Note 2 below)].

had gan

[rhwyb enw'r cwmni a roddodd yr hysbysiad hawlio]

[insert name of company by which claim notice was  
given]

("y cwmni") yr awdurdod i gaffael yr hawl i reulir  
langre a nodir yn yr hysbysiad.

("the company") was entitled to acquire the right to  
manage the premises specified in the claim notice.

Ydwyf. Tichych os yw'r datganiad uchod yn  
gymwys ac ewch i baragraff 2.  
(Gweler Nodyn 3 isod)

Yes. Tick if the statement above applies and  
proceed to paragraph 2. (See Note 3 below)

#### Neu

#### Or

1.2 Yr wyf yn honni, oherwydd

1.2 I allege that, by reason of

[nodwch pa ddeddfwriaeth ym Mhermod 1 a Ran 2 o  
Ddeddf Cyfundaliad a Diwygio Cyfraith  
Lesddaliad 2002 yr ydych yn dibynnu arni]

[specify provision of Chapter 1 of Part 2 of  
the Commonhold and Leasehold Reform Act  
2002 relied on]

**Statws** This is the original version (as it was originally made). Dim ond ar ei ffurf wreiddiol y mae'r eitem hon o ddeddfwriaeth ar gael ar hyn o bryd.

ar on  
 / /  
 [rhowch y dyddiad y rhoddwyd yr hysbysiad hawlio (Gweler Nodyn 2 isod)] nad oedd gan [insert date on which claim notice was given (See Note 2 below)]

[rhowch enw'r cwmni a roddodd yr hysbysiad hawlio] [insert name of company by which claim notice was given]

("y cwmni") yr awdurdod i gaffael yr hawl i reoli'r fangre a nodir yn yr hysbysiad hawlio. ("the company") was not entitled to acquire the right to manage the premises specified in the claim notice.

Ydwyf. [Tichwch os yw'r datganiad ym mharagraff 1.2 yn gymwys]. Yes. [Tick if the statement in paragraph 1.2 applies.](See Note 3 below)

2. Os cafodd y cwmni un gwrth-hysbysiad neu fwy sy'n cynnwys datganiad fel yr un a grybwyllir ym mharagraff (b) o is-adran (2) o adran 84 o Ddeddf Cyfunddaliad a Diwygio Cyfraith Lesddaliad 2002, caiff y cwmni gyflwyno cais i ddiolwngys priso lesddaliad iddo benderfynu bod gan y cwmni, ar y dyddiad y rhoddwyd yr hysbysiad o hawliad, yr awdurdod i gaffael yr hawl i reoli'r fangre a bennir yn yr hysbysiad hawlio (Gweler Nodyn 4 isod). 2. If the company has been given one or more counter-notices containing such a statement as is mentioned in paragraph (b) of subsection (2) of section 84 of the Commonhold and Leasehold Reform Act 2002, the company may apply to a leasehold valuation tribunal for a determination that, on the date on which notice of the claim was given, the company was entitled to acquire the right to manage the premises specified in the claim notice (See Note 4 below).

3. Os cafodd y cwmni un gwrth-hysbysiad neu fwy sy'n cynnwys datganiad fel yr un a grybwyllir ym mharagraff (b) o is-adran (2) o adran 84 o Ddeddf Cyfunddaliad a Diwygio Cyfraith Lesddaliad 2002, ni chaff y cwmni yr hawl i reoli'r fangre hynny -  
 (a) oni phenderfynir yn derfynol ar gais i ddiolwngys priso lesddaliad bod yr awdurdod gan y cwmni i gaffael yr hawl i reoli'r fangre; neu  
 (b) onid yw'r person a roddodd y gwrth-hysbysiad, neu'r personau a roddodd y gwrth-hysbysadau, yn cytuno'n ysgrifenedig fod gan y cwmni yr awdurdod hwnnw. (Gweler Nodyn 5 isod) 3. If the company has been given one or more counter-notices containing such a statement as is mentioned in paragraph (b) of subsection (2) of section 84 of the Commonhold and Leasehold Reform Act 2002, the company does not acquire the right to manage those premises unless-  
 (a) on an application to a leasehold valuation tribunal, it is finally determined that the company was entitled to acquire the right to manage the premises; or  
 (b) the person by whom the counter notice was given agrees, or the persons by whom the counter-notices were given agree, in writing that the company was so entitled. (See Note 5 below)

**Naill ai** **Either**  
 Llofnodwyd: Signed:

[Llofnod y person y cyflwynwyd yr hysbysiad hawlio iddo, neu ei asiant.] [Signature of person on whom claim notice served, or of agent of such person.]

[Dim ond os yw'n gymwys] Asiant awdurdodedig fel y bo'n briodol [Only complete if applicable] Duly authorised agent of

[Llofnod y person y cyflwynwyd yr hysbysiad hawlio iddo.] [insert name of person on whom claim notice served]

**Statws** This is the original version (as it was originally made). Dim ond ar ei ffurf wreiddiol y mae'r eitem hon o ddeddfwriaeth ar gael ar hyn o bryd.

Cyfeiriad:

Address:

[Rhowch y cyfeiriad y dylid anfon unrhyw gyfathrebu yn y dyfodol ynghylch y pwnc hwn]

[Give the address to which future communications relating to the subject-matter of the notice should be sent]

/ /

[Dyddiad (Gweler nodyn 2 isod)]

[Date (Sec note 2 below)]

**Neu**

**Or**

Llofnodwyd drwy awdurdod y cwmni y rhoddir yr hysbysiad hwn ar ei ran

Signed by authority of the company on whose behalf this notice is given

[Llofnod aelod neu swyddog awdurdodedig]

[Signature of authorised member or officer]

Mae'r person a lofnododd uchod yn:

The person whose signature is above is a:

Gyfarwyddwr	<input type="checkbox"/>	Director
Ysgrifennydd Cwmni	<input type="checkbox"/>	Company Secretary
Gyfarwyddwr Rheoli	<input type="checkbox"/>	Managing Director
Briif Weithredwr	<input type="checkbox"/>	Chief Executive
Aelod neu swyddog awdurdodedig eraill	<input type="checkbox"/>	Other authorised member or officer

yn y cwmni.

of the company.

Cyfeiriad

Address

[Rhowch y cyfeiriad y dylid anfon unrhyw gyfathrebu yn y dyfodol ynghylch y pwnc hwn]

[Give the address to which future communications relating to the subject-matter of the notice should be sent]

/ /

[Rhowch y dyddiad (Gweler Nodyn 2 isod)]

[Insert Date (Sec Note 2 below)]

*Statws* This is the original version (as it was originally made). Dim ond ar ei ffurf wreiddiol y mae'r eitem hon o ddeddfwriaeth ar gael ar hyn o bryd.

## NODIADAU : NOTES

1. Mae'r gwrth-hysbysiad i'w roi i'r cwmni a roddodd yr hysbysiad hawlio (hysbysiad yn y ffurf a nodir yn Aroddlen 2 i Reoliadau'r Hawl i Reoli (Manylion a Ffurff Rhagnodedig) (Cymru) 2004 o hawliad i arfer yr hawl i reoli mangre penodedig). Rhoddir enw a chyfeiriad y cwmni yn yr hysbysiad hwnnw.  
1. The counter-notice is to be given to the company that gave the claim notice (a notice in the form set out in Schedule 2 to the Right to Manage (Prescribed Particulars and Forms) (Wales) Regulations 2004 of a claim to exercise the right to manage specified premises). The company's name and address are given in that notice.
2. Rhaid defnyddio ffigurau ac nid geiriau am bob dyddiad - ee byddai 12 Mexti 2004 yn 12/9/2004.  
2. All dates must be completed using numbers not words - eg 12 September 2004 would be 12/9/2004.
3. Rhaid i'r hysbysiad gynnwys datganiad naill ai (a) yn derbyn bod gan y cwmni RTM ar y dyddiad perthnasol yr awdurdod i gaffael yr hawl i reol mangre a bennir yn y hysbysiad hawlio (fel y nodir ym mharagraff 1.1) neu (b) yn honni oherwydd darpariaeth benodol ym Mhennod 1 o Ran 2 o Ddeddf Cyfundaliad a Diwygio Cyfraith Prydlesi 2002 ("Deddf 2002"), nad oedd awdurdod o'r fath gan y cwmni RTM ar y dyddiad hwnnw (fel y nodir ym mharagraff 1.2).  
3. The notice must contain a statement either (a) admitting that the RTM company was on the relevant date entitled to acquire the right to manage the premises specified in the claim notice (as set out in paragraph 1.1) or (b) alleging that, by reason of a specified provision of Chapter 1 of Part 2 of the Commonhold and Leasehold Reform Act 2002 ("the 2002 Act"), the RTM company was on that date not so entitled (as set out in paragraph 1.2).
4. Rhaid gwneud cais i driwiniys priso lesddaliad o fewn cyfnod o ddau fis sy'n dechrau ar y diwrnod y rhoddir y gwrth-hysbysiad (neu, os oes mwy nag un, y gwrth-hysbysiad diwethaf).  
4. An application to a leasehold valuation tribunal must be made within the period of two months beginning with the day on which the counter-notice (or, where more than one, the last of the counter-notices) was given.
5. I weld pryd y penderfynir cais yn derfynol, gweler adran 84(7) ac (8) o Ddeddf Cyfundaliad a Diwygio Cyfraith Lesddaliad 2002.  
5. For the time at which an application is finally determined, see section 84(7) and (8) of the Commonhold and Leasehold Reform Act 2002.