



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2008 Rhif 420 (Cy.39)

2008 No. 420 (W.39)

AMAETHYDDIAETH, CYMRU

AGRICULTURE, WALES

Gorchymyn Bwrdd Ardollau
Cymru 2008

The Welsh Levy Board Order
2008

NODYN ESBONIADOL

EXPLANATORY NOTE

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

(This note is not part of the Order)

Mae'r Gorchymyn hwn yn creu corff newydd, Bwrdd Ardollau Cymru ("y Bwrdd") sydd â swyddogaethau a dyletswyddau yn ymwneud â'r diwydiannau cig eidion, cig defaid a chig moch yng Nghymru. Mae'r Gorchymyn yn cynnwys darpariaethau ar gyfer cyfansoddiad a thrafodion y Bwrdd.

This Order creates a new body, the Welsh Levy Board ("the Board") which has functions and duties relating to the beef, sheep and pig industries in Wales. The Order contains provisions for the constitution and proceedings of the Board.

Caiff y Bwrdd godi tollau mewn perthynas â phob un o'r diwydiannau (erthygl 6). Gosodir y manylion am dalu'r ardollau, a mwyafswm yr ardoll a ganiateir, yn Atodlen 3. O dan yr Atodlen honno, mae methu â gwneud datganiad niferoedd mewn perthynas ag ardoll yn dramgwydd.

The Board may raise levies relating to each industry (article 6). Details of payment of the levies, and the maximum permitted levy, are set out in Schedule 3. Under that Schedule, failure to make a return relating to a levy is an offence.

Os bydd nifer gosodedig o rai sy'n talu'r ardollau yn galw am hynny, rhaid i'r Bwrdd gynnal pleidlais ar a ddylai'r system ardollau barhau (erthyglau 11 a 12).

If demanded by a set number of levy payers, the Board must hold a ballot on whether or not the levy system should continue (articles 11 and 12).

Mae yna dramgwyddau yn ymwneud â darparu gwybodaeth i Fwrdd Ardollau Cymru a chadw cofnodion (erthygl 14).

There are offences relating to the provision of information to the Welsh Levy Board and record-keeping (article 14).

Y gosb am dorri'r Gorchymyn yw dirwy heb fod yn uwch na lefel 5 ar y raddfa safonol (£5,000 ar hyn o bryd).

The penalty for breach of the Order is a fine not exceeding level 5 on the standard scale (currently £5,000).

Mae asesiad rheoleiddiol llawn o'r effaith y bydd yr offeryn hwn yn ei gael ar gael gan Lywodraeth Cynulliad Cymru, Parc Cathays, Caerdydd, CF10 3NW.

A full regulatory appraisal of the effect that this instrument will have is available from the Welsh Assembly Government, Cathays Park, Cardiff CF10 3NW.

2008 Rhif 420 (Cy.39)

AMAETHYDDIAETH, CYMRU

**Gorchymyn Bwrdd Ardollau
Cymru 2008**

Gwnaed 19 Chwefror 2008

Yn dod i rym yn unol ag erthygl 1

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Ardollau Cymru

2008 No. 420 (W.39)

AGRICULTURE, WALES

**The Welsh Levy Board Order
2008**

Made 19 February 2008

Coming into force in accordance with article 1

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Mae Gweinidogion Cymru drwy arfer y pwerau a freiniwyd ynddynt hwy(1) yn gwneud y Gorchymyn a ganlyn o dan y darpariaethau a ganlyn o Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006(2)—

adrannau 87 i 90 a 97(1) a (2);

Paragraffau 5 i 11 o Atodlen 8; ac

Atodlenni 9 a 10.

Ac o dan adran 146A o Ddeddf Llywodraeth Cymru 1998(3).

Mae Gweinidogion Cymru wedi ymgynghori â chyrrff sy'n ymddangos iddynt hwy eu bod yn cynrychioli buddiannau yr effeithir arnynt yn sylweddol gan y Gorchymyn hwn fel sy'n ofynnol gan adran 97(5) o'r Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006.

Yn unol ag adran 97 o'r Ddeddf honno, mae drafft o'r Gorchymyn hwn wedi ei osod gerbron Cynulliad Cenedlaethol Cymru ac wedi ei gymeradwyo trwy benderfyniad Cynulliad Cenedlaethol Cymru.

Enwi a chychwyn

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Bwrdd Ardollau Cymru 2008.

(2) Mae erthyglau 2, 3(1) a (2), 4, 5, 8, 9 a 10 ac Atodlen 2 yn dod i rym y diwrnod ar ôl i'r Gorchymyn hwn gael ei wneud.

(3) Mae gweddill y Gorchymyn yn dod i rym ar 1 Ebrill 2008.

Cwmpas

2.—(1) Mae'r Gorchymyn hwn yn ymwneud â —

(a) y diwydiant cig eidion a chig defaid yng Nghymru; a

(b) y diwydiant moch yng Nghymru.

(2) At y dibenion hyn:

The Welsh Ministers in exercise of the powers vested in them(1) make the following Order under the following provisions of the Natural Environment and Rural Communities Act 2006 (2)—

sections 87 to 90 and 97(1) and (2);

paragraphs 5 to 11 of Schedule 8; and

Schedules 9 and 10.

And section 146A of the Government of Wales Act 1998(3).

The Welsh Ministers have consulted with such organisations as appear to them to be representative of interests substantially affected by this Order as required by section 97(5) of the Natural Environment and Rural Communities Act 2006.

A draft of this Order was laid before the National Assembly for Wales under section 97 of that Act and has been approved by a resolution of the National Assembly for Wales.

Title and commencement

1.—(1) The title of this Order is the Welsh Levy Board Order 2008.

(2) Articles 2, 3(1) and (2), 4, 5, 8, 9 and 10 and Schedule 2 come into force the day after this Order is made.

(3) The remainder of the Order comes into force on 1 April 2008.

Scope

2.—(1) This Order relates to—

(a) the beef and sheep industry in Wales; and

(b) the pig industry in Wales.

(2) For these purposes—

(1) Mae'r swyddogaethau a roddwyd i Gynulliad Cenedlaethol Cymru yn Neddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 yn arferadwy gan Weinidogion Cymru yn rhinwedd paragraff 30 o Atodlen 11 i Ddeddf Llywodraeth Cymru 2006.

(2) 2006 p.16.

(3) 1998 p.38.

(1) Functions conferred on the National Assembly for Wales in the Natural Environment and Rural Communities Act 2006 are exercisable by the Welsh Ministers by virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006.

(2) 2006 c.16.

(3) 1998 c.38.

ystyr "diwydiant cig eidion a chig defaid" ("*beef and sheep industry*") yw pob gweithgaredd sy'n rhan o gynhyrchu, prosesu, marchnata a dosbarthu—

- (a) gwartheg a defaid, gan gynnwys cynnal lladd-dai ac arwerthiannau a marchnadoedd gwartheg a defaid;
- (b) cig a chynhyrchion cig (heblaw llaeth a chynhyrchion llaeth) sy'n deillio o wartheg a defaid;

ystyr "diwydiant moch" ("*pig industry*") yw pob un o'r gweithgareddau sy'n rhan o gynhyrchu, prosesu, marchnata a dosbarthu moch neu gynhyrchion moch, gan gynnwys cynnal lladd-dai ac arwerthiannau a marchnadoedd moch;

(3) Mae cyfeiriad yn y Rheoliadau hyn at "diwydiant" ("*industry*") yn gyfeiriad at un neu fwy o'r diwydiannau hyn.

Sefydlu Bwrdd Ardollau Cymru

3.—(1) Drwy hyn sefydlir corff o'r enw Bwrdd Ardollau Cymru.

(2) Ei ddibenion yw—

- (a) cynyddu effeithlonrwydd neu gynhyrchiant yn y diwydiant;
- (b) gwella marchnata yn y diwydiant;
- (c) gwella neu ddatblygu gwasanaethau y mae'r diwydiant yn eu darparu i'r gymuned neu y gallai eu darparu iddi; ac
- (ch) gwella'r ffyrdd y mae diwydiant o'r fath yn cyfrannu at ddatblygu cynaliadwy.

(3) Ei swyddogaethau yw darparu unrhyw rai o'r gwasanaethau a bennir yn Atodlen 1 (swyddogaethau Bwrdd Ardollau Cymru).

Cyfansoddiad etc. Bwrdd Ardollau Cymru

4. Mae Atodlen 2 (cyfansoddiad a thrafodion Bwrdd Ardollau Cymru) yn cael ei heffaith.

Gweithredu drwy is-gwmnïau a chwmnïau eraill

5.—(1) Caiff Bwrdd Ardollau Cymru sefydlu neu gaffael is-gwmni ar gyfer pob un o'r diwydiannau o fewn cwmpas y Gorchymyn hwn a chaiff sefydlu neu gaffael y fath is-gwmnïau eraill a ddichon fod yn gydnaws neu'n gysylltiedig â'i swyddogaethau, ac mae cyfeiriad at is-gwmni yn y Gorchymyn hwn yn gyfeiriad at gwmni o'r fath.

(2) Caiff Bwrdd Ardollau Cymru ddirprwyo unrhyw rai o'i swyddogaethau yn Atodlen 1 i is-gwmni neu gwmni arall ond ni fydd unrhyw drefniant o'r fath yn effeithio ar gyfrifoldebau Bwrdd Ardollau Cymru o dan y Gorchymyn hwn.

"beef and sheep industry" ("*diwydiant cig eidion a chig defaid*") means all the activities comprised in the production, processing, marketing and distribution of—

- (a) cattle and sheep, including the carrying on of slaughterhouses and cattle and sheep auctions and markets;
- (b) meat and meat products (other than milk and milk products) from cattle and sheep;

"pig industry" ("*diwydiant moch*") means all the activities comprised in the production, processing, marketing and distribution of pigs or pig products, including the carrying on of slaughterhouses and pig auctions and markets;

(3) A reference in these Regulations to "industry" ("*diwydiant*") is a reference to one or more of these industries.

Establishment of the Welsh Levy Board

3.—(1) A body called the Welsh Levy Board is established.

(2) Its purposes are—

- (a) increasing efficiency or productivity in the industry;
- (b) improving marketing in the industry;
- (c) improving or developing services that the industry provides or could provide to the community; and
- (d) improving the ways in which the industry contributes to sustainable development.

(3) Its functions are the provision of any of the services specified in Schedule 1 (functions of the Welsh Levy Board).

Constitution etc. of the Welsh Levy Board

4. Schedule 2 (constitution and proceedings of the Welsh Levy Board) has effect.

Acting through subsidiaries and other companies

5.—(1) The Welsh Levy Board may establish or acquire a subsidiary company for each of the industries within the scope of this Order and may establish or acquire such other subsidiary companies as may be conducive or incidental to its functions, and a reference to a subsidiary company in this Order is a reference to such a company.

(2) The Welsh Levy Board may delegate any of its functions in Schedule 1 to a subsidiary or other company but any such arrangement will not affect the responsibilities of the Welsh Levy Board under this Order.

Ardollau

6.—(1) Caiff Bwrdd Ardollau Cymru osod ardoll i'w alluogi i ddarparu gwasanaethau ar gyfer pob un o'r diwydiannau a gwmpesir gan y Gorchymyn hwn, ac mae Atodlen 3 yn cael ei heffaith.

(2) Rhoddir yr holl ffigurau yn yr Atodlen honno heb gynnwys TAW.

(3) Diben yr ardollau yw galluogi Bwrdd Ardollau Cymru i

- (a) diwallu ei gostau wrth ddarparu unrhyw wasanaeth a bennir yn Atodlen 1;
- (b) diwallu ei dreuliau gweinyddol;
- (c) hybu diben yn erthygl 3(2);
- (ch) sefydlu cronfa wrth gefn.

(4) Os yw cyfradd yr ardoll (ac unrhyw gyfradd uwch am dalu'r ardoll yn hwyr) yn uwch na'r gyfradd briodol a osodir ym mharagraff 1(8) o Atodlen 3 Rhan 2 i'r Gorchymyn hwn, rhaid i'r cyfryw gyfradd o ardoll (ac unrhyw gyfradd uwch am dalu'r ardoll yn hwyr) gael ei chymeradwyo ymlaen llaw gan Weinidogion Cymru.

(5) Caiff Bwrdd Ardollau Cymru ddirprwyo casglu'r ardoll i is-gwmni neu gwmni enwebedig.

(6) Ni cheir defnyddio ardoll a godir mewn perthynas â diwydiant ond mewn perthynas â'r diwydiant hwnnw.

Amcangyfrifon

7.—(1) Os bydd unrhyw berson sydd dan rwymedigaeth i dalu ardoll yn methu â hysbysu Bwrdd Ardollau Cymru neu is-gwmni neu gwmni enwebedig o'r wybodaeth a bennir yn Atodlen 3 erbyn y dyddiad gosodedig a bennir yn yr Atodlen honno, caiff Bwrdd Ardollau Cymru neu'r is-gwmni neu'r cwmni enwebedig amcangyfrif swm y dylid bod wedi ei hysbysu, a hysbysu'r person hwnnw o'r amcangyfrif.

(2) Os yw'r person yn methu â gwneud datganiad niferoedd o fewn 28 niwrnod o gael hysbysiad o amcangyfrif fe ddaw dan rwymedigaeth i dalu ardoll ar yr amcangyfrif hwnnw.

(3) Caiff Bwrdd Ardollau Cymru ddarparu fod cyfradd uwch o ardoll yn daladwy ar y swm a amcangyfrifwyd, ond ni chaiff y swm hwnnw fod yn uwch na'r cyfraddau uchaf y darperir ar eu cyfer yn Atodlen 3.

Ffioedd am wasanaethau

8. Caiff Bwrdd Ardollau Cymru, neu unrhyw is-gwmni neu gwmni arall, godi ffioedd sy'n ymddangos yn rhesymol i Fwrdd Ardollau Cymru neu i'r is-gwmni atodol neu'r cwmni enwebedig am unrhyw

Levies

6.—(1) The Welsh Levy Board may impose a levy to enable it to provide services for each industry covered by this Order, and Schedule 3 has effect.

(2) All figures in that Schedule exclude VAT.

(3) The levies are to enable the Welsh Levy Board to—

- (a) cover its costs in providing any of the services specified in Schedule 1;
- (b) meet its administrative expenses;
- (c) further a purpose in article 3(2);
- (d) establish a reserve fund.

(4) If the rate of levy (and any higher rate for late payment of the levy) exceeds the appropriate rate set out at paragraph 1(8) of Schedule 3 Part 2 of this Order such rate of levy (and any higher rate for late payment of the levy) must be approved in advance by the Welsh Ministers.

(5) The Welsh Levy Board may delegate the collection of levy to a subsidiary company or a nominated company.

(6) Levy raised in relation to an industry may only be used in relation to that industry.

Estimates

7.—(1) If any person liable to pay levy fails to notify the Welsh Levy Board or a subsidiary or nominated company of the information specified in Schedule 3 by the due date specified in that Schedule, the Welsh Levy Board or the subsidiary or nominated company may estimate the amount that should have been notified, and notify the person of the estimate.

(2) If the person fails to make a return within 28 days of notification of the estimate he or she becomes liable to pay levy on that estimate.

(3) The Welsh Levy Board may provide that a higher rate of levy is payable on the estimated amount, but that higher rate may not exceed the maximum rates provided for in Schedule 3.

Charges for services

8. The Welsh Levy Board, or any subsidiary or other company, may make such charges for any services in addition to the services referred to in article 6 as appear to the Welsh Levy Board or subsidiary or nominated

wasanaethau yn ychwanegol at y gwasanaethau y cyfeirir atynt yn erthygl 6.

Cronfeydd wrth gefn etc.

9. Caiff Bwrdd Ardollau Cymru—

- (a) sefydlu a chynnal cronfa wrth gefn at ddibenion ei swyddogaethau; a
- (b) cymryd benthyg arian ac arwystlo tir.

Pwerau cysylltiedig

10.—(1) Caiff Bwrdd Ardollau Cymru wneud unrhyw beth a ymddengys iddo ef yn gydnaws â neu'n gysylltiedig â chyflawni ei swyddogaethau.

(2) Yn benodol caiff—

- (a) gwneud cytundebau;
- (b) caffael neu waredu eiddo;
- (c) codi arian drwy gyfraniadau gwirfoddol; ac
- (ch) derbyn rhoddion.

Cynnal pleidlais

11.—(1) Caiff Bwrdd Ardollau Cymru gynnal pleidlais ar unrhyw adeg ar a ddylai ardoll barhau ai peidio.

(2) Rhaid iddo wneud hynny os yw, o fewn cyfnod o dri mis, yn cael un neu fwy o geisiadau i gynnal pleidlais wedi'i lofnodi gan o leiaf 5% o bersonau sydd â hawl i bleidleisio mewn pleidlais.

(3) Cyfrifir y cyfnod o dri mis o ddiwrnod cyntaf unrhyw fis.

(4) Ni chaniateir cynnal pleidlais ar yr un ardoll ar gais personau sydd â hawl i bleidleisio yn amlach na phob 5 mlynedd.

(5) Nid yw cais i gynnal pleidlais yn ddilys os caiff ei wneud cyn 1 Ebrill 2012.

(6) Rhaid i Fwrdd Ardollau Cymru hysbysu Gweinidogion Cymru ar unwaith o ganlyniad pleidlais, ond nid yw Gweinidogion Cymru yn rhwym wrth y canlyniad.

company to be reasonable.

Reserve funds etc.

9. The Welsh Levy Board may—

- (a) establish and maintain a reserve fund for the purposes of its functions; and
- (b) borrow money and charge property.

Incidental Powers

10.—(1) The Welsh Levy Board may do anything that appears to it to be conducive or incidental to the discharge of its functions.

(2) In particular it may—

- (a) enter into agreements;
- (b) acquire or dispose of property;
- (c) raise funds by means of voluntary contributions; and
- (d) accept gifts.

Ballots

11.—(1) The Welsh Levy Board may hold a ballot at any time on whether or not a levy should continue.

(2) It must do so if it receives within a three month period one or more requests for a ballot signed by at least 5% of persons entitled to vote in a ballot.

(3) The three month period is calculated from the first day of any month.

(4) The maximum frequency with which ballots for the same levy can be held at the request of persons entitled to vote is 5 years.

(5) A request for a ballot is not valid if it is made before 1 April 2012.

(6) The Welsh Levy Board must immediately inform the Welsh Ministers of the result of a ballot, but the Welsh Ministers are not bound by the result.

Pwy sydd â phleidlais

12.—(1) Mae gan y canlynol yr hawl i bleidleisio mewn perthynas â'r ardoll.

Who can vote

12.—(1) The following are entitled to vote in relation to the levy.

Pleidleiswyr		Voters	
Ardoll	Pleidleiswyr a chategoriâu	Levy	Voters and categories
Moch	Unrhyw berson sy'n cadw moch yng Nghymru	Pigs	Any person who keeps pigs in Wales
	Unrhyw berson sy'n cigyddu neu'n allforio moch yng Nghymru		Any person who slaughters or exports pigs in Wales
Gwartheg	Unrhyw berson sy'n cadw gwartheg yng Nghymru	Cattle	Any person who keeps cattle in Wales
	Unrhyw berson sy'n cigyddu neu'n allforio gwartheg yng Nghymru		Any person who slaughters or exports cattle in Wales
Defaid	Unrhyw berson sy'n cadw defaid yng Nghymru	Sheep	Any person who keeps sheep in Wales
	Unrhyw berson sy'n cigyddu neu'n allforio defaid yng Nghymru		Any person who slaughters or exports sheep in Wales

(2) Rhaid bodloni'r cymhwyster ar gyfer pleidleisio ar unrhyw adeg yn y deuddeg mis cyn y bleidlais.

(3) Un bleidlais sydd gan bob person sydd â hawl i bleidleisio (os oes partneriaeth un bleidlais sydd gan bob partneriaeth).

(4) Gellir cynnal pleidleisiau ar wahân ar gyfer gwahanol gategoriâu o bleidleiswyr.

(2) The qualification for voting must be satisfied at any time in the twelve months preceding the ballot.

(3) Each person entitled to vote has one vote (if there is a partnership each partnership has one vote).

(4) Separate ballots may be held for different categories of voters.

Adroddiad a chyfrifon

13.—(1) Ar gyfer pob blwyddyn ariannol, rhaid i Fwrdd Ardollau Cymru—

- paratoi adroddiad blynyddol ar sut y mae wedi cyflawni ei swyddogaethau yn ystod y flwyddyn; a
- anfon copi o'r adroddiad at Weinidogion Cymru o fewn y fath gyfnod ag y cyfarwydda Gweinidogion Cymru.

(2) Yn yr erthygl hon, ystyr "blwyddyn ariannol" ("*financial year*") yw

- y cyfnod sy'n dechrau gyda dyddiad sefydlu Bwrdd Ardollau Cymru ac sy'n gorffen gyda 31 Mawrth 2009; a
- pob cyfnod olynol o 12 mis sy'n dod i ben ar 31 Mawrth.

(3) Rhaid i Fwrdd Ardollau Cymru—

- cadw cofnodion cyfrifo priodol; a

Report and accounts

13.—(1) For each financial year, the Welsh Levy Board must—

- prepare an annual report on how it has discharged its functions during the year; and
- send a copy of the report to the Welsh Ministers within such period as the Welsh Ministers direct.

(2) In this article, "financial year" ("*blwyddyn ariannol*") means—

- the period beginning with the day on which the Welsh Levy Board is established and ending with 31 March 2009; and
- each subsequent period of 12 months ending with 31 March.

(3) The Welsh Levy Board must—

- keep proper accounting records; and

(b) paratoi cyfrifon ar gyfer pob blwyddyn ariannol.

(4) Rhaid i Fwrdd Ardollau Cymru gyflwyno'r cyfrifon y mae'n eu paratoi ar gyfer blwyddyn ariannol i Archwilydd Cyffredinol Cymru dim hwyrach na 30 Tachwedd yn y flwyddyn ariannol olynol.

(5) Rhaid i Archwilydd Cyffredinol Cymru —

- (a) archwilio, ardystio ac adrodd ar bob set o gyfrifon a gyflwynir iddo o dan y paragraff hwn, a
- (b) dim hwyrach na phedwar mis ar ôl i'r cyfrifon gael eu cyflwyno iddo, gosod copi ohonynt fel y'u hardystiwyd ganddo gerbron y Cynulliad, ynghyd â'i adroddiad arnynt.

Darparu gwybodaeth gan Fwrdd Ardollau Cymru

14.—(1) Rhaid i Fwrdd Ardollau Cymru roi i Weinidogion Cymru wybodaeth o'r fath sy'n ofynnol ganddynt yn ymwneud ag eiddo Bwrdd Ardollau Cymru neu â chyflawni ei swyddogaethau neu â'r ffordd y mae'n bwriadu cyflawni ei swyddogaethau.

(2) Rhaid i Fwrdd Ardollau Cymru hefyd—

- (a) caniatáu i unrhyw berson a awdurdodir gan Weinidogion Cymru i arolygu a gwneud copïau o unrhyw gyfrifon neu ddogfennau eraill; a
- (b) rhoi esboniad arnynt yn ôl gofyn y person hwnnw neu Weinidogion Cymru.

Darparu gwybodaeth i Fwrdd Ardollau Cymru

15.—(1) Mae'n dramgwydd rhoi gwybodaeth ffug neu gamarweiniol mewn perthynas â gofynion y Gorchymyn hwn i Fwrdd Ardollau Cymru neu is-gwmni neu gwmni enwebedig.

(2) Rhaid i unrhyw berson sydd dan rwymedigaeth i dalu ardoll o dan y Gorchymyn hwn gadw cofnodion digonol i alluogi Bwrdd Ardollau Cymru neu is-gwmni neu gwmni enwebedig i ganfod faint o ardoll sy'n ddyledus a rhaid iddo'u dangos i swyddog o Fwrdd Ardollau Cymru neu is-gwmni neu gwmni enwebedig os gofynnir iddo wneud hynny; ac mae methu â chydymffurfio â'r paragraff hwn yn dramgwydd.

Cosbau ac achosion

16.—(1) Bydd person sy'n euog o dramgwydd o dan y Gorchymyn hwn yn atebol ar gollfarn ddiannod i ddirwy heb fod yn uwch na lefel 5 ar y raddfa safonol.

(2) Gellir dwyn achos am dramgwydd o dan y Gorchymyn hwn o fewn cyfnod o 6 mis yn dechrau gyda'r dyddiad pan ddaeth tystiolaeth sy'n ddigonol ym marn yr erlynydd i gyfiawnhau dwyn yr achos yn hysbys iddo, cyn belled ag nad yw dyddiad cychwyn achos o'r fath fwy na 2 flynedd ar ôl dyddiad cyflawni'r tramgwydd.

(b) prepare accounts in respect of each financial year.

(4) The Welsh Levy Board must submit the accounts that it prepares for a financial year to the Auditor General for Wales no later than 30 November in the following financial year.

(5) The Auditor General for Wales must—

- (a) examine, certify and report on each set of accounts submitted to him or her under this paragraph, and
- (b) no later than four months after the accounts are submitted to him or her, lay before the Assembly a copy of them as certified by him or her together with his or her report on them.

Provision of information by the Welsh Levy Board

14.—(1) The Welsh Levy Board must provide the Welsh Ministers with such information as they may require relating to the Welsh Levy Board's property or to the discharge or proposed discharge of its functions.

(2) The Welsh Levy Board must also—

- (a) permit any person authorised by the Welsh Ministers to inspect and make copies of any accounts or other documents; and
- (b) provide such explanation of them as that person or the Welsh Ministers may require.

Provision of information to the Welsh Levy Board

15.—(1) It is an offence to provide false or misleading information relating to the requirements of this Order to the Welsh Levy Board or a subsidiary or nominated company.

(2) Any person obliged to pay levy under this Order must keep sufficient records to enable the Welsh Levy Board or a subsidiary or nominated company to establish how much levy is due, and must produce them to an officer of the Welsh Levy Board or a subsidiary or nominated company on demand; and failure to comply with this paragraph is an offence.

Penalties and proceedings

16.—(1) A person guilty of an offence under this Order is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

(2) Proceedings for an offence under this Order may be brought within the period of 6 months beginning with the date on which evidence sufficient in the opinion of the prosecutor to warrant the proceedings came to his or her knowledge, provided that the commencement of such proceedings is not more than 2 years after the date on which the offence was committed.

(3) Pan fydd corff corfforaethol yn euog o dramgwydd o dan y Gorchymyn hwn, ac os profir bod y tramgwydd wedi'i gyflawni gyda chydsyniad neu ymoddefiad unrhyw un o'r canlynol, neu os gellir priodoli'r tramgwydd i unrhyw esgeulustod ar ran unrhyw un o'r canlynol—

- (a) unrhyw gyfarwyddwr, rheolwr, ysgrifennydd neu berson arall cyffelyb o'r corff corfforaethol; neu
- (b) unrhyw berson a oedd yn honni ei fod yn gweithredu yn rhinwedd unrhyw swydd o'r fath,

bydd y person hwnnw yn euog o'r tramgwydd yn ogystal â'r corff corfforaethol.

(4) At ddibenion yr erthygl hon, ystyr "cyfarwyddwr" ("*director*"), mewn perthynas â chorff corfforaethol y rheolir ei faterion gan ei aelodau, yw aelod o'r corff corfforaethol.

(5) Os profir bod tramgwydd o dan y Gorchymyn hwn sydd wedi'i gyflawni gan bartneriaeth Albanaidd wedi'i gyflawni gyda chydsyniad neu ymoddefiad partner, neu os gellir priodoli'r tramgwydd hwnnw i unrhyw esgeulustod ar ran partner, bydd y partner hwnnw yn ogystal â'r bartneriaeth, yn euog o'r tramgwydd.

(3) Where a body corporate is guilty of an offence under this Order, and that offence is proved to have been committed with the consent or connivance of, or to have been attributable to any neglect on the part of—

- (a) any director, manager, secretary or other similar person of the body corporate; or
- (b) any person who was purporting to act in any such capacity,

that person is guilty of the offence as well as the body corporate.

(4) For the purposes of this article "director" ("*cyfarwyddwr*") in relation to a body corporate whose affairs are managed by its members, means a member of the body corporate.

(5) Where an offence under this Order that has been committed by a Scottish partnership is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, a partner, he or she as well as the partnership is guilty of the offence.

Elin Jones

Y Gweinidog dros Faterion Gwledig, un o Weinidogion Cymru

Minister for Rural Affairs, one of the Welsh Ministers

19 Chwefror 2008

19 February 2008

Erthygl 3(3)

Article 3(3)

Swyddogaethau Bwrdd Ardollau Cymru

Functions of the Welsh Levy Board

1. Hybu neu wneud gwaith ymchwil gwyddonol.
 - 2.—(1) Hybu neu wneud ymholiadau—
 - (a) i ddeunyddiau a chyfarpar, a
 - (b) i dulliau cynhyrchu, rheoli a defnyddio llafur.

(2) Mae hybu neu wneud ymholiadau o dan is-baragraff (1) yn cynnwys hybu neu wneud gwaith—

 - (a) darganfod a datblygu—
 - (i) deunyddiau, cyfarpar a dulliau newydd, a
 - (ii) gwelliannau i'r rheini a ddefnyddir eisoes,
 - (b) asesu manteision gwahanol ddewisiadau, ac
 - (c) cynnal sefydliadau arbrofol a phroffion ar raddfa fasnachol.
 3. Hybu cynhyrchu a marchnata cynhyrchion safonol.
 4. Hybu diffinio disgrifiadau masnachol yn well a defnyddio disgrifiadau masnachol yn fwy cyson.
 5. Datblygu, hybu, marchnata neu weithredu—
 - (a) safonau sy'n ymwneud ag ansawdd cynhyrchion, neu
 - (b) systemau i roi dosbarth ar gynhyrchion.
 6. Datblygu, adolygu neu weithredu cynlluniau ar gyfer ardystio cynhyrchion neu weithgareddau sy'n gysylltiedig â chynhyrchu neu gyflenwi cynhyrchion.
 7. Gwneud gwaith ardystio cynhyrchion, cofrestru nodau masnach ardystio, a swyddogaethau perchenogion nodau o'r fath.
 8. Darparu neu hybu darparu—
 - (a) hyfforddiant ar gyfer personau sy'n cymryd rhan yn y diwydiant neu'n bwriadu cymryd rhan ynddo, a
 - (b) eu haddysg mewn pynciau sy'n berthnasol i'r diwydiant.
 - 9.—(1) Hybu—
 - (a) mabwysiadu mesurau i sicrhau amodau gwaith mwy diogel a gwell, a
 - (b) darparu a gwella cyfleusterau i bersonau a gyflogir.

(2) Hybu neu wneud gwaith ymchwil i fesurau i sicrhau amodau gwaith mwy diogel a gwell.
1. Promoting or undertaking scientific research.
 - 2.—(1) Promoting or undertaking inquiry—
 - (a) as to materials and equipment, and
 - (b) as to methods of production, management and labour utilisation.

(2) Promoting or undertaking inquiry under subparagraph (1) includes promoting or undertaking—

 - (a) the discovery and development of—
 - (i) new materials, equipment and methods, and
 - (ii) improvements in those already in use,
 - (b) the assessment of the advantages of different options, and
 - (c) the conduct of experimental establishments and of tests on a commercial scale.
 3. Promoting the production and marketing of standard products.
 4. Promoting the better definition of trade descriptions and consistency in the use of trade descriptions.
 5. Developing, promoting, marketing or operating—
 - (a) standards relating to the quality of products, or
 - (b) systems for the classification of products.
 6. Developing, reviewing or operating schemes for the certification of products or of operations connected with production or supply of products.
 7. Undertaking the certification of products, the registration of certification trade marks, and the functions of proprietors of such marks.
 8. Providing or promoting the provision of—
 - (a) training for persons engaged in or proposing to be engaged in the industry, and
 - (b) their education in subjects relevant to the industry.
 - 9.—(1) Promoting—
 - (a) the adoption of measures for securing safer and better working conditions, and
 - (b) the provision and improvement of amenities for persons employed.

(2) Promoting or undertaking inquiry as to measures for securing safer and better working conditions.

10. Hybu neu wneud gwaith ymchwil i amllder, atal a gwella clefydau diwydiannol.

11. Hybu neu wneud trefniadau i annog pobl i ddod i mewn i'r diwydiant.

12. Hybu neu wneud gwaith ymchwil i wella trefniadau ar gyfer marchnata a dosbarthu cynhyrchion.

13. Hybu neu wneud gwaith ymchwil i faterion yn ymwneud â mynd trwy neu ddefnyddio nwyddau a gwasanaethau a gyflenwir gan y diwydiant.

14. Hybu trefniadau—

- (a) ar gyfer cymdeithasau cydweithredol,
- (b) i gyflenwi deunyddiau a chyfarpar, ac
- (c) i farchnata a dosbarthu cynhyrchion.

15. Hybu datblygiad y fasnach allforio, gan gynnwys hybu neu wneud trefniadau ar gyfer cyhoeddusrwydd tramor.

16. Hybu neu wneud trefniadau fel bod y cyhoedd yn y Deyrnas Unedig yn dod yn fwy cyfarwydd â'r nwyddau a'r gwasanaethau a gyflenwir gan y diwydiant ac â'r dulliau o'u defnyddio.

17. Hybu neu wneud y gwaith o gasglu a fformiwleiddio ystadegau.

18. Rhoi cyngor ar unrhyw faterion sy'n ymwneud â'r diwydiant (ac eithrio cyflogau neu amodau cyflogaeth) y dichon Gweinidogion Cymru ofyn i Fwrdd Ardollau Cymru roi cyngor arnynt, a gwneud ymchwil at y diben o alluogi Bwrdd Ardollau Cymru i roi cyngor ar faterion o'r fath.

19. Gwneud trefniadau ar gyfer peri bod gwybodaeth ar gael ar faterion y mae Bwrdd Ardollau Cymru yn ymwneud â hwy wrth arfer unrhyw un o'i swyddogaethau a rhoi cyngor ar y materion hynny.

20. Ymgymryd ag unrhyw ffurf o gydweithio neu gydweithredu â phersonau eraill wrth iddynt wneud unrhyw un o'i swyddogaethau.

10. Promoting or undertaking research into the incidence, prevention and cure of industrial diseases.

11. Promoting or undertaking arrangements for encouraging the entry of persons into the industry.

12. Promoting or undertaking research for improving arrangements for marketing and distributing products.

13. Promoting or undertaking research into matters relating to the consumption or use of goods and services supplied by the industry.

14. Promoting arrangements—

- (a) for co-operative organisations,
- (b) for supplying materials and equipment, and
- (c) for marketing and distributing products.

15. Promoting the development of export trade, including promoting or undertaking arrangements for publicity overseas.

16. Promoting or undertaking arrangements for better acquainting the public in the United Kingdom with the goods and services supplied by the industry and methods of using them.

17. Promoting or undertaking the collection and formulation of statistics.

18. Advising on any matters relating to the industry (other than remuneration or conditions of employment) as to which the Welsh Ministers may request the Welsh Levy Board to advise, and undertaking inquiry for the purpose of enabling the Welsh Levy Board to advise on such matters.

19. Undertaking arrangements for making available information obtained, and for advising, on matters with which the Welsh Levy Board is concerned in the exercise of any of its functions.

20. Engaging in any form of collaboration or co-operation with other persons in performing any of its functions.

ATODLEN 2

SCHEDULE 2

Erthygl 4

Article 4

Cyfansoddiad a thrafodion Bwrdd Ardollau Cymru

Constitution and proceedings of the Welsh Levy Board

Gweithdrefnau

Procedure

1.—(1) Caiff Bwrdd Ardollau Cymru benderfynu ar ei weithdrefnau ei hun, ac yn benodol caiff—

1.—(1) The Welsh Levy Board may determine its own procedure, and in particular it may—

- (a) penderfynu ar gworwm;
- (b) penodi pwyllgorau ac is-bwyllgorau i'w gynghori wrth iddo arfer unrhyw un o'i swyddogaethau; a

- (a) determine a quorum;
- (b) appoint committees and sub-committees to advise it in the exercise of any of its functions; and

(c) penderfynu ar gworwm a gweithdrefnau unrhyw un o'r is-bwyllgorau hynny.

(2) Caiff unrhyw bwyllgor gynnwys aelodau nad ydynt yn aelodau o Fwrdd Ardollau Cymru.

Tymor swydd aelodau a'u diswyddo

2.—(1) Ni chaiff tymor swydd y cadeirydd nac aelod o'r bwrdd fod yn hwy na phedair blynedd.

(2) Caiff aelod ymddiswyddo drwy roi hysbysiad ysgrifenedig i Weinidogion Cymru.

(3) Caiff Gweinidogion Cymru ddiswyddo aelod—

(a) a fu'n absennol o gyfarfodydd Bwrdd Ardollau Cymru am gyfnod o fwy na 6 mis heb ganiatâd Bwrdd Ardollau Cymru,

(b) sy'n mynd yn fethdalwr neu'n gwneud trefniant gyda'i gredydwyr neu (yn yr Alban) y secwestrir ei ystâd, neu

(c) sydd, ym marn Gweinidogion Cymru, wedi mynd yn anabl, neu heb fod yn ffit neu'n anaddas i wneud ei ddyletswyddau.

(4) Mae person sy'n peidio â bod yn aelod neu'n peidio â bod yn gadeirydd neu'n ddirprwy gadeirydd yn gymwys i'w ail benodi i'r swydd honno.

(5) Rhaid i aelod o'r bwrdd ddatgelu ar unwaith unrhyw fuddiant uniongyrchol neu anuniongyrchol mewn unrhyw gontract neu fater y mae'r bwrdd yn ei gynnig neu'n ei drafod.

(6) Rhaid cofnodi'r datgeliad hwnnw yng nghofnodion Bwrdd Ardollau Cymru, ac ar ôl y datgeliad rhaid i'r aelod hwnnw beidio â chymryd rhan mewn unrhyw drafodaeth neu benderfyniad gan y bwrdd ar y contract hwnnw, ond gellir, fodd bynnag, ei gyfrif at ddibenion ffurfio cworwm o'r bwrdd.

Pleidleisio etc

3. Mae gan bob aelod (gan gynnwys y cadeirydd) un bleidlais, ac os yw pleidlais yn gyfartal mae gan y person sy'n cadeirio'r cyfarfod hwnnw bleidlais fwrw.

Cydnabyddiaeth ariannol a lwfansau

4.—(1) Caiff Bwrdd Ardollau Cymru dalu i'w aelodau unrhyw dreuliau a dducpwyd yn briodol ganddynt hwy wrth wneud gwaith y bwrdd, a chaiff dalu'r fath gydnabyddiaeth ariannol a lwfansau ag y penderfyna Gweinidogion Cymru arnynt.

(2) Os—

(a) yw person yn peidio â bod yn aelod, a

(b) os yw'n ymddangos i Weinidogion Cymru fod yna amgylchiadau arbennig sy'n ei gwneud yn briodol i'r person hwnnw gael ei ddigolledu,

(c) determine the quorum and procedure of any those committees.

(2) Any committee may include members who are not members of the Welsh Levy Board.

Members' terms of office and removal from office

2.—(1) The term of office of the chairman or a board member may not exceed four years.

(2) A member may resign by giving written notice to the Welsh Ministers.

(3) The Welsh Ministers may remove a member who—

(a) has been absent from meetings of the Welsh Levy Board for a period of longer than 6 months without the permission of the Welsh Levy Board,

(b) becomes bankrupt or makes an arrangement with his or her creditors or (in Scotland) has his or her estate sequestrated, or

(c) in the opinion of the Welsh Ministers has become unable, unfit or unsuitable to carry out his or her duties.

(4) A person who ceases to be a member or ceases to be chair or deputy chair is eligible for reappointment to that office.

(5) A member of the board must immediately disclose any direct or indirect interest in any contract or other matter proposed or discussed by the board.

(6) The disclosure must be recorded in the minutes of the Welsh Levy Board, and that member must not take part after the disclosure in any discussion or decision of the board on that contract, but the member may, nevertheless, be taken into account for the purpose of constituting a quorum of the board.

Voting etc.

3. Each member (including the chair) has one vote, and if a vote is tied the person who is chair of the meeting has a casting vote.

Remuneration and allowances

4.—(1) The Welsh Levy Board may pay to its members any expenses properly incurred by them in carrying out its business, and may pay such remuneration and allowances as the Welsh Ministers determine.

(2) If—

(a) a person ceases to be a member, and

(b) it appears to the Welsh Ministers that there are special circumstances which make it appropriate for the person to receive compensation,

caiff Gweinidogion Cymru gyfarwyddo'r bwrdd i dalu i'r person hwnnw swm a benderfynir gan Weinidogion Cymru.

(3) Caiff Bwrdd Ardollau Cymru dalu i aelodau pwyllgor unrhyw dreuliau a dducpwyd yn briodol ganddynt hwy wrth wneud gwaith y bwrdd, a chaiff dalu'r fath gydnabyddiaeth ariannol a lwfansau ag y penderfyna Gweinidogion Cymru arnynt.

Cyflogeion

5. Caiff Bwrdd Ardollau Cymru benodi'r cyflogeion y penderfyna arnynt, a chaiff dalu iddynt y fath gydnabyddiaeth ariannol a lwfansau eraill, a gwneud y fath ddarpariaeth ar gyfer pensiynau ag y penderfyna arnynt.

ATODLEN 3

Erthygl 6

Ardollau

RHAN 1

Cyflwyniad

Is-gwmnïau a chwmnïau eraill

1. Os yw Bwrdd Ardollau Cymru wedi sefydlu is-gwmni neu gwmni enwebedig ar gyfer unrhyw un o'r gweithgareddau a bennir yn yr Atodlen hon, mae cyfeiriadau at Fwrdd Ardollau Cymru yn gyfeiriadau at yr is-gwmni neu'r cwmni arall hwnnw.

Partneriaethau

2. Yn yr Atodlen hon mae "person" ("*person*") yn cynnwys partneriaeth.

RHAN 2

Gwartheg, defaid a moch

Ardollau ar wartheg, defaid a moch

1.—(1) Rhaid i berson sy'n feddiannydd ar ladd-dŷ ("y cigyddwr") dalu ardoll ar yr holl wartheg, defaid a moch a gigyddir ganddo.

(2) Rhaid i unrhyw berson sy'n allforio gwartheg, defaid neu foch byw ("allforiwr") dalu ardoll.

(3) Mae'r ardoll yn seiliedig ar nifer yr anifeiliaid a gigyddir neu a allforir.

the Welsh Ministers may direct the board to pay the person such amount as the Welsh Ministers determine.

(3) The Welsh Levy Board may pay to committee members any expenses properly incurred by them in carrying out its business, and may pay such remuneration and allowances as may be determined by the Welsh Ministers.

Employees

5. The Welsh Levy Board may appoint such employees as it determines, and may pay to them such remuneration and other allowances, and make such provision for pensions, as it determines.

SCHEDULE 3

Article 6

Levies

PART 1

Introduction

Subsidiary and other companies

1. Where the Welsh Levy Board has established or acquired a subsidiary or nominated company for any of the activities specified in this Schedule, references to the Welsh Levy Board are references to that subsidiary or other company.

Partnerships

2. In this Schedule "person" ("*person*") includes a partnership.

PART 2

Cattle, sheep and pigs

Levy on cattle, sheep and pigs

1.—(1) A person who is the occupier of a slaughterhouse ("the slaughterer") must pay a levy on all cattle, sheep and pigs slaughtered.

(2) Any person who exports live cattle, sheep or pigs ("an exporter") must pay a levy.

(3) The levy is based on the number of animals slaughtered or exported.

(4) Mae dwy ran i'r ardoll, ardoll y cynhyrchydd a'r ardoll gigydda neu allforio.

(5) Caiff Bwrdd Ardollau Cymru wneud darpariaeth ar gyfer gostyngiad yn yr ardoll gigydda a'r ardoll allforio i gwmpasu costau gweinyddol y cigyddwr neu'r allforiwr wrth weinyddu'r ardoll.

(6) Os bydd cigyddwr neu allforiwr yn prynu anifail i'w gigydda neu i'w allforio, rhaid iddo didynnu ardoll y cynhyrchydd o'r pris a delir ganddo ef, a'i ddal ar ymddiried dros Fwrdd Ardollau Cymru.

(7) Os bydd cigyddwr yn cigydda anifail heb ei brynu, rhaid iddo godi ardoll y cynhyrchydd a'r ardoll gigydda ar y perchennog a'u dal ar ymddiried dros Fwrdd Ardollau Cymru.

(8) Mae cyfradd uchaf yr ardoll yn unol â'r tabl canlynol.

Cyfradd uchaf yr ardoll ar gyfer gwartheg, defaid a moch

<i>Categori'r ardoll</i>	<i>Cyfradd uchaf yr ardoll y pen</i>
Gwartheg - cigyddwr neu allforiwr (ac eithrio lloi)	1.75
Gwartheg (ac eithrio lloi) - cynhyrchydd	5.25
Lloi(a) - cigyddwr neu allforiwr	0.50
Lloi(a) - cynhyrchydd	0.50
Defaid - cigyddwr neu allforiwr	0.20
Defaid - cynhyrchydd	0.60
Moch - cigyddwr neu allforiwr	0.275
Moch - cynhyrchydd	1.075

(a) At y dibenion hyn llo yw anifail sy'n llai na chwe mis oed (yn achos anifail a allforir) neu anifail sydd a'i bwysau wedi iddo gael ei baratoi ar ôl ei gigydda yn llai na 68kg (yn achos anifail a gigyddiwyd).

Eithriadau

2.—(1) Nid oes ardoll i'w thalu ar anifeiliaid a fewnforir o Aelod-wladwriaeth arall ac a gaiff eu cigydda o fewn 3 mis yn achos gwartheg a 2 fis yn achos moch neu ddefaid.

(2) Nid oes ardoll i'w thalu os yw anifail yn ddarostyngedig i gigydda gorfodol neu os yw'r milfeddyg swyddogol yn datgan fod y carcass cyfan yn anaddas i'w fwyta gan bobl.

(4) The levy consists of two parts, the producer levy and the slaughter or export levy.

(5) The Welsh Levy Board may make provision for a reduction of the slaughter levy and export levy to cover the administrative costs of the slaughterer or exporter in administering the levy.

(6) If a slaughterer or exporter buys an animal for slaughter or export, he or she must deduct the producer levy from the price he or she pays, and hold it on trust for the Welsh Levy Board.

(7) If a slaughterer slaughters an animal without buying it, he or she must charge the owner both the producer levy and the slaughter levy, and hold it on trust for the Welsh Levy Board.

(8) The maximum rate of levy is in accordance with the following table.

Maximum levy for cattle, sheep and pigs

<i>Levy category</i>	<i>Maximum rate of levy per head (£)</i>
Cattle - slaughterer or exporter (except calves)	1.75
Cattle (except calves) - producer	5.25
Calf(a) - slaughterer or exporter	0.50
Calf(a) - producer	0.50
Sheep - slaughterer or exporter	0.20
Sheep - producer	0.60
Pigs - slaughterer or exporter	0.275
Pigs - producer	1.075

(a) For these purposes a calf is an animal under six months old (in the case of an exported animal) or an animal with a dressed slaughter weight of less than 68 kg (in the case of a slaughtered animal).

Exceptions

2.—(1) Levy is not payable for animals imported from another member State and slaughtered within 3 months in the case of cattle and 2 months in the case of pigs or sheep.

(2) Levy is not payable if an animal is subject to compulsory slaughter or the entire carcass is declared as unfit for human consumption by the official veterinarian.

Datganiadau niferoedd gan feddiannydd lladd-dy

3.—(1) Rhaid i gigyddwr hysbysu Bwrdd Ardollau Cymru, erbyn diwedd pob dydd Mercher, o nifer yr anifeiliaid sy'n ddarostyngedig i ardoll a gafodd eu cigydda yn ystod yr wythnos flaenorol hyd at ddiwedd y Sul, gan roi'r ffigyrau ar gyfer y math o anifail.

(2) Os bydd cigyddwr yn amcangyfrif y bydd cyfanswm yr anifeiliaid a gaiff eu cigydda yn gyfanswm o lai na 25 bob wythnos, caiff wneud cais i Fwrdd Ardollau Cymru am gael ei gofrestru fel gweithredydd bach; ac os bydd Bwrdd Ardollau Cymru yn cytuno i'w gofrestru felly, rhaid i'r gweithredydd hysbysu'r Bwrdd ar y pymthegfed diwrnod o bob mis neu cyn hynny o nifer yr anifeiliaid sy'n ddarostyngedig i ardoll a gafodd eu cigydda yn ystod y mis blaenorol, gan roi'r ffigyrau ar gyfer y math o anifail.

(3) Mae methu â chydymffurfio â'r paragraff hwn yn dramgwydd.

Talu'r ardoll gan feddianwyr lladd-dai

4. Rhaid i feddiannydd lladd-dy dalu'r ardoll sy'n ddyledus ar anifeiliaid a gafodd eu cigydda mewn unrhyw fis o fewn 15 niwrnod i ddiwedd y mis.

Datganiadau niferoedd a thalu'r ardoll gan allforwyr

5.—(1) Rhaid i allforiwr hysbysu Bwrdd Ardollau Cymru, o fewn 30 o ddiwrnodau o ddiwedd y mis, o nifer yr anifeiliaid a allforiwyd yn ystod y mis blaenorol, ac mae methu â gwneud hynny yn dramgwydd.

(2) Rhaid iddo dalu'r ardoll pan gaiff anfoneb.

Gorfodi

6.—(1) Caiff person a benodwyd gan Fwrdd Ardollau Cymru, wedi dangos dogfen a ddilyswyd yn briodol sy'n dangos ei awdurdodiad os gofynnir iddo wneud hynny, fynd i mewn i unrhyw ladd-dy ar unrhyw awr resymol i wirio unrhyw gofnodion i sicrhau fod yr ardoll gywir wedi'i thalu.

(2) Mae rhwystro unrhyw berson sy'n gweithredu o dan y paragraff hwn neu fethu â dangos cofnodion pan ofynnir amdanynt yn dramgwydd.

Returns by a slaughterhouse occupier

3.—(1) A slaughterer must notify the Welsh Levy Board, by the end of each Wednesday, of the number of animals subject to levy slaughtered in the previous week up to the end of Sunday, broken down into types of animal.

(2) If a slaughterer estimates that the total number of animals that will be slaughtered will be fewer than 25 each week in total, he or she may apply to the Welsh Levy Board to be registered as a small operator; and if the Welsh Levy Board agrees to so register him or her, he or she must notify the Board on or before the fifteenth day of each month of the number of animals subject to levy slaughtered in the previous month broken down into types of animal.

(3) Failure to comply with this paragraph is an offence.

Payment of the levy by slaughterhouse occupiers

4. An occupier of a slaughterhouse must pay the levy due for animals slaughtered in any month within 15 days from the end of the month.

Returns and payment of the levy by exporters

5.—(1) An exporter must notify the Welsh Levy Board, within 30 days of the end of the month, of the number of animals exported the previous month, and failure to do so is an offence.

(2) He or she must pay the levy on invoice.

Enforcement

6.—(1) A person appointed by the Welsh Levy Board may, on producing a duly authenticated document showing his or her authority if required, enter any slaughterhouse at any reasonable hour to check any records to ensure that the correct levy has been paid.

(2) It is an offence to obstruct any person acting under this paragraph or to fail to produce records on demand.

OFFERYNNAU STATUDOL
CYMRU

2008 Rhif 420 (Cy.39)

AMAETHYDDIAETH, CYMRU

Gorchymyn Bwrdd Ardollau
Cymru 2008

WELSH STATUTORY
INSTRUMENTS

2008 No. 420 (W.39)

AGRICULTURE, WALES

The Welsh Levy Board Order
2008

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