



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2011 Rhif 2415 (Cy.261)

2011 No. 2415 (W.261)

**TRIBIWNLYSOEDD AC
YMCHWILIADAU, CYMRU**

**TRIBUNALS AND INQUIRIES,
WALES**

**CYNLLUNIO GWLAD A
THREF, CYMRU**

**TOWN AND COUNTRY
PLANNING, WALES**

Rheoliadau Ymchwiliadau Lleol,
Ymchwiliadau Cymwys a
Gweithdrefnau Cymwys (Swm
Dyddiol Safonol) (Cymru) 2011

The Local Inquiries, Qualifying
Inquiries and Qualifying
Procedures (Standard Daily
Amount) (Wales) Regulations 2011

NODYN ESBONIADOL

EXPLANATORY NOTE

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

(This note is not part of the Regulations)

Mae'r Rheoliadau hyn yn gymwys pan fo Gweinidogion Cymru wedi eu hawdurdodi i adennill oddi wrth awdurdodau lleol gostau a dynnwyd gan Weinidogion Cymru mewn cysylltiad:

These Regulations apply where the Welsh Ministers are authorised to recover from local authorities costs borne by the Welsh Ministers in connection with:

- (a) ag ymchwiliadau a gynhelir o dan adran 250 o Ddeddf Llywodraeth Leol 1972 (gan gynnwys ymchwiliadau gorchymyn prynu gorfodol, y cymhwysir darpariaethau perthnasol o'r adran honno iddynt gan adran 5 o Ddeddf Caffael Tir 1981) ac adran 69 o Ddeddf Draenio Tir 1991 ("ymchwiliadau lleol");
- (b) ag ymchwiliadau cymwys fel y'u diffinnir gan adran 303A(1) o Ddeddf Cynllunio Gwlad a Thref 1990 (ymchwiliadau a gynhelir mewn perthynas â Chynlluniau Datblygu Unedol ac ystyriaeth o wrthwynebiadau i gynlluniau parth cynllunio syml) ("ymchwiliadau cymwys"); ac
- (c) â gweithdrefnau cymwys fel y'u diffinnir gan adran 303A(1A) o Ddeddf Cynllunio Gwlad a Thref 1990 (archwiliadau annibynnol a gynhelir mewn perthynas â Chynlluniau Datblygu Lleol ac ymchwiliadau mewn perthynas ag ystyriaeth o wrthwynebiadau i gynlluniau parth cynllunio syml) ("gweithdrefnau cymwys").

- (a) inquiries held under section 250 of the Local Government Act 1972 (including compulsory purchase order inquiries to which relevant provisions of that section are applied by section 5 of the Acquisition of Land Act 1981) and section 69 of the Land Drainage Act 1991 ("local inquiries");
- (b) qualifying inquiries as defined by section 303A(1) of the Town and Country Planning Act 1990 (inquiries held in relation to Unitary Development Plans and consideration of objections to simplified planning zone schemes) ("qualifying inquiries"); and
- (c) qualifying procedures as defined by section 303A(1A) of the Town and Country Planning Act 1990 (independent examinations held in relation to Local Development Plans and inquiries in relation to consideration of objections to simplified planning zone schemes) ("qualifying procedures").

Mae'r Rheoliadau hyn yn rhagnodi'r symiau dyddiol safonol y caiff Gweinidogion Cymru eu hadennill am bob diwrnod—

- (a) y bydd ymchwiliad lleol yn eistedd neu y bydd y person a benodwyd i gynnal yr ymchwiliad lleol wrthi rywfodd arall yn gwneud gwaith sy'n gysylltiedig â'r ymchwiliad lleol; neu
- (b) y bydd y person a benodwyd i ymgymryd ag ymchwiliad cymwys neu, yn ôl fel y digwydd, gweithdrefn gymwys, wrthi yn gwneud gwaith sy'n gysylltiedig â'r ymchwiliad cymwys neu'r weithdrefn gymwys.

Y swm dyddiol safonol mewn perthynas ag ymchwiliadau lleol sy'n agor ar neu ar ôl 1 Ebrill 2012 yw £742. Mae'r swm hwn yn disodli'r swm o £722, a ragnodwyd gan Reoliadau Ymchwiliadau Lleol, Ymchwiliadau Cymwys a Gweithdrefnau Cymwys (Swm Dyddiol Safonol) (Cymru) 2007 (O.S. 2007/728) (Cy.64) ("Rheoliadau 2007") ar gyfer ymchwiliadau a agorwyd ar neu ar ôl 1 Ebrill 2007.

Y swm dyddiol safonol mewn perthynas ag ymchwiliadau cymwys sy'n agor ar neu ar ôl 1 Ebrill 2012 yw £679. Yr un swm yw hwn ag a ragnodwyd yn flaenorol gan Reoliadau 2007 ar gyfer ymchwiliadau cymwys a agorwyd ar neu ar ôl 1 Ebrill 2007.

Y swm dyddiol safonol mewn perthynas â gweithdrefnau cymwys sy'n agor ar neu ar ôl 1 Ebrill 2012 yw £679. Mae'r swm hwn yn disodli'r swm o £640, a ragnodwyd gan Reoliadau 2007 ar gyfer gweithdrefnau cymwys a agorwyd ar neu ar ôl 1 Ebrill 2007.

Mae'r Rheoliadau hyn yn dirymu Rheoliadau 2007, ond yn gwneud arbedion mewn perthynas ag ymchwiliadau lleol ac ymchwiliadau cymwys a agorodd cyn 1 Ebrill 2012 ac sy'n parhau'n agored, ac mewn perthynas â gweithdrefnau cymwys a gychwynnodd cyn 1 Ebrill 2012 ac sy'n parhau.

These Regulations prescribe the standard daily amounts which may be recovered by the Welsh Ministers for each day on which—

- (a) a local inquiry sits or the person appointed to hold the local inquiry is otherwise engaged on work connected with it; or
- (b) the person appointed to undertake a qualifying inquiry or, as the case may be, a qualifying procedure is engaged on work connected with the qualifying inquiry or qualifying procedure.

The standard daily amount in relation to local inquiries opening on or after 1 April 2012 is £742. This replaces the amount of £722, which was prescribed by the Local Inquiries, Qualifying Inquiries and Qualifying Procedures (Standard Daily Amount) (Wales) Regulations 2007 (S.I. 2007/728) (W.64) ("the 2007 Regulations") for inquiries opening on or after 1 April 2007.

The standard daily amount in relation to qualifying inquiries opening on or after 1 April 2012 is £679. This is the same as the amount previously prescribed by the 2007 Regulations for qualifying inquiries opening on or after 1 April 2007.

The standard daily amount in relation to qualifying procedures opening on or after 1 April 2012 is £679. This replaces the amount of £640 which was prescribed by the 2007 Regulations for qualifying procedures opening on or after 1 April 2007.

These Regulations revoke the 2007 Regulations, but make savings in respect of local inquiries and qualifying inquiries which opened before 1 April 2012 and which remain open, and in respect of qualifying procedures which started before 1 April 2012 and which remain ongoing.

2011 Rhif 2415 (Cy.261)

**TRIBIWNLYSOEDD AC
YMCHWILIADAU, CYMRU**

**CYNLLUNIO GWLAD A
THREF, CYMRU**

Rheoliadau Ymchwiliadau Lleol,
Ymchwiliadau Cymwys a
Gweithdrefnau Cymwys (Swm
Dyddiol Safonol) (Cymru) 2011

Gwnaed 3 Hydref 2011

*Gosodwyd gerbron Cynulliad
Cenedlaethol Cymru* 4 Hydref 2011

Yn dod i rym 1 Ebrill 2012

Mae Gweinidogion Cymru yn gwneud y Rheoliadau
a ganlyn drwy arfer y pwerau a roddwyd:

- (a) gan adran 42(4) o Ddeddf Tai a Chynllunio
1986 ("Deddf 1986")(1) i unrhyw Weinidog a
awdurdodwyd, o dan neu yn rhinwedd y
darpariaethau statudol hynny a bennir yn adran
42(1)(2) o'r Ddeddf honno neu y cymhwysir yr
adran honno iddynt(3), i adennill costau a
dynnir gan y Gweinidog mewn perthynas ag

(1) 1986 p.63.

(2) Diddymwyd adran 42(1)(b) gan Ran I o Atodlen 3 i Ddeddf
Cydygferthu Dŵr (Darpariaethau Canlyniadol) 1991 (p.60) a
diddymwyd adran 42(1)(d) gan Ran 2 o Atodlen 12 i Ddeddf
Llywodraeth Leol a Thai 1989 (p.42). Diddymwyd adran 129(1)(d)
o Ddeddf Rheoleiddio Traffig Ffyrdd 1984 (p.27) (costau
ymchwiliad o dan y Ddeddf honno), y cyfeirir ati yn adran 42(1)(c)
o Ddeddf 1986, gan Atodlen 3 i Ddeddf Ymchwiliadau 2005 (p.12).

(3) Mae adran 69(7) o Ddeddf Draenio Tir 1991 (p.59) ("Deddf 1991")
yn darparu bod adran 42 o Ddeddf 1986 yn gymwys pan fo'r naill
neu'r llall o "the Ministers" wedi ei awdurdodi gan adran 69(5) o
Ddeddf 1991 i adennill costau a dynnwyd gan y Gweinidog hwnnw
mewn perthynas ag ymchwiliad a gynhelir gan y Gweinidog, fel y
mae'n gymwys pan awdurdodir Gweinidog yn rhinwedd unrhyw
ddeddfiad a bennir yn adran 42(1) o Ddeddf 1986. *Gweler* adran
72(1) o Ddeddf 1991 a Gorchymyn y Weinyddiaeth
Amaethyddiaeth, Pysgodfeydd a Bwyd (Diddymu) 2002 (O.S.
2002/794) am diffiniad o "the Ministers" h.y. yr Ysgrifennydd
Gwladol neu'r Gweinidog Amaethyddiaeth, Pysgodfeydd a Bwyd.

2011 No. 2415 (W.261)

**TRIBUNALS AND INQUIRIES,
WALES**

**TOWN AND COUNTRY
PLANNING, WALES**

The Local Inquiries, Qualifying
Inquiries and Qualifying
Procedures (Standard Daily
Amount) (Wales) Regulations 2011

Made 3 October 2011

*Laid before the National
Assembly for Wales* 4 October 2011

Coming into force 1 April 2012

The Welsh Ministers make the following
Regulations in exercise of the powers conferred:

- (a) by section 42(4) of the Housing and Planning
Act 1986 ("the 1986 Act")(1) on any Minister
authorised, under or by virtue of those
statutory provisions specified in section
42(1)(2) of that Act or to which that section is
applied(3) to recover costs incurred by the
Minister in relation to an inquiry, which

(1) 1986 c.63.

(2) Section 42(1)(b) was repealed by Part 1 of Schedule 3 to the Water
Consolidation (Consequential Provisions) Act 1991 (c.60) and
section 42(1)(d) was repealed by Part 2 of Schedule 12 to the Local
Government and Housing Act 1989 (c.42). Section 129(1)(d) of the
Road Traffic Regulation Act 1984 (c.27) (costs of inquiry under that
Act), referred to in section 42(1)(c) of the 1986 Act, was repealed
by Schedule 3 to the Inquiries Act 2005 (c.12).

(3) Section 69(7) of the Land Drainage Act 1991 (c.59) ("the 1991
Act") provides that section 42 of the 1986 Act applies where either
of "the Ministers" is authorised by section 69(5) of the 1991 Act to
recover costs incurred by that Minister in relation to an inquiry held
by the Minister as it applies where a Minister is authorised by virtue
of any enactment specified in section 42(1) of the 1986 Act. *See*
section 72(1) of the 1991 Act and the Ministry of Agriculture,
Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794) for the
definition of "the Ministers" i.e. the Secretary of State or the
Minister of Agriculture, Fisheries and Food, transferred to the Welsh
Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the
Government of Wales Act 2006 (c.32).

ymchwiliad, sef pwerau sy'n arferadwy bellach gan Weinidogion Cymru(1);

- (b) i'r Ysgrifennydd Gwladol gan adran 303A(5) o Ddeddf Cynllunio Gwlad a Thref 1990 ("Deddf 1990")(2), ac sy'n arferadwy bellach, o ran ardaloedd awdurdodau cynllunio lleol penodol o fewn Cymru, gan Weinidogion Cymru(3); ac
- (c) i'r Cynulliad Cenedlaethol, fel yr awdurdod priodol, gan adran 303A(5) o Ddeddf 1990(4), sef pwerau sy'n arferadwy bellach gan Weinidogion Cymru(5).

Enwi, cychwyn a chymhwys

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Ymchwiliadau Lleol, Ymchwiliadau Cymwys a Gweithdrefnau Cymwys (Swm Dyddiol Safonol) (Cymru) 2011 a deuant i rym ar 1 Ebrill 2012.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

Dehongli

2. Yn y Rheoliadau hyn—

ystyr "gweithdrefn gymwys" yw gweithdrefn gymwys o fewn yr ystyr sydd i'r term "*qualifying procedure*" yn adran 303A(1A) o Ddeddf 1990(6), ac a gynhelir mewn perthynas ag ardal awdurdod cynllunio lleol y mae'r diddymiaidau a bennir yn Atodlen 1 i Orchymyn Deddf Cynllunio a Phrynu

powers are now exercisable by the Welsh Ministers(1);

- (b) upon the Secretary of State by section 303A(5) of the Town and Country Planning Act 1990 ("the 1990 Act")(2) and now exercisable, in relation to the areas of certain local planning authorities within Wales by the Welsh Ministers(3); and
- (c) upon the National Assembly, as the appropriate authority, by section 303A(5) of the 1990 Act(4) which powers are now exercisable by the Welsh Ministers(5).

Title, commencement and application

1.—(1) The title of these Regulations is the Local Inquiries Qualifying Inquiries and Qualifying Procedures (Standard Daily Amount) (Wales) Regulations 2011 and they come into force on 1 April 2012.

(2) These Regulations apply in relation to Wales.

Interpretation

2. In these Regulations—

"local inquiry" ("*ymchwiliad lleol*") means an inquiry in relation to which the Welsh Ministers are entitled to recover their costs under or by virtue of section 250(4) of the Local Government Act 1972(6) (general provision as to costs of inquiries)

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- (1) Trosglwyddwyd y swyddogaethau o dan adran 42 o Ddeddf 1986 i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 2000 (O.S. 2000/253 (Cy.5)) ac Atodlen 1 i'r Gorchymyn hwnnw, i'w harfer mewn perthynas â Chymru yn gydedol ag unrhyw Weinidog y Goron. Trosglwyddwyd y swyddogaethau i Weinidogion Cymru gan adran 162 o Ddeddf Llywodraeth Cymru 2006 (p.32) a pharagraff 30 o Atodlen 11 i'r Ddeddf honno.
 - (2) 1990 p.8. Mewnosodwyd adran 303A yn Neddf 1990 gan adran 1(1) o Ddeddf Cynllunio Gwlad a Thref (Costau Ymchwiliadau etc.) 1995 (p.49), a diddymwyd y Ddeddf honno gan Ddeddf Cyfraith Statud (Diddymiaidau) 2008 (p.12).
 - (3) Trosglwyddwyd y swyddogaethau o dan adran 303A(5) o Ddeddf 1990 i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) fel y'i hamrywiwyd gan erthygl 4 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 2000. Trosglwyddwyd y swyddogaethau i Weinidogion Cymru gan adran 162 o Ddeddf Llywodraeth Cymru 2006 a pharagraff 30 o Atodlen 11 i'r Ddeddf honno.
 - (4) Diwygiwyd adran 303A(5) mewn perthynas ag ardaloedd awdurdodau cynllunio penodol yng Nghymru gan adran 118(1) o Ddeddf Cynllunio a Phrynu Gorfodol 2004 (p.5) a pharagraff 11 o Atodlen 6 i'r Ddeddf honno.
 - (5) Trosglwyddwyd y swyddogaethau i Weinidogion Cymru gan adran 162 o Ddeddf Llywodraeth Cymru 2006 a pharagraff 30 o Atodlen 11 i'r Ddeddf honno.
 - (6) Mewnosodwyd adran 303(1A) yn Neddf 1990 gan adran 118 o Ddeddf 2004 a pharagraff 11 o Atodlen 6 i'r Ddeddf honno.

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- (1) The functions under section 42 of the 1986 Act were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 2000 (S.I. 2000/253 (W.5)) to be exercised in relation to Wales concurrently with any Minister of the Crown. The functions were transferred to the Welsh Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c.32).
 - (2) 1990 c.8. Section 303A was inserted into the 1990 Act by section 1(1) of the Town and Country Planning (Costs of Inquiries etc.) Act 1995 (c.49) which was itself repealed by the Statute Law (Repeals) Act 2008 (c.12).
 - (3) The functions under section 303A(5) of the 1990 Act were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) as varied by the National Assembly for Wales (Transfer of Functions) Order 2000 article 4. The functions were transferred to the Welsh Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006.
 - (4) Section 303A(5) was amended in relation to the areas of certain planning authorities within Wales by section 118(1) of, and paragraph 11 of Schedule 6 to, the Planning and Compulsory Purchase Act 2004 (c.5).
 - (5) The functions were transferred to the Welsh Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006.
 - (6) 1972 c.70. The functions under section 250(4) of the Local Government Act 1972 were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) as varied by the National Assembly for Wales (Transfer of Functions) Order 2000, article 4. The functions were transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006.

Gorfodol 2004 (Cychwyn Rhif 6, Darpariaethau Trosiannol ac Arbedion) 2005 yn effeithiol mewn cysylltiad ag ef yn unol ag erthygl 2(g) o'r Gorchymyn hwnnw;

ystyr "ymchwiliad cymwys" yw ymchwiliad cymwys o fewn yr ystyr sydd i'r term "*qualifying inquiry*" yn adran 303A(1) o Ddeddf 1990 (i'r graddau y mae'r adran honno'n parhau i fod ag effaith heb y diwygiad a fewnosodir gan adran 118 o Ddeddf Cynllunio a Phrynu Gorfodol 2004 ("Deddf 2004") a pharagraff 11(2) o Atodlen 6 i'r Ddeddf honno), ac a gynhelir mewn perthynas ag ardal awdurdod cynllunio lleol y mae'r darpariaethau a bennir yn Atodlen 2 i Orchymyn Deddf Cynllunio a Phrynu Gorfodol 2004 (Cychwyn Rhif 6, Darpariaethau Trosiannol ac Arbedion) 2005(1) yn parhau i gael effaith mewn cysylltiad ag ef yn unol ag erthygl 3(3) o'r Gorchymyn hwnnw;

ystyr "ymchwiliad lleol" ("*local inquiry*") yw ymchwiliad y mae gan Weinidogion Cymru hawl i adennill eu costau mewn perthynas ag ef o dan neu yn rhinwedd adran 250(4) o Ddeddf Llywodraeth Leol 1972(2) (darpariaeth gyffredinol o ran costau ymchwiliadau) neu adran 69(5) o Ddeddf Draenio Tir 1991(3) (costau ymchwiliad o dan y Ddeddf honno).

or section 69(5) of the Land Drainage Act 1991(1)(costs of an inquiry under that Act);

"qualifying inquiry" ("*ymchwiliad cymwys*") means a qualifying inquiry within the meaning of that term in section 303A(1) of the 1990 Act (insofar as that section continues to have effect without the amendment inserted by section 118 of, and paragraph 11(2) of Schedule 6 to, the Planning and Compulsory Purchase Act 2004 ("the 2004 Act")) and held in relation to the area of a local planning authority in respect of which the provisions set out in Schedule 2 to the Planning and Compulsory Purchase Act 2004 (Commencement No. 6, Transitional Provisions and Savings) Order 2005(2) continue to have effect in accordance with article 3(3) of that Order;

"qualifying procedure" ("*gweithdrefn gymwys*") means a qualifying procedure within the meaning of that term in section 303A(1A) of the 1990 Act(3) and held in relation to the area of a local planning authority in respect of which the repeals set out in Schedule 1 to the Planning and Compulsory Purchase Act 2004 (Commencement No. 6, Transitional Provisions and Savings) Order 2005 have effect in accordance with article 2(g) of that Order.

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- (1) O.S. 2005/2847 (C.118). Drwy erthygl 2(e) o'r Gorchymyn, daeth y diwygiad i adran 303A o Ddeddf 1990, a wnaed gan Ddeddf 2004, i rym o ran Cymru ar 12 Hydref 2005. Fodd bynnag, drwy erthygl 3(3) o'r Gorchymyn hwnnw, mae darpariaethau adran 303A fel y'u mewnosodwyd gan Ddeddf Cynllunio Gwlad a Thref (Costau Ymchwiliadau etc.) 1995 yn parhau i fod mewn grym mewn perthynas â'r ardaloedd awdurdodau cynllunio lleol hynny y mae'r darpariaethau yn Neddf 1990 sy'n ymwneud â pharatoi, newid ac amnewid cynlluniau datblygu unedol yn parhau i fod yn gymwys iddynt. Effaith gyffredinol y darpariaethau niferus y cyfeirir atynt uchod yw, pan fo awdurdod cynllunio lleol yng Nghymru yn ddarostyngedig i gyfundrefn y cynllun datblygu lleol, cynhelir archwiliad annibynnol a bydd gan Weinidogion Cymru bŵer i ragnodi swm dyddiol safonol mewn perthynas â'r archwiliad annibynnol. Pan fo awdurdod cynllunio lleol yn parhau'n ddarostyngedig i gyfundrefn y cynllun datblygu unedol, fodd bynnag, cynhelir ymchwiliad lleol pan fo'n briodol, a bydd Gweinidogion Cymru yn parhau â phŵer i ragnodi swm dyddiol safonol mewn perthynas â'r ymchwiliad lleol.
- (2) 1972 p.70. Trosglwyddwyd y swyddogaethau o dan adran 250(4) o Ddeddf Llywodraeth Leol 1972 i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) fel y'i hamrywiwyd gan erthygl 4 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 2000. Trosglwyddwyd y swyddogaethau i Weinidogion Cymru gan baragraff 30 o Atodlen 11 i Ddeddf Llywodraeth Cymru 2006.
- (3) 1991 p.59.

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- (1) 1991 c.59.
- (2) S.I. 2005/2847 (C.118). By article 2(e) of the Order, the amendment of section 303A of the 1990 Act made by the 2004 Act came into force in relation to Wales on 12 October 2005. However, by article 3(3) of that Order, the provisions of section 303A as inserted by the Town and Country Planning (Costs of Inquiries etc.) Act 1995 remain in force in relation to the areas of local planning authorities to whom the provisions in the 1990 Act relating to the preparation, alteration and replacement of unitary development plans continue to apply. The general effect of the several provisions referred to above is that where a local planning authority in Wales is subject to the local development plan regime, an independent examination will be held and the Welsh Ministers will have power to prescribe a standard daily amount in relation to it. Where a local planning authority continues to be subject to the unitary development plan regime, however, a local inquiry will, where appropriate, be held and the Welsh Ministers will continue to have power to prescribe a standard daily amount in relation to it.
- (3) Section 303(1A) was inserted into the 1990 Act by section 118 of, and paragraph 11 of Schedule 6 to, the 2004 Act.

Y personau, yr ymchwiliadau a'r gweithdrefnau y mae'r Rheoliadau hyn yn gymwys iddynt

3. Mae'r Rheoliadau hyn yn gymwys o ran—
- (a) ymchwiliad lleol; a
 - (b) unrhyw berson sydd wedi'i benodi gan Weinidogion Cymru i gynnal ymchwiliad cymwys, neu wedi'i benodi fel un o'r personau a benodwyd felly, ac sydd i gynnal ymchwiliad cymwys; ac
 - (c) unrhyw berson sydd wedi'i benodi gan Weinidogion Cymru i gynnal gweithdrefn gymwys.

Y swm dyddiol safonol ar gyfer ymchwiliadau lleol

4. Y swm dyddiol safonol a ragnodir yn unol ag adran 42(4) o Ddeddf 1986 ar gyfer ymchwiliad lleol sy'n agor ar neu ar ôl 1 Ebrill 2012 yw £742.

Y swm dyddiol safonol ar gyfer ymchwiliadau cymwys

5. Y swm dyddiol safonol a ragnodir yn unol ag adran 303A(5) o Ddeddf 1990 ar gyfer ymchwiliad cymwys sy'n agor ar neu ar ôl 1 Ebrill 2012 yw £679.

Y swm dyddiol safonol ar gyfer gweithdrefnau cymwys

6. Y swm dyddiol safonol a ragnodir yn unol ag adran 303A(5) o Ddeddf 1990 ar gyfer gweithdrefn gymwys sy'n agor ar neu ar ôl 1 Ebrill 2012 yw £679.

Dirymiadau ac arbedion

7. Dirymir Rheoliadau Ymchwiliadau Lleol, Ymchwiliadau Cymwys a Gweithdrefnau Cymwys (Swm Dyddiol Safonol) (Cymru) 2007(1) ac eithrio mewn perthynas ag ymchwiliad yr oedd y Rheoliadau hynny yn gymwys iddo, a agorodd cyn 1 Ebrill 2012 ac sy'n parhau'n agored ar ôl y dyddiad hwnnw ac mewn perthynas â gweithdrefn gymwys a gychwynnodd cyn 1 Ebrill 2012 ac sy'n parhau ar ôl y dyddiad hwnnw.

Persons, inquiries and procedures to which these Regulations apply

3. These Regulations apply in relation to—
- (a) a local inquiry; and
 - (b) any person appointed by the Welsh Ministers to hold, or as one of the persons so appointed who are to hold, a qualifying inquiry; and
 - (c) any person appointed by the Welsh Ministers to hold a qualifying procedure.

Standard daily amount for local inquiries

4. The standard daily amount prescribed pursuant to section 42(4) of the 1986 Act for a local inquiry opening on or after 1 April 2012 is £742.

Standard daily amount for qualifying inquiries

5. The standard daily amount prescribed pursuant to section 303A(5) of the 1990 Act for a qualifying inquiry opening on or after 1 April 2012 is £679.

Standard daily amount for qualifying procedures

6. The standard daily amount prescribed pursuant to section 303A(5) of the 1990 Act for a qualifying procedure opening on or after 1 April 2012 is £679.

Revocations and savings

7. The Local Inquiries, Qualifying Inquiries and Qualifying Procedures (Standard Daily Amount) (Wales) Regulations 2007(1) are revoked, otherwise than in relation to an inquiry to which those Regulations applied and which opened before, and remains open after 1 April 2012 and in relation to a qualifying procedure which started before, and remains ongoing after 1 April 2012.

(1) O.S. 2007/728 (Cy.64).

(1) S.I. 2007/728 (W.64).

John Griffiths

Gweinidog yr Amgylchedd a Datblygu Cynaliadwy, un
o Weinidogion Cymru

3 Hydref 2011

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Minister for Environment and Sustainable
Development, one of the Welsh Ministers

3 October 2011

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THREF, CYMRU**

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WELSH STATUTORY
INSTRUMENTS

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