



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2014 Rhif 2894 (Cy. 295)

2014 No. 2894 (W. 295)

AMAETHYDDIAETH, CYMRU

AGRICULTURE, WALES

Rheoliadau Cynlluniau
Cymorthdaliadau a Grantiau
Amaethyddol (Apelau) (Cymru)
(Diwygio) 2014

The Agricultural Subsidies and
Grants Schemes (Appeals) (Wales)
(Amendment) Regulations 2014

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 gwneud diwygiadau pellach i Rheoliadau Cynlluniau Cymorthdaliadau a Grantiau Amaethyddol (Apelau) (Cymru) 2006, O.S. 2006/3342 (Cy. 303). Mae'r diwygiadau yn diweddarar'r rhestr o ddeddfwriaeth yr Undeb Ewropeaidd yn O.S. 2006/3342 (Cy. 303) fel y'i diwygiwyd gan O.S. 2007/2900 (Cy. 251) ac O.S. 2010/1807 (Cy. 175).

These Regulations make further amendments to the Agricultural Subsidies and Grants Schemes (Appeals) (Wales) Regulations 2006, S.I. 2006/3342 (W. 303). The amendments update the list of European Union legislation covered by S.I. 2006/3342 (W. 303) as amended by S.I. 2007/2900 (W. 251) and S.I. 2010/1807 (W. 175).

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn am fod y diwygiadau yn y Rheoliadau hyn yn ymwneud â threfniadau sydd eisoes yn bodoli ar gyfer apelau.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations as the amendments covered by these Regulations relate to existing arrangements for appeals.

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**Rheoliadau Cynlluniau
Cymorthdaliadau a Grantiau
Amaethyddol (Apelau) (Cymru)
(Diwygio) 2014**

**The Agricultural Subsidies and
Grants Schemes (Appeals) (Wales)
(Amendment) Regulations 2014**

Gwnaed 4 Tachwedd 2014

Made 4 November 2014

*Gosodwyd gerbron Cynulliad Cenedlaethol
Cymru* 7 Tachwedd 2014

*Laid before the National Assembly for
Wales* 7 November 2014

Yn dod i rym 1 Rhagfyr 2014

Coming into force 1 December 2014

Mae Gweinidogion Cymru wedi eu dynodi(1) at ddibenion adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972(2) mewn perthynas â pholisi amaethyddol cyffredin yr Undeb Ewropeaidd.

The Welsh Ministers are designated(1) for the purposes of section 2(2) of the European Communities Act 1972(2) in relation to the common agricultural policy of the European Union.

Mae'r Rheoliadau hyn yn gwneud darpariaeth at ddiben a grybwyllir yn yr adran honno ac mae'n ymddangos i Weinidogion Cymru ei bod yn hwylus i ddehongli unrhyw gyfeiriadau at offerynnau'r UE yn y Rheoliadau hyn fel cyfeiriadau at yr offerynnau hynny fel y'u diwygir o bryd i'w gilydd.

These Regulations make provision for a purpose mentioned in that section and it appears to the Welsh Ministers that it is expedient for any reference in these Regulations to EU instruments to be construed as a reference to those instruments as amended from time to time.

Mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau a roddwyd gan adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972 a pharagraff 1A o Atodlen 2 iddi.

The Welsh Ministers make these Regulations in exercise of the powers conferred by section 2(2) of, and paragraph 1A of Schedule 2 to, the European Communities Act 1972.

Enwi, cymhwyso a chychwyn

Title, application and commencement

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Cynlluniau Cymorthdaliadau a Grantiau Amaethyddol (Apelau) (Cymru) (Diwygio) 2014.

1.—(1) The title of these Regulations is the Agricultural Subsidies and Grants Schemes (Appeals) (Wales) (Amendment) Regulations 2014.

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

(2) These Regulations apply in relation to Wales.

(1) O.S. 2010/2690.

(2) 1972 p. 68. Diwygiwyd adran 2(2) gan adran 27(1)(a) o Ddeddf Diwygio Deddfwriaethol a Rheoleiddiol 2006 (p. 51) ac adran 3(3) o Ddeddf yr Undeb Ewropeaidd (Diwygio) 2008 (p. 7) a Rhan 1 o'r Atodlen iddi. Mewnosodwyd paragraff 1A o Atodlen 2 gan adran 28 o Ddeddf Diwygio Deddfwriaethol a Rheoleiddiol 2006.

(1) S.I. 2010/2690.

(2) 1972 c. 68. Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c. 51) and by section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c. 7). Paragraph 1A of Schedule 2 was inserted by section 28 of the Legislative and Regulatory Reform Act 2006.

(3) Daw'r Rheoliadau hyn i rym ar 1 Rhagfyr 2014.

(3) These Regulations come into force on 1 December 2014.

Diwygio Rheoliadau Cynlluniau Cymorthdaliadau a Grantiau Amaethyddol (Apelau) (Cymru) 2006

2.—(1) Mae Rheoliadau Cynlluniau Cymorthdaliadau a Grantiau Amaethyddol (Apelau) (Cymru) 2006(1), wedi eu diwygio fel a ganlyn.

(2) Yn yr Atodlen, ar ôl paragraff 17, mewnosoder—

“**18.** Rheoliad (EU) Rhif 1305/2013 Senedd Ewrop a'r Cyngor dyddiedig 17 Rhagfyr 2013 ar gefnogi datblygu gwledig gan Gronfa Amaethyddol Ewrop ar gyfer Datblygu Gwledig (EAFRD)(2).

19. Rheoliad (EU) Rhif 1306/2013 Senedd Ewrop a'r Cyngor dyddiedig 17 Rhagfyr 2013 ar gyllido, rheoli a monitro'r polisi amaethyddol cyffredin(3).

20. Rheoliad (EU) Rhif 1307/2013 Senedd Ewrop a'r Cyngor dyddiedig 17 Rhagfyr 2013 sy'n gosod rheolau ar gyfer taliadau uniongyrchol i ffermwyr o dan gynlluniau cymorth o fewn fframwaith y polisi amaethyddol cyffredin(4).

21. Rheoliad Dirprwyedig y Comisiwn (EU) Rhif 639/2014 dyddiedig 11 Mawrth 2014 sy'n ychwanegu at Reoliad (EU) Rhif 1307/2013 Senedd Ewrop a'r Cyngor sy'n gosod rheolau ar gyfer taliadau uniongyrchol i ffermwyr o dan gynlluniau cymorth o fewn fframwaith y polisi amaethyddol cyffredin ac sy'n diwygio Atodiad X i'r Rheoliad hwnnw(5).

22. Rheoliad Dirprwyedig y Comisiwn (EU) Rhif 640/2014 dyddiedig 11 Mawrth 2014 sy'n ychwanegu at Reoliad (EU) Rhif 1306/2013 Senedd Ewrop a'r Cyngor o ran y system weinyddu a rheoli integredig a'r amodau ar gyfer gwrthod taliadau neu eu tynnu yn ôl a chosbau gweinyddol sy'n gymwys i daliadau uniongyrchol, cymorth ar gyfer datblygu gwledig a thrawsgydymffurfio(6).

Amendments to the Agricultural Subsidies and Grants Schemes (Appeals) (Wales) Regulations 2006

2.—(1) The Agricultural Subsidies and Grants Schemes (Appeals) (Wales) Regulations 2006(1) are amended as follows.

(2) In the Schedule after paragraph 17 insert—

“**18.** Regulation (EU) No 1305/2013 of the European Parliament and of the Council of 17 December 2013 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)(2).

19. Regulation (EU) No 1306/2013 of the European Parliament and of the Council of 17 December 2013 on the financing, management and monitoring of the common agricultural policy(3).

20. Regulation (EU) No 1307/2013 of the European Parliament and of the Council of 17 December 2013 establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy(4).

21. Commission Delegated Regulation (EU) No 639/2014 of 11 March 2014 supplementing Regulation (EU) No 1307/2013 of the European Parliament and of the Council establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy and amending Annex X to that Regulation(5).

22. Commission Delegated Regulation (EU) No 640/2014 of 11 March 2014 supplementing Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to the integrated administration and control system and conditions for refusal or withdrawal of payments and administrative penalties applicable to direct payments, rural development support and cross compliance(6).

(1) O.S. 2006/3342 (Cy. 303), fel y'i diwygiwyd gan O.S. 2007/2900 (Cy. 175) ac O.S. 2010/1807 (Cy. 175).

(2) OJ Rhif L 347, 20.12.2013, t. 487.

(3) OJ Rhif L 347, 20.12.2013, t. 549.

(4) OJ Rhif L 347, 20.12.2014, t. 608.

(5) OJ Rhif L 181, 20.6.2014, t. 1.

(6) OJ Rhif L 181, 20.6.2014, t. 48.

(1) S.I. 2006/3342 (W. 303), as amended by S.I. 2007/2900 (W. 175) and S.I. 2010/1807 (W. 175).

(2) OJ No L 347, 20.12.2013, p. 487.

(3) OJ No L 347, 20.12.2013, p. 549.

(4) OJ No L 347, 20.12.2014, p. 608.

(5) OJ No L 181, 20.6.2014, p. 1.

(6) OJ No L 181, 20.6.2014, p. 48.

23. Rheoliad Gweithredu'r Comisiwn (EU) Rhif 641/2014 dyddiedig 16 Mehefin 2014 sy'n gosod rheolau ar gyfer cymhwyso Rheoliad (EU) Rhif 1307/2013 Senedd Ewrop a'r Cyngor sy'n gosod rheolau ar gyfer taliadau uniongyrchol i ffermwyr o dan gynlluniau cymorth o fewn fframwaith y polisi amaethyddol cyffredin(1).

24. Rheoliad Dirprwyedig y Comisiwn (EU) Rhif 807/2014 dyddiedig 11 Mawrth 2014 sy'n ychwanegu at Reoliad (EU) Rhif 1305/2013 Senedd Ewrop a'r Cyngor ar gefnogi datblygu gwledig gan Gronfa Amaethyddol Ewrop ar gyfer Datblygu Gwledig (EAFRD) a chyflwyno darpariaethau trosiannol(2).

25. Rheoliad Gweithredu'r Comisiwn (EU) Rhif 808/2014 dyddiedig 17 Gorffennaf 2014 sy'n gosod rheolau ar gyfer cymhwyso Rheoliad (EU) Rhif 1305/2013 Senedd Ewrop a'r Cyngor, ar gefnogi datblygu gwledig gan Gronfa Amaethyddol Ewrop ar gyfer Datblygu Gwledig (EAFRD)(3).

26. Rheoliad Gweithredu'r Comisiwn (EU) Rhif 809/2014 dyddiedig 17 Gorffennaf 2014 sy'n gosod rheolau ar gyfer cymhwyso Rheoliad (EU) Rhif 1306/2013 Senedd Ewrop a'r Cyngor o ran y system weinyddu a rheoli integredig, mesurau datblygu gwledig a thrawsgydymffurfio(4).”

23. Commission Implementing Regulation (EU) No 641/2014 of 16 June 2014 laying down rules for the application of Regulation (EU) No 1307/2013 of the European Parliament and of the Council establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy(1).

24. Commission Delegated Regulation (EU) No 807/2014 of 11 March 2014 supplementing Regulation (EU) No 1305/2013 of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) and introducing transitional provisions(2).

25. Commission Implementing Regulation (EU) No 808/2014 of 17 July 2014 laying down rules for the application of Regulation (EU) No 1305/2013 of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)(3).

26. Commission Implementing Regulation (EU) No 809/2014 of 17 July 2014 laying down rules for the application of Regulation (EU) No 1306/2013 of the European Parliament and of the Council with regard to the integrated administration and control system, rural development measures and cross compliance(4).”

Rebecca Evans

Y Dirprwy Weinidog Ffermio a Bwyd, o dan awdurdod y Gweinidog Cyfoeth Naturiol, un o Weinidogion Cymru

4 Tachwedd 2014

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Deputy Minister for Farming and Food, under authority of the Minister for Natural Resources, one of the Welsh Ministers

4 November 2014

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(1) OJ Rhif L 181, 20.6.2014, t. 74.

(2) OJ Rhif L 227, 31.7.2014, t. 1.

(3) OJ Rhif L 227, 31.7.2014, t. 18.

(4) OJ Rhif L 227, 31.7.2014, t. 69.

(1) OJ No L 181, 20.6.2014, p. 74.

(2) OJ No L 227, 31.7.2014, p. 1.

(3) OJ No L 227, 31.7.2014, p. 18.

(4) OJ No L 227, 31.7.2014, p. 69.

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£4.25

W2134/11/14

ON

ISBN 978-0-348-11014-2



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