



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2015 Rhif 1180 (Cy. 78)

2015 No. 1180 (W. 78)

BYWYD GWYLLT, CYMRU

WILDLIFE, WALES

Gorchymyn Deddf Bywyd Gwyllt a
Chefn Gwlad 1981 (Amrywio
Atodlen 9) (Cymru) 2015

The Wildlife and Countryside Act
1981 (Variation of Schedule 9)
(Wales) Order 2015

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn, sy'n gymwys o ran Cymru, yn amrywio Rhan 1B o Atodlen 9 i Ddeddf Bywyd Gwyllt a Chefn Gwlad 1981 (p. 69) ("y Ddeddf"), sy'n rhestru'r anifeiliaid nad ydynt fel arfer yn bresennol ym Mhrydain Fawr mwyach ac na chaniateir eu rhyddhau neu ganiatáu iddynt ddianc i'r gwyllt.

Mae erthygl 2 o'r Gorchymyn hwn yn ychwanegu'r Afanc Ewrasiaidd at Ran 1B o Atodlen 9 i'r Ddeddf o ran Cymru (ar hyn o bryd mae'r Afanc Ewrasiaidd wedi ei gynnwys o ran Lloegr yn unig).

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, paratowyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn. Gellir cael copi oddi wrth Lywodraeth Cymru (Yr Is-adran Tir, Natur a Choedwigaeth), Rhodfa Padarn, Llanbadarn Fawr, Aberystwyth, Ceredigion, SY23 3UR.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, which applies in relation to Wales, varies Part 1B of Schedule 9 to the Wildlife and Countryside Act 1981 (c. 69) ("the Act"), which lists animals no longer normally present in Great Britain which may not be released or allowed to escape into the wild.

Article 2 of this Order adds the Eurasian Beaver to Part 1B of Schedule 9 to the Act in relation to Wales (the Eurasian Beaver is currently included only in relation to England).

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to this Order. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with this Order. A copy can be obtained from the Welsh Government (Land, Nature and Forestry Division), Rhodfa Padarn, Llanbadarn Fawr, Aberystwyth, Ceredigion, SY23 3UR.

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(Wales) Order 2015**

Gwnaed 16 Ebrill 2015

Made 16 April 2015

*Gosodwyd gerbron Cynulliad Cenedlaethol
Cymru* 20 Ebrill 2015

Laid before the National Assembly for Wales
20 April 2015

Yn dod i rym 11 Mai 2015

Coming into force 11 May 2015

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddwyd gan adran 22(5)(a) o Ddeddf Bywyd Gwyllt a Chefn Gwlad 1981(1) ac sydd bellach wedi eu breinio ynddynt hwy(2), yn gwneud y Gorchymyn a ganlyn.

The Welsh Ministers, in exercise of the powers conferred by section 22(5)(a) of the Wildlife and Countryside Act 1981(1) and now vested in them(2), make the following Order.

Yn unol â gofynion adran 26(4) o'r Ddeddf honno, mae Gweinidogion Cymru—

In accordance with the requirements of section 26(4) of that Act, the Welsh Ministers—

- (a) wedi rhoi cyfle i unrhyw awdurdod lleol yr effeithir arno ac unrhyw berson arall yr effeithir arno gyflwyno gwrthwynebiadau neu sylwadau mewn cysylltiad â phwnc y Gorchymyn hwn; a
- (b) wedi ymgynghori â'r Cyd-bwyllgor Cadwraeth Natur, sef y corff cynghori(3) gorau ym marn Gweinidogion Cymru i'w cynghori ynghylch a ddylid gwneud y Gorchymyn hwn ai peidio.

- (a) have given any local authority affected and any other person affected an opportunity to submit objections or representations with respect to the subject matter of this Order; and
- (b) have consulted with the Joint Nature Conservation Committee, being the advisory body(3) the Welsh Ministers considered was best able to advise them as to whether this Order should be made.

(1) 1981 p. 69. Diwygiwyd adran 22(5)(a) gan adran 25 o Ddeddf Seilwaith 2015 (p. 7).

(2) Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol o dan adran 22(5)(a), i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672), ac Atodlen 1 iddo, ac fe'u trosglwyddwyd wedi hynny i Weinidogion Cymru gan adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32), a pharagraff 30 o Atodlen 11 iddi.

(3) Am y diffiniad o "advisory body" gweler adrannau 23(3) a 27(1) o Ddeddf Bywyd Gwyllt a Chefn Gwlad 1981.

(1) 1981 c. 69. Section 22(5)(a) was amended by section 25 of the Infrastructure Act 2015 (c. 7).

(2) The functions of the Secretary of State under section 22(5)(a) were, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) and were subsequently transferred to the Welsh Ministers by section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).

(3) For the definition of "advisory body" see sections 23(3) and 27(1) of the Wildlife and Countryside Act 1981.

Enwi a chychwyn

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Bywyd Gwyllt a Chefn Gwlad 1981 (Amrywio Atodlen 9) (Cymru) 2015.

(2) Daw'r Gorchymyn hwn i rym ar 11 Mai 2015.

Amrywio Atodlen 9

2. Yn Rhan 1B o Atodlen 9 i Ddeddf Bywyd Gwyllt a Chefn Gwlad 1981 (anifeiliaid nad ydynt fel arfer yn bresennol mwyach)(1), yn yr eitem sy'n ymwneud â "Beaver, Eurasian" hepgorer "(but not in relation to Wales)".

Title and commencement

1.—(1) The title of this Order is the Wildlife and Countryside Act 1981 (Variation of Schedule 9) (Wales) Order 2015.

(2) This Order comes into force on 11 May 2015.

Variation of Schedule 9

2. In Part 1B of Schedule 9 to the Wildlife and Countryside Act 1981 (animals no longer normally present)(1), in the entry relating to "Beaver, Eurasian" omit "(but not in relation to Wales)".

Carl Sargeant

Y Gweinidog Cyfoeth Naturiol, un o Weinidogion
Cymru
16 Ebrill 2015

Minister for Natural Resources, one of the Welsh
Ministers
16 April 2015

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(1) Mewnosodwyd Rhan 1B o Atodlen 9 gan adran 24(5) o Ddeddf Seilwaith 2015.

(1) Part 1B of Schedule 9 was inserted by section 24(5) of the Infrastructure Act 2015.

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