OFFERYNNAU STATUDOL CYMRU

2019 Rhif 1017 (Cy. 177)

TRYDAN, CYMRU

Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Diwygiadau Amrywiol) (Cymru) 2019

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn diwygio Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Ceisiadau am Gydsyniad) (Cymru) 2019 ("y Rheoliadau Ceisiadau am Gydsyniad"), Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Gweithdrefn Ymchwiliadau) (Cymru) 2019 ("y Rheoliadau Gweithdrefn Ymchwiliadau") a Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Amrywio Cydsyniadau) (Cymru) 2019 ("y Rheoliadau Amrywio Cydsyniadau").

Mae rheoliadau 2 a 3 yn diwygio'r Rheoliadau Ceisiadau am Gydsyniad a'r Rheoliadau Amrywio Cydsyniadau, yn y drefn honno. Maent yn rhoi cyfeiriadau at "cyngor dosbarth" yn lle "Adran yr Amgylchedd" yng Ngogledd Iwerddon er mwyn adlewyrchu newidiadau a wnaed gan Ddeddf Cynllunio (Gogledd Iwerddon) 2011 a oedd yn trosglwyddo'r mwyafrif o swyddogaethau cynllunio a chyfrifoldebau gwneud penderfyniadau i gynghorau dosbarth. Maent hefyd yn rhoi'r geiriau "sy'n cylchredeg yng Nghymru, Lloegr a Gogledd Iwerddon" yn lle "cenedlaethol".

Mae rheoliad 4 yn diwygio rheoliad 16 o'r Rheoliadau Gweithdrefn Ymchwiliadau er mwyn diffinio "drwy hysbyseb leol" ac er mwyn rhagnodi pryd y mae rhaid cyhoeddi gyntaf yr hysbysiad am yr ymchwiliad sy'n ofynnol gan reoliad 16(1). Gwneir mân ddiwygiadau eraill i reoliad 16.

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.

WELSH STATUTORY INSTRUMENTS

2019 No. 1017 (W. 177)

ELECTRICITY, WALES

The Electricity (Offshore Generating Stations) (Miscellaneous Amendments) (Wales) Regulations 2019

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Electricity (Offshore Generating Stations) (Applications for Consent) (Wales) Regulations 2019 ("the Applications for Consent Regulations"), the Electricity (Offshore Generating Stations) (Inquiries Procedure) (Wales) Regulations 2019 ("the Inquiries Procedure Regulations") and the Electricity (Offshore Generating Stations) (Variation of Consents) (Wales) Regulations 2019 ("the Variation of Consents Regulations").

Regulations 2 and 3 amend the Applications for Consent Regulations and the Variation of Consents Regulations respectively. They replace references to "the Department of the Environment" in Northern Ireland to "a district council" to reflect changes made by the Planning (Northern Ireland) Act 2011 which transferred the majority of planning functions and decision making responsibilities to district councils. They also replace the term "national newspapers" with "newspapers circulating in Wales, England and Northern Ireland".

Regulation 4 amends regulation 16 of the Inquiries Procedure Regulations to define "by local advertisement" and to prescribe when first publication of the notice of the inquiry required by regulation 16(1) must be made. Other minor amendments are made to regulation 16.

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.

OFFERYNNAU STATUDOL CYMRU

2019 Rhif 1017 (Cy. 177)

TRYDAN, CYMRU

Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Diwygiadau Amrywiol) (Cymru) 2019

Gwnaed *11 Mehefin 2019*

Gosodwyd gerbron Cynulliad Cenedlaethol Cymru *13 Mehefin 2019*

Yn dod i rym *5 Gorffennaf 2019*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir iddynt gan adrannau 36(8A) a 36C(2) a (6) o Ddeddf Trydan 1989(**1**), yn gwneud y Rheoliadau a ganlyn:

Enwi a chychwyn

1. Enw'r Rheoliadau hyn yw Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Diwygiadau Amrywiol) (Cymru) 2019 a deuant i rym ar 5 Gorffennaf 2019.

Diwygiadau i Reoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Ceisiadau am Gydsyniad) (Cymru) 2019

2.—(1) Mae Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Ceisiadau am Gydsyniad) (Cymru) 2019(**2**) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 5, ym mharagraffau (2) a (4), yn lle "Adran yr Amgylchedd", rhodder "unrhyw gyngor dosbarth".

(**1**) 1989 p. 29. Mewnosodwyd adran 36(8A) gan adran 69(1) a pharagraff 47 o Atodlen 6 i Ddeddf Cymru 2017 (p. 4) ("Deddf 2017"). Mewnosodwyd adran 36C gan adran 20(1) a (2) o Ddeddf Twf a Seilwaith 2013 (p. 27). Diwygiwyd adran 36C(6) gan adran 39(12) o Ddeddf 2017. Mae diwygiadau eraill i adran 36C nad ydynt yn berthnasol i'r Rheoliadau hyn.

(**2**) O.S. 2019/295 (Cy. 73).

WELSH STATUTORY INSTRUMENTS

2019 No. 1017 (W. 177)

ELECTRICITY, WALES

The Electricity (Offshore Generating Stations) (Miscellaneous Amendments) (Wales) Regulations 2019

Made *11 June 2019*

Laid before the National Assembly for Wales *13 June 2019*

Coming into force *5 July 2019*

The Welsh Ministers, in exercise of the powers conferred on them by sections 36(8A) and 36C(2) and (6) of the Electricity Act 1989(**1**), make the following Regulations:

Title and commencement

1. The title of these Regulations is the Electricity (Offshore Generating Stations) (Miscellaneous Amendments) (Wales) Regulations 2019 and they come into force on 5 July 2019.

Amendments to the Electricity (Offshore Generating Stations) (Applications for Consent) (Wales) Regulations 2019

2.—(1) The Electricity (Offshore Generating Stations) (Applications for Consent) (Wales) Regulations 2019(**2**) are amended as follows.

(2) In regulation 5, in paragraphs (2) and (4), for "the Department of the Environment" substitute "any district council".

(**1**) 1989 c. 29. Section 36(8A) was inserted by section 69(1) and paragraph 47 of Schedule 6 to the Wales Act 2017 (c. 4) ("the 2017 Act"). Section 36C was inserted by section 20(1) and (2) of the Growth and Infrastructure Act 2013 (c. 27). Section 36C(6) was amended by section 39(12) of the 2017 Act. There are other amendments to section 36C which are not relevant to these Regulations.

(**2**) S.I. 2019/295 (W. 73).

(3) Yn rheoliad 7(1)(b), yn lle "cenedlaethol" rhodder "sy'n cylchredeg yng Nghymru, Lloegr a Gogledd Iwerddon".

Diwygiadau i Reoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Amrywio Cydsyniadau) (Cymru) 2019

3.—(1) Mae Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Amrywio Cydsyniadau) (Cymru) 2019(**1**) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 2, yn y diffiniad o "awdurdod cynllunio perthnasol" ym mharagraff (b), yn lle "Adran yr Amgylchedd" rhodder "cyngor dosbarth".

(3) Yn rheoliad 5(5)(c), yn lle "cenedlaethol" rhodder "sy'n cylchredeg yng Nghymru, Lloegr a Gogledd Iwerddon".

Diwygiadau i Reoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Gweithdrefn Ymchwiliadau) (Cymru) 2019

4.—(1) Mae Rheoliadau Trydan (Gorsafoedd Cynhyrchu Alltraeth) (Gweithdrefn Ymchwiliadau) (Cymru) 2019(**2**) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 16—

(a) ym mharagraff (1) ar ôl y gair "hysbysiad" mewnosoder "drwy hysbyseb leol";

(b) ar ôl paragraff (1) mewnosoder—

"(1A) Rhaid i'r dyddiad y cyhoeddir yr hysbysiad o dan baragraff (1) gyntaf fod yn ddim llai na dwy wythnos sy'n dod i ben â'r diwrnod cyn y dyddiad a bennir ar gyfer dechrau'r ymchwiliad.";

(c) hepgorer paragraff (2);

(d) ym mharagraff (3), yn lle "pharagraffau (1) a (2)" rhodder "pharagraff (1)".

(3) In regulation 7(1)(b), for "national newspapers" substitute "newspapers circulating in Wales, England and Northern Ireland".

Amendments to the Electricity (Offshore Generating Stations) (Variation of Consents) (Wales) Regulations 2019

3.—(1) The Electricity (Offshore Generating Stations) (Variation of Consents) (Wales) Regulations 2019(**1**) are amended as follows.

(2) In regulation 2 in the definition of "relevant planning authority", in paragraph (b), for "the Department of the Environment" substitute "a district council".

(3) In regulation 5(5)(c), for "national newspapers" substitute "newspapers circulating in Wales, England and Northern Ireland".

Amendments to the Electricity (Offshore Generating Stations) (Inquiries Procedure) (Wales) Regulations 2019

4.—(1) The Electricity (Offshore Generating Stations) (Inquiries Procedure) (Wales) Regulations 2019(**2**) are amended as follows.

(2) In regulation 16—

(a) in paragraph (1) after the word "notice" insert "by local advertisement";

(b) after paragraph (1) insert—

"(1A) The date when the notice under paragraph (1) is first published must be not less than two weeks ending with the day before the date fixed for the beginning of the inquiry.";

(c) omit paragraph (2);

(d) in paragraph (3) for "paragraphs (1) and (2)" substitute "paragraph (1)".

Julie James

Y Gweinidog Tai a Llywodraeth Leol, un o Weinidogion Cymru
11 Mehefin 2019

Minister for Housing and Local Government, one of the Welsh Ministers
11 June 2019

©Ⓗ Hawlfraint y Goron 2019

Argraffwyd a chyhoeddwyd yn y Deyrnas Unedig gan The Stationery Office Limited o dan awdurdod ac arolygiaeth Jeff James, Rheolwr Gwasg Ei Mawrhydi ac Argraffydd Deddfau Seneddol y Frenhines.

© Crown copyright 2019

Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Jeff James, Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.

(**1**) O.S. 2019/297 (Cy. 75).
(**2**) O.S. 2019/304 (Cy. 77).

(**1**) S.I. 2019/297 (W. 75).
(**2**) S.I. 2019/304 (W. 77).

ISBN 978-0-348-20434-6

£4.90

W201906131001 06/2019

http://www.legislation.gov.uk/id/wsi/2019/1017