



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2021 Rhif 1350 (Cy. 349)

2021 No. 1350 (W. 349)

**DIOGELU'R AMGYLCHEDD,
CYMRU**

**ENVIRONMENTAL
PROTECTION, WALES**

**LLYWODRAETH LEOL,
CYMRU**

**LOCAL GOVERNMENT,
WALES**

Rheoliadau Deddf yr Amgylchedd
(Cymru) 2016 (Awdurdodau
Cyhoeddus sy'n ddarostyngedig i'r
Ddyletswydd Bioamrywiaeth a
Chydnerthedd Ecosystemau) 2021

The Environment (Wales) Act 2016
(Public Authorities subject to the
Biodiversity and Resilience of
Ecosystems Duty) Regulations
2021

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn diwygio adran 6 o Ddeddf yr Amgylchedd (Cymru) 2016 (dccc 3) er mwyn cynnwys cyd-bwyllgorau corfforedig yn y diffiniad o "awdurdod cyhoeddus" yn is-adran (9) o'r adran honno, fel bod cyd-bwyllgorau corfforedig yn ddarostyngedig i'r ddyletswydd bioamrywiaeth a chydnerthedd ecosystemau ("y ddyletswydd bioamrywiaeth"). O ganlyniad i'r Rheoliadau hyn, bydd yn ofynnol i gyd-bwyllgorau corfforedig ystyried Cynllun Gweithredu Adfer Natur Cymru wrth wneud penderfyniadau.

Mae cyd-bwyllgorau corfforedig yn gyrff a sefydlir gan reoliadau a wnaed o dan Ran 5 o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021 (dsc 1) ("y Ddeddf").

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend section 6 of the Environment (Wales) Act 2016 (anaw 3) to include corporate joint committees within the definition of "public authority" in subsection (9) of that section, so that corporate joint committees are subject to the biodiversity and resilience of ecosystems duty ("the biodiversity duty"). As a result of these Regulations, corporate joint committees will be required to consider the Nature Recovery Action Plan for Wales when making decisions.

Corporate joint committees are bodies established by regulations made under Part 5 of the Local Government and Elections (Wales) Act 2021 (asc 1) ("the Act").

Mae'r Rheoliadau hyn yn gysylltiedig â rheoliadau a oedd yn sefydlu cyd-bwyllgorau corfforedig penodol o dan Ran 5 o'r Ddeddf. Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r rheoliadau sy'n sefydlu cyd-bwyllgorau corfforedig a gorchmynion a rheoliadau cysylltiedig. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol. Gellir cael copi oddi wrth: Yr Isadran Cyllid Strategol Llywodraeth Leol, Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ.

These Regulations are connected with regulations which established certain corporate joint committees under Part 5 of the Act. The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to the regulations which establish corporate joint committees and connected orders and regulations. As a result, a regulatory impact assessment has been prepared. A copy can be obtained from the Local Government Strategic Finance Division, Welsh Government, Cathays Park, Cardiff, CF10 3NQ.

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CYMRU**

**LLYWODRAETH LEOL,
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Rheoliadau Deddf yr Amgylchedd
(Cymru) 2016 (Awdurdodau
Cyhoeddus sy'n ddarostyngedig i'r
Ddyletswydd Bioamrywiaeth a
Chydnerthedd Ecosystemau) 2021

Gwnaed am 9.30 a.m. ar 1 Rhagfyr 2021

Yn dod i rym 3 Rhagfyr 2021

Mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau a roddir iddynt gan adrannau 84(2)(a) a 174 o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021(1).

Gosodwyd drafft o'r offeryn hwn gerbron Senedd Cymru, ac fe'i cymeradwywyd ganddi drwy benderfyniad yn unol ag adran 174(4) a (5)(1) o'r Ddeddf honno.

Enwi a dod i rym

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Deddf yr Amgylchedd (Cymru) 2016 (Awdurdodau Cyhoeddus sy'n ddarostyngedig i'r Ddyletswydd Bioamrywiaeth a Chydnerthedd Ecosystemau) 2021.

(2) Daw'r Rheoliadau hyn i rym ar 3 Rhagfyr 2021.

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**ENVIRONMENTAL
PROTECTION, WALES**

**LOCAL GOVERNMENT,
WALES**

The Environment (Wales) Act 2016
(Public Authorities subject to the
Biodiversity and Resilience of
Ecosystems Duty) Regulations
2021

Made at 9.30 a.m. on 1 December 2021

Coming into force 3 December 2021

The Welsh Ministers make these Regulations in exercise of the powers conferred on them by sections 84(2)(a) and 174 of the Local Government and Elections (Wales) Act 2021(1).

A draft of this instrument has been laid before, and approved by a resolution of, Senedd Cymru in accordance with section 174(4) and (5)(1) of that Act.

Title and coming into force

1.—(1) The title of these Regulations is the Environment (Wales) Act 2016 (Public Authorities subject to the Biodiversity and Resilience of Ecosystems Duty) Regulations 2021.

(2) These Regulations come into force on 3 December 2021.

(1) 2021 dsc 1.

(1) 2021 asc 1.

Diwygio adran 6 o Ddeddf yr Amgylchedd (Cymru) 2016

2.—(1) Mae adran 6 o Ddeddf yr Amgylchedd (Cymru) 2016(1) wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (9), yn y diffiniad o “awdurdod cyhoeddus”, ym mharagraff (e), ar ôl “awdurdod lleol” mewnosoder “, cyd-bwyllgor corfforedig”.

(3) Yn is-adran (10), yn y lle priodol mewnosoder—

“ystyr “cyd-bwyllgor corfforedig” (“*corporate joint committee*”) yw cyd-bwyllgor corfforedig a sefydlir gan reoliadau a wnaed o dan Ran 5 o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021 (dsc 1);”.

Amendment of section 6 of the Environment (Wales) Act 2016

2.—(1) Section 6 of the Environment (Wales) Act 2016(1) is amended as follows.

(2) In subsection (9), in the definition of “public authority”, in paragraph (e), after “local authority” insert “, a corporate joint committee”.

(3) In subsection (10), at the appropriate place insert—

““corporate joint committee” (“*cyd-bwyllgor corfforedig*”) means a corporate joint committee established by regulations made under Part 5 of the Local Government and Elections (Wales) Act 2021 (asc 1);”.

Rebecca Evans

Y Gweinidog Cyllid a Llywodraeth Leol, un o
Weinidogion Cymru
Am 9.30 a.m. ar 1 Rhagfyr 2021

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Minister for Finance and Local Government, one of
the Welsh Ministers
At 9.30 a.m. on 1 December 2021

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(1) 2016 dccc 3. Diwygiwyd adran 6 gan baragraff 46(a)(i) a (ii) o Ran 1 o Atodlen 9 i Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021.

(1) 2016 anaw 3. Section 6 was amended by paragraph 46(a)(i) and (ii) of Part 1 of Schedule 9 to the Local Government and Elections (Wales) Act 2021.

