



# Deddf Llywodraeth Leol ac Etholiadau (Cymru) 2021

2021 dsc 1

RHAN 1

ETHOLIADAU

*Cymhwysiad person i fod yn aelod o awdurdod lleol*

**19 Cymhwysiad person i gael ei ethol a dal swydd fel aelod o awdurdod lleol yng Nghymru**

- (1) Mae adran 79 o Ddeddf 1972 wedi ei diwygio fel a ganlyn.
- (2) Yn is-adran (1), ar ôl “Union” mewnosoder “or, in the case of a local authority in Wales, a qualifying foreign citizen”.
- (3) Ar ôl is-adran (2C) mewnosoder—

“(2D) For the purposes of this section, a person is a qualifying foreign citizen if the person—

- (a) is not a Commonwealth citizen, a citizen of the Republic of Ireland or a relevant citizen of the Union, and
- (b) either—

(i) is not a person who requires leave under the Immigration Act 1971 to enter or remain in the United Kingdom, or

(ii) is such a person but for the time being has (or is, by virtue of any enactment, to be treated as having) indefinite leave to remain within the meaning of that Act.

(2E) But a person is not a qualifying foreign citizen by virtue of subsection (2D) (b)(i) if the person does not require leave to enter or remain in the United Kingdom by virtue only of section 8 of the Immigration Act 1971 (exceptions to requirement for leave in special cases).”