



Deddf Llywodraeth Leol ac Etholiadau (Cymru) 2021

2021 dsc 1

RHAN 1

ETHOLIADAU

Systemau pleidleisio ar gyfer etholiadau i brif gynghorau

13 Rheolau ynglŷn â chynnal etholiadau lleol yng Nghymru

- (1) Mae Deddf 1983 wedi ei diwygio fel a ganlyn.
- (2) Yn adran 36(1) (etholiadau lleol yng Nghymru a Lloegr) hepgorer “and Wales”.
- (3) Ar ôl adran 36 mewnosoder—

“36A Rules for local elections in Wales

- (1) Elections of councillors for local government areas in Wales must be conducted in accordance with rules made by the Welsh Ministers.
- (2) In relation to the election of councillors to a county council or a county borough council, rules under subsection (1) must—
 - (a) require polls to be conducted if elections are contested,
 - (b) establish the requirements for becoming a candidate for election,
 - (c) require votes at polls to be given by ballot, and
 - (d) provide for polls to be conducted under the voting systems authorised by sections 5 to 9 of the Local Government and Elections (Wales) Act 2021, which are a simple majority system and a single transferable vote system.
- (3) In relation to the election of community councillors for a community council, rules under subsection (1) must—

- (a) require polls to be conducted if elections are contested,
 - (b) establish the requirements for becoming a candidate for election,
 - (c) require votes at polls to be given by ballot, and
 - (d) provide for polls to be conducted under a simple majority system.
- (4) Rules under subsection (1) may make any other provision for the conduct of elections of councillors for local government areas in Wales.
- (5) Rules made by the Welsh Ministers may, for the purposes of, in consequence of, or for giving full effect to rules made under subsection (1), make supplementary, incidental, consequential, transitional, transitory or saving provision.
- (6) Rules under subsection (5) may amend, modify, repeal or revoke any enactment (including an enactment contained in this Act).
- (7) Before making rules under this section, the Welsh Ministers must consult such persons as they consider appropriate.
- (8) The requirement to consult imposed by subsection (7) may be satisfied by consultation undertaken before the coming into force of this section.
- (9) The power to make rules under this section—
- (a) is exercisable by statutory instrument;
 - (b) includes power to make different provision for different purposes.
- (10) A statutory instrument containing rules under this section must not be made unless a draft of the instrument has been laid before and approved by resolution of Senedd Cymru.”
- (4) Mae rheolau a wneir o dan adran 36 o Ddeddf 1983 sydd mewn grym yn union cyn i is-adran (3) o'r adran hon ddod i rym yn parhau i gael effaith, i'r graddau y maent yn gymwys i ethol cynghorwyr ar gyfer ardaloedd llywodraeth leol yng Nghymru, fel pe bai'r rheolau wedi eu gwneud o dan adran 36A(1) o'r Ddeddf honno (a fewnosodir gan is-adran (3)); ac mae cyfeiriadau mewn unrhyw ddeddfiad at reolau a wneir o dan adran 36A o Ddeddf 1983 i'w darllen yn unol â hynny.
- (5) Hyd nes y bydd adrannau 5 i 9 o'r Ddeddf hon yn dod i rym, mae adran 36A(2)(d) o Ddeddf 1983 yn cael effaith fel pe bai'n gwneud y ddarpariaeth a ganlyn—
- “(d) provide for polls to be conducted under a simple majority system.”