Deddf yr Amgylchedd Hanesyddol (Cymru) 2016

2016 dccc 4

RHAN 5

CYFFREDINOL

40 Rheoliadau a gorchmynion

(1) Yn adran 60 o Ddeddf Henebion Hynafol ac Ardaloedd Archaeolegol 1979 (p.46) (rheoliadau a gorchmynion: darpariaethau cyffredinol), ar ôl is-adran (1) mewnosoder—

"(1A) Any power of the Welsh Ministers to make regulations or an order under this Act includes power to make such incidental, supplemental, consequential, transitory, transitional or saving provision as the Welsh Ministers consider appropriate."

(2) Ar ôl is-adran (2) o'r adran honno mewnosoder—

"(3) Any power of the Welsh Ministers to make regulations under this Act or an order under section 3, 37 or 61 is exercisable by statutory instrument.

(4) A statutory instrument containing—

(a) regulations under section 1AA or 9ZB; or

(b) regulations which, by virtue of subsection (1A), amend or repeal any provision of an Act of Parliament or an Act or Measure of the National Assembly for Wales,

may not be made by the Welsh Ministers unless a draft of the instrument has been laid before, and approved by a resolution of, the National Assembly for Wales.

(5) Any other statutory instrument containing regulations or an order made by the Welsh Ministers under this Act, other than regulations under section 19,

Newidiadau i ddeddfwriaeth: *Deddf yr Amgylchedd Hanesyddol (Cymru) 2016, Adran 40 yn gyfredol gyda'r holl newidiadau y gwyddys eu bod mewn grym ar neu cyn 20 Awst 2023. Mae newidiadau a all gael eu dwyn i rym yn y dyfodol. Mae newidiadau a wnaed yn ymddangos yn y cynnwys a chyfeirir atynt trwy anodiadau. (See end of Document for details) View outstanding changes*

is subject to annulment in pursuance of a resolution of the National Assembly for Wales."

(3) Yn adran 93 o Ddeddf Cynllunio (Adeiladau Rhestredig ac Ardaloedd Cadwraeth) 1990 (p.9) (rheoliadau a gorchmynion: darpariaethau cyffredinol), yn is-adran (1), ar ôl "regulations under this Act" mewnosoder "in relation to England and the Welsh Ministers may make regulations under this Act in relation to Wales".

(4) Yn is-adran (3) o'r adran honno—

(a) ar ôl "regulations made under this Act" mewnosoder ", other than regulations under section 2A, 26M or 56A,", a

(b) ar ôl "either House of Parliament" mewnosoder "(in the case of regulations made by the Secretary of State) or the National Assembly for Wales (in the case of regulations made by the Welsh Ministers)".

(5) Ar ôl is-adran (3) o'r adran honno mewnosoder—

"(3A) A statutory instrument containing regulations under section 2A, 26M or 56A may not be made by the Welsh Ministers unless a draft of the instrument has been laid before, and approved by a resolution of, the National Assembly for Wales."

(6) Yn is-adran (4) o'r adran honno, ar ôl "sections 8(5), 26C," insert "55(5B),".

(7) Yn is-adran (5) o'r adran honno—

(a) ar ôl "an order under section" mewnosoder "55(5B),", a

(b) ar ôl "either House of Parliament" mewnosoder "(in the case of an order made by the Secretary of State) or the National Assembly for Wales (in the case of an order made by the Welsh Ministers)".

(8) Yn is-adran (6) o'r adran honno, ar ôl "the Secretary of State" mewnosoder "or (as the case may be) the Welsh Ministers".

(9) Yn adran 21 o'r Ddeddf honno (apelau: darpariaeth atodol), hepgorer is-adrannau (10) ac (11).

(10) Yn Atodlen 3 i'r Ddeddf honno (penderfynu ar apelau penodol gan berson a benodir gan Weinidogion Cymru), ym mharagraff 8, hepgorer is-baragraff (6).

(11) Rhaid i reoliadau o dan y Ddeddf hon gael eu gwneud drwy offeryn statudol.

(12) Ni chaniateir i offeryn statudol sy'n cynnwys—

(a) rheoliadau o dan adran 35(9) (pŵer i amrywio ystyr "cofnod amgylchedd hanesyddol"), neu

(b) rheoliadau o dan adran 39(7)(h) (Y Panel Cynghori ar Amgylchedd Hanesyddol Cymru: anghymhwyso staff sefydliadau penodedig rhag bod yn aelodau),

gael ei wneud oni bai bod drafft o'r offeryn wedi ei osod gerbron Cynulliad Cenedlaethol Cymru ac wedi ei gymeradwyo drwy benderfyniad ganddo.

Gwybodaeth Cychwyn

I1 A. 40 mewn grym ar y Cydsyniad Brenhinol, gweler **a. 41(1)(f)**

Newidiadau i ddeddfwriaeth:

Deddf yr Amgylchedd Hanesyddol (Cymru) 2016, Adran 40 yn gyfredol gyda'r holl newidiadau y gwyddys eu bod mewn grym ar neu cyn 20 Awst 2023. Mae newidiadau a all gael eu dwyn i rym yn y dyfodol. Mae newidiadau a wnaed yn ymddangos yn y cynnwys a chyfeirir atynt trwy anodiadau.

View outstanding changes

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

– Act repealed by 2023 asc 3 Sch. 13 para. 193