
OFFERYNNAU STATUDOL CYMRU

2013 Rhif 2621 (Cy. 258)

ADEILADU AC ADEILADAU, CYMRU

Rheoliadau Adeiladu (Diwygio Rhif 2) (Cymru) 2013

<i>Gwnaed</i>	- - - -	<i>14 Hydref 2013</i>
<i>Gosodwyd gerbron Cynulliad</i>		
<i>Cenedlaethol Cymru</i>	- -	<i>16 Hydref 2013</i>
<i>Yn dod i rym</i>	- -	<i>14 Tachwedd 2013</i>

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddwyd i'r Ysgrifennydd Gwladol gan adrannau 1 ac 8(6) o Ddeddf Adeiladu 1984(1) a pharagraffau 1, 4, 4A, 7, 8 a 10 o Atodlen 1 iddi, sydd bellach yn arferadwy ganddynt hwy(2) yn gwneud y Rheoliadau a ganlyn.

Mae Gweinidogion Cymru wedi ymgynghori â Phwyllgor Cynghori Cymru ar Reoliadau Adeiladu a chyrrff eraill sydd, yn eu tyb hwy, yn cynrychioli'r buddiannau dan sylw yn unol ag adran 14(7) o'r Ddeddf honno.

Enwi, cymhwyso a chychwyn

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Adeiladu (Diwygio Rhif 2) (Cymru) 2013.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru ond nid ydynt yn gymwys o ran adeiladau ynni a eithrir yng Nghymru.

(3) Daw'r Rheoliadau hyn i rym ar 14 Tachwedd 2013.

(4) Yn y rheoliad hwn, mae i "adeilad ynni a eithrir" ("*excepted energy building*") yr un ystyr ag yn Erthygl 1(3) a'r Atodlen i Orchymyn Gweinidogion Cymru (Trosglwyddo Swyddogaethau) (Rhif 2) 2009(3).

(1) 1984 p. 55. Diwygiwyd adran 1 gan adran 1 o Ddeddf Adeiladau Cynaliadwy a Diogel 2004 (p. 22); mewnosodwyd paragraff 4A o Atodlen 1 gan adran 8 o'r Ddeddf honno; diwygiwyd paragraff 7 o Atodlen 1 gan adran 3 o'r Ddeddf honno a chan adran 11 o Ddeddf Newid yn yr Hinsawdd ac Ynni Cynaliadwy 2006 (p. 19); diwygiwyd paragraff 8 o Atodlen 1 gan adran 3 o Ddeddf Adeiladau Cynaliadwy a Diogel 2004 a chan adran 40 o Ddeddf Rheoli Llifogydd a Dŵr 2010 (p. 29).

(2) Cafodd y swyddogaethau a roddwyd i'r Ysgrifennydd Gwladol gan adran 1 ac 8(6) a pharagraffau 1, 4, 4A, 7, 8 a 10 o Atodlen 1 i Ddeddf Adeiladu 1984, i'r graddau yr oeddent yn arferadwy o ran Cymru, eu trosglwyddo i Weiniogion Cymru gan Orchymyn Gweinidogion Cymru (Trosglwyddo Swyddogaethau) (Rhif 2) 2009 (O.S. 2009/3019).

(3) O.S. 2009/3019.

Statws This is the original version (as it was originally made). Dim ond ar ei ffurf wreiddiol y mae'r eitem hon o ddeddfwriaeth ar gael ar hyn o bryd.

Diwygio Rheoliadau Adeiladu 2010

2. Yn Rheoliadau Adeiladu 2010(4) ar gyfer Atodlen 3 (Cynlluniau Hunanardystio ac Esemptiadau o'r Gofyniad i Roi Hysbysiad Adeiladu neu Adneuo Planiau Llawn)(5) amnewidier Atodlen 3 fel y nodir yn yr Atodlen i'r Rheoliadau hyn.

14 Hydref 2013

Carl Sargeant
Y Gweinidog Tai ac Adfywio, un o Weinidogion
Cymru

(4) O.S. 2010/2214, y mae diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(5) Diwygiwyd Atodlen 3 gan O.S. 2011/1515, O.S. 2012/718, O.S. 2012/3119, O.S. 2013/747 (Cy. 89), 2013/1105 ac O.S. 2013/1959.

YR ATODLEN

Rheoliad 2

“SCHEDULE 3

Regulations 12(6)(a) and 20(1)

Self-certification Schemes and Exemptions from Requirement to Give Building Notice or Deposit Full Plans

<i>Column 1</i>	<i>Column 2</i>
<i>Type of Work</i>	<i>Person carrying out work</i>
<p>1. Installation of a heat-producing gas appliance. (This paragraph does not apply to the provision of a masonry chimney.)</p>	<p>A person, or an employee of a person, who is a member of a class of persons approved in accordance with regulation 3 of the Gas Safety (Installation and Use) Regulations 1998(6).</p>
<p>2. Installation of heating or hot water system connected to a heat-producing gas appliance, or associated controls.</p>	<p>A person registered by Certsure LLP(7), Association of Plumbing and Heating Contractors (Certification) Limited(8), Benchmark Certification Limited(9), Building Engineering Services Competence Assessment Limited(10), Capita Gas Registration and Ancillary Services Limited(11), HETAS Limited(12), NAPIT Registration Limited(13), Oil Firing Technical Association Limited(14) or Stroma Certification Limited(15) in respect of that type of work.</p>
<p>3. Installation of—</p> <p>(a) an oil-fired combustion appliance; or</p> <p>(b) oil storage tanks and the pipes connecting them to combustion appliances.</p> <p>(This paragraph does not apply to the provision of a masonry chimney.)</p>	<p>A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited, NAPIT Registration Limited, Oil Firing Technical Association Limited or Stroma Certification Limited in respect of that type of work.</p>
<p>4. Installation of a solid fuel burning combustion appliance. (This paragraph does not apply to the provision of a masonry chimney.)</p>	<p>A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited or NAPIT Registration Limited in respect of that type of work.</p>

(6) O.S. 1998/2451.

(7) Partneriaeth atebolrwydd cyfyngedig wedi ei ffurfio a'i chofrestru o dan Ddeddf Partneriaethau Atebolrwydd Cyfyngedig 2000 (p.12) â'r rhif cofrestru OC379918.

(8) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 02876277.

(9) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 07144771.

(10) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 03712932.

(11) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 05078781.

(12) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 02117828.

(13) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 05190452.

(14) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 02739706.

(15) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 06429016.

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<i>Column 1</i>	<i>Column 2</i>
<i>Type of Work</i>	<i>Person carrying out work</i>
5. Installation of a heating or hot water system connected to an oil-fired combustion appliance or its associated controls.	A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited, NAPIT Registration Limited, Oil Firing Technical Association Limited or Stroma Certification Limited in respect of that type of work.
6. Installation of a heating or hot water system connected to a solid fuel burning combustion appliance or its associated controls.	A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited, NAPIT Registration Limited, Oil Firing Technical Association Limited or Stroma Certification Limited in respect of that type of work.
7. Installation of a heating or hot water system connected to an electric heat source or its associated controls.	A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited, NAPIT Registration Limited, Oil Firing Technical Association Limited or Stroma Certification Limited in respect of that type of work.
8. Installation of a mechanical ventilation or air conditioning system or associated controls, which does not involve work on a system shared with parts of the building occupied separately, in a building other than a dwelling.	A person registered by Certsure LLP, Building Engineering Services Competence Assessment Limited, NAPIT Registration Limited or Stroma Certification Limited in respect of that type of work.
9. Installation of an air conditioning or ventilation system in a dwelling, which does not involve work on systems shared with other dwellings.	A person registered by Certsure LLP, Building Engineering Services Competence Assessment Limited, NAPIT Registration Limited or Stroma Certification Limited in respect of that type of work.
10. Installation of a lighting system or electric heating system, or associated electrical controls.	A person registered by Certsure LLP, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, NAPIT Registration Limited or Stroma Certification Limited in respect of that type of work.
11. Installation of fixed low or extra-low voltage electrical installations.	A person registered by Certsure LLP, Benchmark Certification Limited, British

<i>Column 1</i>	<i>Column 2</i>
<i>Type of Work</i>	<i>Person carrying out work</i>
	Standards Institution(16), Building Engineering Services Competence Assessment Limited, NAPIT Registration Limited, Oil Firing Technical Association Limited or Stroma Certification Limited in respect of that type of work.
12. Installation of fixed low or extra-low voltage electrical installations as a necessary adjunct to or arising out of other work being carried out by the registered person.	A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, NAPIT Registration Limited, Oil Firing Technical Association Limited or Stroma Certification Limited in respect of that type of electrical work.
13. Installation, as a replacement, of a window, rooflight, roof window or door in an existing dwelling.	A person registered under the Fenestration Self-Assessment Scheme by Fensa Ltd(17), or a person registered by BM Trada Certification Limited(18), Benchmark Certification Limited, the British Standards Institution, CERTASS Limited(19), NAPIT Registration Limited, Network VEKA Limited(20), Stroma Certification Limited or Certsure LLP in respect of that type of work.
14. Installation of a sanitary convenience, sink, washbasin, bidet, fixed bath, shower or bathroom in a dwelling, which does not involve work on shared or underground drainage.	A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited, NAPIT Registration Limited or Stroma Certification Limited in respect of that type of work.
15. Installation of a wholesome cold water supply or a softened wholesome cold water supply.	A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited or NAPIT Registration Limited in respect of that type of work.

(16) Ymgorfforwyd drwy Siarter Frenhinol.

(17) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 03058561.

(18) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 02110046.

(19) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 04350234.

(20) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 04029350.

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<i>Column 1</i>	<i>Column 2</i>
<i>Type of Work</i>	<i>Person carrying out work</i>
<p>16. Installation of a supply of non-wholesome water to a sanitary convenience fitted with a flushing device which does not involve work on shared or underground drainage.</p>	<p>A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, Building Engineering Services Competence Assessment Limited, HETAS Limited, NAPIT Registration Limited or Stroma Certification Limited in respect of that type of work.</p>
<p>17. Installation in a building of a system to produce electricity, heat or cooling—</p> <p>(a) by microgeneration, or</p> <p>(b) from renewable sources (as defined in European Parliament and Council Directive 2009/28/EC of 23 April 2009 on the promotion of the use of energy from renewable sources)(21).</p>	<p>A person registered by Certsure LLP, Association of Plumbing and Heating Contractors (Certification) Limited, Benchmark Certification Limited, British Standards Institution, Building Engineering Services Competence Assessment Limited, HETAS Limited, NAPIT Registration Limited, Oil Firing Technical Association Limited, Stroma Certification Limited or BRE Global Limited(22) in respect of that type of work.</p>
<p>18. Insertion of insulating material into the cavity walls of an existing building.</p>	<p>A person registered under the Cavity Wall Insulation Self Certification Scheme by The Cavity Insulation</p> <p>Guarantee Agency(23), Certsure LLP, Benchmark Certification Limited, NAPIT Registration Limited or Stroma Certification Limited in respect of that type of work.</p>
<p>19. Installation, as a replacement, of the covering of a pitched or flat roof and work carried out by the registered person as a necessary adjunct to that installation. This paragraph does not apply to the installation of solar panels.</p>	<p>A person registered by NAPIT Registration Limited or The National Federation of Roofing Contractors Limited(24) in respect of that type of work.</p>
<p>20. Installation, as a replacement, of a window, rooflight, roof window or door in an existing building other than a dwelling. This paragraph does not apply to glass which is load bearing or structural or which forms part of glazed curtain walling or a revolving door.</p>	<p>A person registered by BM Trada Certification Limited, CERTASS Limited, Stroma Certification Limited, Certsure LLP or under the Fenestration Self-Assessment Scheme by Fensa Limited in respect of that type of work.</p>
<p>21. Installation of insulating material to the internal walls of a building.</p>	<p>A person registered by Certsure LLP, Benchmark Certification Limited, CERTASS Limited, NAPIT Registration Limited, Stroma</p>

(21) OJ Rhif. L 140, 5.6.2009, t16.

(22) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 03548352.

(23) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 03044131.

(24) Cwmni wedi ei ffurfio a'i gofrestru o dan y Deddfau Cwmnïau â'r rhif cofrestru 02591364.

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<i>Column 1</i>	<i>Column 2</i>
<i>Type of Work</i>	<i>Person carrying out work</i>
	Certification Limited or British Board of Agrément(25) in respect of that type of work.
22. Installation of insulating material to the external walls of a building, not including insulation of demountable-clad buildings.	A person registered by Certsure LLP, Benchmark Certification Limited, CERTASS Limited, NAPIT Registration Limited, Stroma Certification Limited or British Board of Agrément in respect of that type of work.
23. Installation of insulation material to both external and internal walls of a building (“hybrid insulation”), not including insulation of demountable-clad buildings.	A person registered by Certsure LLP, Benchmark Certification Limited, NAPIT Registration Limited or British Board of Agrément in respect of that type of work.”

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn diwygio Rheoliadau Adeiladu 2010 (“Rheoliadau 2010”).

Mae Rheoliad 2 yn cyflwyno Atodlen 3 newydd yn lle'r Atodlen gyfredol yn Rheoliadau 2010 o ran Cymru.

Mae'r Atodlen 3 newydd yn ychwanegu cyrff at y rhestr o gyrff ym mharagraffau 13, 17, 21, 22, 23 a 24 sy'n gallu cofrestru personau a awdurdodwyd o dan y cynllun hunanardystio y darperir ar ei gyfer gan reoliadau 12 ac 20 o Reoliadau 2010. Nid yw'r paragraffau sy'n weddill wedi newid o'r Atodlen fel yr oedd yn gymwys o ran Cymru ac eithrio adeiladau ynni a eithrir yng Nghymru.

Mae asesiad effaith reoleiddiol wedi ei gynnal mewn perthynas â'r diwygiadau arfaethedig i Reoliadau 2010. Cafodd yr asesiad ei gynnal gan Lywodraeth y DU ar gyfer Cymru a Lloegr ac fe'i cyhoeddir yn: <http://www.legislation.gov.uk/ukxi/2013/1105/impacts>