OFFERYNNAU STATUDOL CYMRU

2010 Rhif 2916 (Cy.241)

PYSGODFEYDD MÔR, CYMRU

Gorchymyn Deddf y Môr a Mynediad i'r Arfordir 2009 (Darpariaethau Canlyniadol) (Cymru) (Rhif 2) 2010

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn, sy'n gymwys o ran Cymru, yn diwygio is-ddeddfau 24 a 25 Cyn Bwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru o ganlyniad i ddiddymu Deddf Rheoleiddio Pysgodfeydd Môr 1966 (p.38) ("Deddf 1966").

Diddymwyd Deddf 1966 o ran Cymru ar 1 Ebrill 2010, gan adran 187 o Ddeddf y Môr a Mynediad i'r Arfordir 2009 (p.23) ("Deddf 2009"), gyda'r effaith o ddiddymu Pwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru i'r graddau yr oedd yn ymwneud â Chymru.

Ers 1 Ebrill 2010, mae is-ddeddfau Pwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru yn cael effaith yng Nghymru megis petaent wedi'u gwneud gan Weinidogion Cymru mewn offeryn statudol, i'r graddau y gallai Gweinidogion Cymru fod wedi gwneud y darpariaethau hynny drwy offeryn statudol, yn rhinwedd Erthygl 13(3) ac Atodlen 4 i Orchymyn Deddf y Môr a Mynediad i'r Arfordir 2009 (Cychwyn Rhif 1, Darpariaethau Canlyniadol, Trosiannol a Darpariaethau Arbed) (Cymru a Lloegr) 2010 (O.S. 2010/630) (p.42) ("Gorchymyn 2010").

Diddymwyd Adran 37 o Ddeddf Eogiaid 1986 (p.62) (Is-ddeddfau o dan Ddeddf Rheoleiddio Pysgodfeydd Môr 1966) hefyd, o ran Cymru, ar 1 Ebrill 2010 gan adran 321 a Rhan 4 o Atodlen 22 i Ddeddf 2009.

WELSH STATUTORY INSTRUMENTS

2010 No. 2916 (W.241)

SEA FISHERIES, WALES

The Marine and Coastal Access Act 2009 (Consequential Provisions) (Wales) (No. 2) Order 2010

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, which applies in relation to Wales, amends byelaws 24 and 25 of the former North Western and North Wales Sea Fisheries Committee ("NWNWSFC") in consequence of the repeal of the Sea Fisheries Regulation Act 1966 (c.38) ("the 1966 Act").

The 1966 Act was repealed in relation to Wales on 1 April 2010, by section 187 of the Marine and Coastal Access Act 2009 (c.23) ("the 2009 Act"), with the effect of dissolving the NWNWSFC in so far as it related to Wales.

Since 1 April 2010, the byelaws of the NWNWSFC have effect in Wales as if made by the Welsh Ministers in a statutory instrument, to the extent that the Welsh Ministers could have made those provisions in a statutory instrument, by virtue of Article 13(3) of and Schedule 4 to the Marine and Coastal Access Act 2009 (Commencement No. 1, Consequential, Transitional and Savings Provisions) (England and Wales) Order 2010 (S.I. 2010/630) (c.42) ("the 2010 Order").

Section 37 of the Salmon Act 1986 (c.62) (Byelaws under Sea Fisheries Regulation Act 1966) was also repealed, in relation to Wales, on 1 April 2010 by section 321 of and Part 4 of Schedule 22 to the 2009 Act.

O ganlyniad i ddiddymiad Deddf 1966 gan Ddeddf 2009, mae erthygl 2 o'r Gorchymyn hwn yn diwygio testun is-ddeddfau 24 a 25 Cyn Bwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru er mwyn symud ymaith gyfeiriadau at adran 37 o Ddeddf Eogiaid 1986.

Nid oes asesiad effaith rheoleiddiol llawn wedi'i lunio ar gyfer yr offeryn hwn gan nad yw'n effeithio o gwbl ar y sector preifat na'r sector gwirfoddol.

In consequence of the repeal of the 1966 Act by the 2009 Act, article 2 of this Order amends the text of byelaws 24 and 25 of the former NWNWSFC so as to remove references to section 37 of the Salmon Act 1986.

A full impact assessment has not been produced for this instrument as it has no impact on the private or voluntary sectors.

OFFERYNNAU STATUDOL CYMRU

2010 Rhif 2916 (Cy.241)

PYSGODFEYDD MÔR, CYMRU

Gorchymyn Deddf y Môr a Mynediad i'r Arfordir 2009 (Darpariaethau Canlyniadol) (Cymru) (Rhif 2) 2010

Gwnaed	*7 Rhagfyr 2010*
Gosodwyd gerbron Cynulliad Cenedlaethol Cymru	*9 Rhagfyr 2010*
Yn dod i rym	*1 Ionawr 2011*

Mae Gweinidogion Cymru'n gwneud y Gorchymyn hwn drwy arfer y pwerau a roddwyd gan adrannau 188(1) a (2)(d) o Ddeddf y Môr a Mynediad i'r Arfordir 2009(**1**).

Enwi, cychwyn a chymhwyso

1.–(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf y Môr a Mynediad i'r Arfordir 2009 (Darpariaethau Canlyniadol) (Cymru) (Rhif 2) 2010 a daw i rym ar 1 Ionawr 2011.

(2) Mae'r Gorchymyn hwn yn gymwys o ran Cymru.

Diwygio is-ddeddfau 24 a 25 Cyn Bwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru

2.–(1) Yn is-ddeddf 24(**2**) Cyn Bwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru(**3**) –

(**1**) 2009 p.23.

(**2**) Mae is-ddeddf 24 Cyn Bwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru bellach yn cael effaith megis petai wedi'i gwneud gan Weinidogion Cymru mewn Offeryn Statudol o ran yr un ardal o Gymru ag yr oedd yr is-ddeddf honno yn gymwys iddi yn rhinwedd Erthygl 13(3) ac Atodlen 4 i Orchymyn Deddf y Môr a Mynediad i'r Arfordir 2009 (Cychwyn Rhif 1, Darpariaethau Canlyniadol, Trosiannol a Darpariaethau Arbed) (Cymru a Lloegr) 2010 (O.S. 2010/630) (p.42).

(**3**) Diddymwyd Pwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru, o ran Cymru, ar 1 Ebrill 2010 pan ddaeth Erthygl 3 o Orchymyn Deddf y Môr a Mynediad i'r Arfordir 2009 (Cychwyn Rhif 1, Darpariaethau Canlyniadol, Trosiannol a Darpariaethau Arbed) (Cymru a Lloegr) 2010 (O.S. 2010/630 (p.42)) ag adran 187 o Ddeddf y Môr a Mynediad i'r Arfordir 2009 i rym, gyda'r effaith o ddiddymu Deddf Rheoleiddio Pysgodfeydd Môr 1966 (p.38).

WELSH STATUTORY INSTRUMENTS

2010 No. 2916 (W.241)

SEA FISHERIES, WALES

The Marine and Coastal Access Act 2009 (Consequential Provisions) (Wales) (No. 2) Order 2010

Made	*7 December 2010*
Laid before the National Assembly for Wales	*9 December 2010*
Coming into force	*1 January 2011*

The Welsh Ministers make this Order in exercise of the powers conferred by sections 188(1) and (2)(d) of the Marine and Coastal Access Act 2009(**1**).

Title, commencement and application

1.–(1) The title of this Order is the Marine and Coastal Access Act 2009 (Consequential Provisions) (Wales) (No. 2) Order 2010 and it comes into force on 1 January 2011.

(2) This Order applies in relation to Wales.

Amendment of byelaws 24 and 25 of the former North Western and North Wales Sea Fisheries Committee

2.–(1) In byelaw 24(**2**) of the former North Western and North Wales Sea Fisheries Committee(**3**) –

(**1**) 2009 c.23.

(**2**) Byelaw 24 of the former North Western and North Wales Sea Fisheries Committee now has effect as if made by the Welsh Ministers in a statutory instrument in relation to the same area of Wales as the area to which that byelaw originally applied by virtue of Article 13(3) of and Schedule 4 to the Marine and Coastal Access Act 2009 (Commencement No. 1, Consequential, Transitional and Savings Provisions) (England and Wales) Order 2010 (S.I. 2010/630) (c.42).

(**3**) The North Western and North Wales Sea Fisheries Committee was dissolved, in relation to Wales, on 1 April 2010 when Article 3 of the Marine and Coastal Access Act 2009 (Commencement No. 1, Consequential, Transitional and Savings Provisions) (England and Wales) Order 2010 (S.I. 2010/630 (c.42)) brought into force section 187 of the Marine and Coastal Access Act 2009, with the effect of repealing the Sea Fisheries Regulation Act 1966 (c.38).

(a) ym mharagraff (b), yn lle "For the purposes of Section 37 (2) of the Salmon Act 1986, the" rhodder "The"; a

(b) ym mharagraff (c), yn lle "For the purposes of Section 37(1) of the Salmon Act 1986, any" rhodder "Any".

(2) Yn is-ddeddf 25(**1**) Cyn Bwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru–

(a) ym mharagraff (c), yn lle "For the purposes of section 37(1) of the Salmon Act 1986, no" rhodder "No".

(a) in paragraph (b), replace "For the purposes of Section 37 (2) of the Salmon Act 1986, the" with "The"; and

(b) in paragraph (c), replace "For the purposes of Section 37(1) of the Salmon Act 1986, any" with "Any".

(2) In byelaw 25(**1**) of the former North Western and North Wales Sea Fisheries Committee–

(a) in paragraph (c), replace "For the purposes of section 37(1) of the Salmon Act 1986, no" with "No".

Elin Jones

Y Gweinidog dros Faterion Gwledig, un o Weinidogion Cymru

Minister for Rural Affairs, one of the Welsh Ministers

7 Rhagfyr 2010

7 December 2010

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(**1**) Mae is-ddeddf 25 Cyn Bwyllgor Pysgodfeydd Môr Gogledd-orllewin Lloegr a Gogledd Cymru bellach yn cael effaith megis petai wedi'i gwneud gan Weinidogion Cymru mewn offeryn statudol o ran yr un ardal o Gymru ag yr oedd yr is-ddeddf honno yn gymwys iddi yn rhinwedd Erthygl 13(3) ac Atodlen 4 i Orchymyn Deddf y Môr a Mynediad i'r Arfordir 2009 (Cychwyn Rhif 1, Darpariaethau Canlyniadol, Trosiannol a Darpariaethau Arbed) (Cymru a Lloegr) 2010 (O.S. 2010/630) (p.42).

(**1**) Byelaw 25 of the former North Western and North Wales Sea Fisheries Committee now has effect as if made by the Welsh Ministers in a statutory instrument in relation to the same area of Wales as the area to which that byelaw originally applied, by virtue of Article 13(3) of and Schedule 4 to the Marine and Coastal Access Act 2009 (Commencement No. 1, Consequential, Transitional and Savings Provisions) (England and Wales) Order 2010 (S.I. 2010/630) (c.42).

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