



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2014 Rhif 632 (Cy. 72)

2014 No. 632 (W. 72)

ANIFEILIAID, CYMRU

ANIMALS, WALES

IECHYD ANIFEILIAID

ANIMAL HEALTH

**Gorchymyn Twbercwlosis
(Diwygiadau Amrywiol) (Cymru)
2014**

**The Tuberculosis (Miscellaneous
Amendments) (Wales) Order 2014**

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn yn diwygio Gorchymyn Twbercwlosis (Cymru) 2010 (O.S. 2010/1379 (Cy. 122)) ("Gorchymyn 2010") a Gorchymyn Twbercwlosis (Cymru) 2011 (O.S. 2011/692 (Cy. 104)) ("Gorchymyn 2011"). Mae'n galluogi Gweinidogion Cymru i gymeradwyo milfeddygon i gynnal profion diagnostig penodol ar gyfer twbercwlosis (profion perthnasol) ar anifeiliaid buchol, ac anifeiliaid nad ydynt yn anifeiliaid buchol, ac i archwilio a marcio'r anifeiliaid hynny. Mae'n darparu ar gyfer gofynion awtomatig i fod yn gymwys i geidwad pan fo prawf perthnasol yn datgelu adweithydd neu adweithydd amhendant.

Mae erthyglau 2(2) a 3(2) yn cyflwyno i Orchymynion 2010 a 2011, yn y drefn honno, ddiffiniad newydd o "milfeddyg cymeradwy" ac yn diwygio'r diffiniad o "prawf perthnasol".

Mae erthyglau 2(3) a 3(3) yn darparu i Weindogion Cymru gymeradwyo milfeddygon.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Tuberculosis (Wales) Order 2010 (S.I. 2010/1379 (W. 122)) ("the 2010 Order") and the Tuberculosis (Wales) Order 2011 (S.I. 2011/692 (W. 104)) ("the 2011 Order"). It enables the Welsh Ministers to approve veterinary surgeons to carry out certain diagnostic tests for tuberculosis (relevant tests) on bovine, and non-bovine, animals and to examine and mark such animals. It provides for automatic requirements to apply to a keeper where a relevant test reveals a reactor or inconclusive reactor.

Articles 2(2) and 3(2) introduce into the 2010 and 2011 Orders respectively, a new definition of an "approved veterinary surgeon" and amend the definition of a "relevant test".

Articles 2(3) and 3(3) provide for the Welsh Ministers to approve veterinary surgeons.

Mae erthygl 2(4) yn diwygio erthygl 12 o Orchymyn 2010, ac mae erthygl 3(4) yn diwygio erthygl 9 o Orchymyn 2011, drwy fewnosod—

- (a) paragraff newydd yn lle paragraff (3) sy'n nodi'r amgylchiadau pan fo'r gofynion a nodir ym mharagraff (3A) yn gymwys i'r ceidwad;
- (b) paragraff (3B) newydd sy'n darparu ar gyfer arolygydd i ddiwygio neu i ddatgymhwyso gofynion penodol drwy hysbysiad ar unrhyw adeg;
- (c) paragraff (8) newydd sy'n darparu ar gyfer adrodd ar ganlyniad prawf nad yw'n negyddol i Weinidogion Cymru.

Mae erthygl 2(5) yn galluogi milfeddyg cymeradwy i gynnal profion cyn symud ar anifeiliaid buchol.

Mae erthyglau 2(7) a 3(6) yn galluogi milfeddyg cymeradwy i farcio, neu roi cyfarwyddyd i'r ceidwad farcio, anifeiliaid buchol ac anifeiliaid nad ydynt yn anifeiliaid buchol, yn y drefn honno.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn.

Article 2(4) amends article 12 of the 2010 Order, and article 3(4) amends article 9 of the 2011 Order, by inserting—

- (a) a substituted paragraph (3) which identifies the circumstances when requirements set down in paragraph (3A) apply to the keeper;
- (b) a new paragraph (3B) that provides for an inspector to amend or disapply certain requirements by notice at any time;
- (c) a new paragraph (8) that provides for reporting the results of a non-negative test result to the Welsh Ministers.

Article 2(5) enables an approved veterinary surgeon to carry out pre-movement testing of bovine animals.

Articles 2(7) and 3(6) enables an approved veterinary surgeon to mark, or direct the keeper to mark, bovine and non-bovine animals respectively.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to this Order. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with this Order.

2014 Rhif 632 (Cy. 72)

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ANIMAL HEALTH

**Gorchymyn Twbercwlosis
(Diwygiadau Amrywiol) (Cymru)
2014**

**The Tuberculosis (Miscellaneous
Amendments) (Wales) Order 2014**

Gwnaed 12 Mawrth 2014

Made 12 March 2014

*Gosodwyd gerbron Cynulliad Cenedlaethol
Cymru* 14 Mawrth 2014

Laid before the National Assembly for Wales
14 March 2014

Yn dod i rym 6 Ebrill 2014

Coming into force 6 April 2014

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pwerau a roddwyd gan adrannau 1, 8(1), 15(4), 25 ac 83(2) o Ddeddf Iechyd Anifeiliaid 1981(1).

The Welsh Ministers make the following Order in exercise of the powers conferred by sections 1, 8(1), 15(4), 25, and 83(2) of the Animal Health Act 1981(1).

Enwi, cymhwyso a chychwyn

Title, application and commencement

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Twbercwlosis (Diwygiadau Amrywiol) (Cymru) 2014.

1.—(1) The title of this Order is the Tuberculosis (Miscellaneous Amendments) (Wales) Order 2014.

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

(2) This Order applies in relation to Wales.

(3) Daw'r Gorchymyn hwn i rym ar 6 Ebrill 2014.

(3) This Order comes into force on 6 April 2014.

**Diwygiadau i Orchymyn Twbercwlosis (Cymru)
2010**

**Amendments to the Tuberculosis (Wales) Order
2010**

2.—(1) Mae Gorchymyn Twbercwlosis (Cymru) 2010(2) wedi ei ddiwygio fel a ganlyn.

2.—(1) The Tuberculosis (Wales) Order 2010(2) is amended as follows.

(1) 1981 p.22. Trosglwyddwyd swyddogaethau'r Gweinidogion o dan adran 1 o Ddeddf 1981, i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru, yn rhinwedd O.S. 1999/672. Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol, i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru, yn rhinwedd O.S. 2004/3044. Mae'r swyddogaethau hynny, a oedd yn arferadwy o ran Cymru gan Gynulliad Cenedlaethol Cymru bellach yn arferadwy gan Weindogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p.32), a pharagraff 30 o Atodlen 11 iddi.

(2) O.S. 2010/1379 (Cy. 122), fel y'i diwygiwyd ddiwethaf gan O.S. 2012/2897.

(1) 1981 c.22. Functions of the Ministers under section 1 of the 1981 Act were transferred, so far as exercisable in relation to Wales, to the National Assembly for Wales, by virtue of S.I. 1999/672. Functions of the Secretary of State were transferred, so far as exercisable in relation to Wales, to the National Assembly for Wales, by virtue of S.I. 2004/3044. Those functions, exercisable in relation to Wales by the National Assembly for Wales are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c.32).

(2) S.I. 2010/1379 (W. 122), as last amended by S.I. 2012/2897.

(2) Yn erthygl 2 (dehongli)—

(a) ar ôl y diffiniad o “mangre” mewnosoder—

“ystyr “milfeddyg cymeradwy” (“*approved veterinary inspector*”) yw milfeddyg a gymeradwyir yn unol ag erthygl 2A;”; a

(b) yn lle'r diffiniad o “prawf perthnasol” rhodder—

“ystyr “prawf perthnasol” (“*relevant test*”) yw—

(a) prawf croen; neu

(b) unrhyw brawf diagnostig arall ar gyfer twbercwlosis a gymeradwyir gan Weinidogion Cymru;”.

(3) Ar ôl erthygl 2 mewnosoder—

“Cymeradwyo milfeddygon

2A.—(1) Caiff Gweinidogion Cymru gymeradwyo milfeddyg—

(a) pan fo'r milfeddyg wedi ymgymryd ag unrhyw hyfforddiant sy'n ofynnol gan Weinidogion Cymru, a

(b) pan fo Gweinidogion Cymru o'r farn bod y milfeddyg yn addas i gyflawni swyddogaethau a roddir i filfeddyg cymeradwy gan y Gorchymyn hwn.

(2) Caiff Gweinidogion Cymru, drwy hysbysiad, ddirymu'r gymeradwyaeth honno, gan roi rhesymau am y dirymiad.”

(4) Yn erthygl 12 (profi ar gyfer twbercwlosis)—

(a) ym mharagraff (2) ar ôl y geiriau “ofynion rhesymol arolygydd” mewnosoder “neu filfeddyg cymeradwy”;

(b) yn is-baragraff (a) o baragraff (2) ar ôl y gair “arolygydd” mewnosoder “neu filfeddyg cymeradwy”;

(c) yn lle paragraff (3) rhodder—

“(3) Mae'r gofynion ar y ceidwad ym mharagraff (3A) yn gymwys—

(a) pan fo prawf perthnasol wedi ei gynnal ar anifail buchol;

(b) pan fo arolygydd neu filfeddyg cymeradwy wedi darllen canlyniad y prawf hwnnw ac wedi mynegi'r canlyniad hwnnw i'r ceidwad; ac

(2) In article 2 (interpretation)—

(a) after the definition of “approved disinfectant” insert—

““approved veterinary surgeon” (“*milfeddyg cymeradwy*”) means a veterinary surgeon who is approved in accordance with article 2A;”; and

(b) for the definition of “relevant test” substitute—

““relevant test” (“*prawf perthnasol*”) means—

(a) a skin test; or

(b) any other diagnostic test for tuberculosis approved by the Welsh Ministers;”.

(3) After article 2 insert—

“Approval of veterinary surgeons

2A.—(1) The Welsh Ministers may approve a veterinary surgeon where—

(a) the veterinary surgeon has undertaken any training as required by the Welsh Ministers, and

(b) the Welsh Ministers are of the opinion that the veterinary surgeon is suitable to carry out functions conferred on an approved veterinary surgeon by this Order.

(2) The Welsh Ministers may by notice revoke any such approval, giving reasons for the revocation.”

(4) In article 12 (tuberculosis testing)—

(a) in paragraph (2) after the words “requirements of an inspector” insert “or an approved veterinary surgeon”;

(b) in sub-paragraph (a) of paragraph (2) after the word “inspector” insert “or an approved veterinary surgeon”;

(c) for paragraph (3) substitute—

“(3) The requirements on the keeper in paragraph (3A) apply where—

(a) a relevant test has been applied to a bovine animal;

(b) the result of that test has been read by an inspector, or an approved veterinary surgeon, and that result communicated to the keeper; and

(c) pan fo'r arolygydd neu'r milfeddyg cymeradwy wedi ei fodloni bod darlleniad y prawf yn datgelu bod yr anifail buchol naill ai'n adweithydd, neu'n adweithydd amhendant.

(3A) Y gofynion yw—

- (a) na symudir anifail buchol ar y fangre neu o'r fangre lle cedwir yr adweithydd neu'r adweithydd amhendant ac eithrio o dan awdurdod trwydded a ddyroddwyd gan arolygydd;
- (b) sicrhau bod pob adweithydd ac adweithydd amhendant wedi ei ynysu oddi wrth anifeiliaid eraill;
- (c) caniatáu i bob adweithydd gael ei farcio gan y person a ddarllenodd y prawf perthnasol neu gan un o swyddogion Gweinidogion Cymru;
- (ch) peidio â rhoi unrhyw laeth gan fuwch odro sy'n adweithydd mewn tanc llaeth swmp; a
- (d) pan fo'r adweithydd yn preswyllo mewn mangre gyda buches odro, hysbysu pob prynwr masnachol sy'n prynu llaeth o'r fuches honno bod y fuches odro wedi colli ei statws rhydd rhag twbercwlosis.

(3B) Caiff arolygydd, drwy hysbysiad, ddiwygio neu ddatgymhwyso y gofyniad y cyfeirir ato ym mharagraff (3A)(a) neu (b) ar unrhyw adeg.”; a

(d) ar ôl paragraff (7) mewnosoder—

“(8) Rhaid i'r arolygydd neu'r milfeddyg cymeradwy sy'n darllen canlyniad prawf perthnasol sy'n datgelu adweithydd neu adweithydd amhendant adrodd ar y canlyniad prawf hwnnw i Weiniogion Cymru cyn gynted ag y bo'n ymarferol resymol.

(9) Yn yr erthygl hon—

ystyr “adweithydd amhendant” (“*inconclusive reactor*”) yw anifail buchol sy'n datgelu darlleniad nad yw'n negyddol pan gaiff ei brofi ar gyfer twbercwlosis, ond ni chaiff ei ystyried yn adweithydd; ac

ystyr “colli ei statws rhydd rhag twbercwlosis” (“*loss of tuberculosis-free status*”) yw nad yw'r fuches bellach yn bodloni'r amodau a osodir yn Atodiad A.I, paragraffau 1 a 2 o Gyfarwyddeb y Cyngor 64/432/EEC ar broblemau iechyd anifeiliaid sy'n effeithio ar fasnach ryng-Gymunedol mewn anifeiliaid buchol ac anifeiliaid o deulu'r mochyn.”

(c) the inspector or the approved veterinary surgeon is satisfied that the test reading reveals the bovine animal to be either a reactor, or an inconclusive reactor.

(3A) The requirements are—

- (a) that no bovine animal be moved on or off the premises on which the reactor or inconclusive reactor is kept except under the authority of a licence issued by an inspector;
- (b) to ensure that every reactor and inconclusive reactor is isolated from other animals;
- (c) to permit every reactor to be marked by the person who read the relevant test or by an officer of the Welsh Ministers;
- (d) not to place any milk from a reactor dairy cow in a bulk milk tank; and
- (e) where the reactor resides on premises with a milking herd, to inform every commercial buyer which buys milk from that herd of the loss of tuberculosis-free status of the dairy herd.

(3B) An inspector may by notice amend or disapply the requirement referred to in paragraph (3A)(a) or (b) at any time.”; and

(d) after paragraph (7) insert—

“(8) The inspector or approved veterinary surgeon reading the result of a relevant test which reveals a reactor or inconclusive reactor must report such test result as soon as reasonably practicable to the Welsh Ministers.

(9) In this article—

“inconclusive reactor” (“*adweithydd amhendant*”) means a bovine animal that reveals a non-negative reading when tested for tuberculosis, but is not regarded as a reactor; and

“loss of tuberculosis-free status” (“*colli ei statws rhydd rhag twbercwlosis*”) means the herd no longer satisfies the conditions laid down in Annex A.I, paragraphs 1 and 2 of Council Directive 64/432/EEC on animal health problems affecting intra-Community trade in bovine animals and swine.”

- (5) Yn erthygl 13 (proffion cyn symud)—
- (a) ym mharagraff (1)(b) ar ôl “arolygydd” mewnosoder “neu filfeddyg cymeradwy”; a
 - (b) ar ôl paragraff (1) mewnosoder—

“(1A) Pan nad yw darlleniad y prawf ym mharagraff (1)(b) yn datgelu canlyniad negyddol ar gyfer twbercwlosis mae'r gofynion yn erthygl 12(3A) yn gymwys.”
- (6) Ym mharagraff (1) o erthygl 14 (cofnodion o broffion ar gyfer twbercwlosis) ar ôl “arolygydd” mewnosoder “neu filfeddyg cymeradwy”.
- (7) Yn erthygl 21 (marcio anifeiliaid buchol)—
- (a) yn lle paragraff (1) rhodder—

“(1) Os cyfarwyddir ef i wneud hynny gan arolygydd neu filfeddyg cymeradwy rhaid i'r ceidwad farcio unrhyw anifail buchol yn y modd sy'n ofynnol gan yr arolygydd neu'r milfeddyg cymeradwy.”; a
 - (b) ym mharagraff (2) ar ôl “arolygydd” mewnosoder “neu'r milfeddyg cymeradwy”.

Diwygiadau i Orchymyn Twbercwlosis (Cymru) 2011

3.—(1) Mae Gorchymyn Twbercwlosis (Cymru) 2011(1) wedi ei ddiwygio fel a ganlyn.

- (2) Yn erthygl 2 (dehongli)—
- (a) ar ôl y diffiniad o “mangre” mewnosoder—

“ystyr “milfeddyg cymeradwy” (“*approved veterinary surgeon*”) yw milfeddyg a gymeradwyir yn unol ag erthygl 2A;”; a
 - (b) yn lle'r diffiniad o “prawf perthnasol” rhodder—

“ystyr “prawf perthnasol” (“*relevant test*”) yw—

 - (a) prawf croen; neu
 - (b) unrhyw brawf diagnostig arall ar gyfer twbercwlosis a gymeradwyir gan Weinidogion Cymru;”.

(3) Ar ôl erthygl 2 mewnosoder—

“Cymeradwyo milfeddygon

2A.—(1) Caiff Gweinidogion Cymru gymeradwyo milfeddyg—

- (5) In article 13 (pre-movement testing)—
- (a) in paragraph (1)(b) after “inspector” insert “or an approved veterinary surgeon”; and
 - (b) after paragraph (1) insert—

“(1A) Where a reading of the test in paragraph (1)(b) does not reveal a negative result for tuberculosis the requirements in article 12(3A) apply.”
- (6) In paragraph (1) of article 14 (tuberculosis test records) after “inspector” insert “or an approved veterinary surgeon”.
- (7) In article 21 (marking of bovine animals)—
- (a) for paragraph (1) substitute—

“(1) If directed to so by an inspector or an approved veterinary surgeon, the keeper must mark any bovine animal in the manner required by the inspector or the approved veterinary surgeon.”; and
 - (b) in paragraph (2) after “inspector” insert “or, the approved veterinary surgeon”.

Amendments to the Tuberculosis (Wales) Order 2011

3.—(1) The Tuberculosis (Wales) Order 2011(1) is amended as follows.

- (2) In article 2 (interpretation)—
- (a) after the definition of “approved disinfectant” insert—

““approved veterinary surgeon” (“*milfeddyg cymeradwy*”) means a veterinary surgeon who is approved in accordance with article 2A;”; and
 - (b) for the definition of “relevant test” substitute—

““relevant test” (“*prawf perthnasol*”) means—

 - (a) a skin test; or
 - (b) any other diagnostic test for tuberculosis approved by the Welsh Ministers;”.

(3) After article 2 insert—

“Approval of veterinary surgeons

2A.—(1) The Welsh Ministers may approve a veterinary surgeon where—

- (a) pan fo'r milfeddyg wedi ymgymryd ag unrhyw hyfforddiant sy'n ofynnol gan Weinidogion Cymru, a
- (b) pan fo Gweinidogion Cymru o'r farn bod y milfeddyg yn addas i gyflawni swyddogaethau a roddir i filfeddyg cymeradwy gan y Gorchymyn hwn.
- (2) Caiff Gweinidogion Cymru, drwy hysbysiad, ddirymu'r gymeradwyaeth honno, gan roi rhesymau am y dirymiad.”
- (4) Yn erthygl 9 (profi ar gyfer twbercwlosis)—
- (a) ym mharagraff (2) ar ôl y geiriau “ofynion rhesymol arolygydd” mewnosoder “neu filfeddyg cymeradwy”;
- (b) yn is-baragraff (a) o baragraff (2) ar ôl y gair “arolygydd” mewnosoder “neu filfeddyg cymeradwy”;
- (c) yn lle paragraff (3) rhodder—
“(3) Mae'r gofynion ar y ceidwad ym mharagraff (3A) yn gymwys—
- (a) pan fo prawf perthnasol wedi ei gynnal ar anifail nad yw'n anifail buchol;
- (b) pan fo arolygydd neu filfeddyg cymeradwy wedi darllen canlyniad y prawf hwnnw ac wedi mynegi'r canlyniad hwnnw i'r ceidwad; ac
- (c) pan fo'r arolygydd neu'r milfeddyg cymeradwy wedi ei fodloni bod darlleniad y prawf yn datgelu bod yr anifail nad yw'n anifail buchol naill ai'n adweithydd, neu'n adweithydd amhendant.
- (3A) Y gofynion yw—
- (a) na symudir anifail nad yw'n anifail buchol ar y fangre neu o'r fangre lle cedwir yr adweithydd neu'r adweithydd amhendant ac eithrio o dan awdurdod trwydded a ddyroddwyd gan arolygydd;
- (b) sicrhau bod pob adweithydd ac adweithydd amhendant wedi ei ynysu oddi wrth anifeiliaid eraill;
- (c) caniatáu i bob adweithydd gael ei farcio gan y person a ddarllenodd y prawf perthnasol neu gan un o swyddogion Gweinidogion Cymru;
- (ch) peidio â rhoi unrhyw laeth gan adweithydd mewn tanc llaeth swmp; a
- (a) the veterinary surgeon has undertaken any training as required by the Welsh Ministers, and
- (b) the Welsh Ministers are of the opinion that the veterinary surgeon is suitable to carry out functions conferred on an approved veterinary surgeon by this Order.
- (2) The Welsh Ministers may by notice revoke any such approval, giving reasons for the revocation.”
- (4) In article 9 (tuberculosis testing)—
- (a) in paragraph (2) after the words “requirements of an inspector” insert “or an approved veterinary surgeon”;
- (b) in sub-paragraph (a) of paragraph (2) after the word “inspector” insert “or an approved veterinary surgeon”;
- (c) for paragraph (3) substitute—
“(3) The requirements on the keeper in paragraph (3A) apply where—
- (a) a relevant test has been applied to a non-bovine animal;
- (b) the result of that test has been read by an inspector or an approved veterinary surgeon and that result communicated to the keeper; and
- (c) the inspector or the approved veterinary surgeon is satisfied that the test reading reveals the non-bovine animal to be either a reactor, or an inconclusive reactor.
- (3A) The requirements are—
- (a) that no non-bovine animal be moved on or off the premises on which the reactor or inconclusive reactor is kept except under the authority of a licence issued by an inspector;
- (b) to ensure that every reactor and inconclusive reactor is isolated from other animals;
- (c) to permit every reactor to be marked by the person who read the relevant test or by an officer of the Welsh Ministers;
- (d) not to place any milk from a reactor in a bulk milk tank; and

(d) pan fo'r adweithydd yn preswyllo mewn mangre gyda buches odro, hysbysu pob prynwr masnachol sy'n prynu llaeth o'r fuches honno bod adweithydd wedi ei ddarganfod yn y fangre.

(3B) Caiff arolygydd, drwy hysbysiad, ddiwygio neu ddatgymhwyso y gofyniad y cyfeirir ato ym mharagraff (3A)(a) neu (b) ar unrhyw adeg.”; a

(d) ar ôl paragraff (7) mewnosoder—

“(8) Rhaid i'r arolygydd neu'r milfeddyg cymeradwy sy'n darllen canlyniad prawf perthnasol sy'n datgelu adweithydd neu adweithydd amhendant adrodd ar y canlyniad prawf hwnnw i Weinidogion Cymru cyn gynted ag y bo'n ymarferol resymol.

(9) Yn yr erthygl hon ystyr “adweithydd amhendant” (“*inconclusive reactor*”) yw anifail nad yw'n anifail buchol sy'n datgelu darlleniad nad yw'n negyddol pan gaiff ei brofi ar gyfer twbercwlosis, ond na chaiff ei ystyried yn adweithydd.”

(5) Ym mharagraff (1) o erthygl 10 (cofnodion o brofion ar gyfer twbercwlosis) ar ôl “arolygydd” mewnosoder “neu filfeddyg cymeradwy”.

(6) Yn erthygl 16 (marcio a symud anifeiliaid nad ydynt yn anifeiliaid buchol)—

(a) yn lle paragraff (1) rhodder—

“(1) Os cyfarwyddir ef i wneud hynny gan arolygydd neu filfeddyg cymeradwy rhaid i'r ceidwad farcio unrhyw anifail nad yw'n anifail buchol yn y modd sy'n ofynnol gan yr arolygydd neu'r milfeddyg cymeradwy”;

(b) ym mharagraff (2) ar ôl “arolygydd” mewnosoder “neu filfeddyg cymeradwy”; ac

(c) ym mharagraff (4) ar ôl “arolygydd” mewnosoder “neu filfeddyg cymeradwy”.

(e) where the reactor resides on premises with a milking herd, to inform every commercial buyer which buys milk from that herd that a reactor has been found on the premises.

(3B) An inspector may by notice amend or disapply the requirement referred to in paragraph (3A)(a) or (b) at any time.”; and

(d) after paragraph (7) insert—

“(8) The inspector or approved veterinary surgeon reading the result of a relevant test which reveals a reactor or inconclusive reactor must report such test result as soon as reasonably practicable to the Welsh Ministers.

(9) In this article “inconclusive reactor” (“*adweithydd amhendant*”) means a non-bovine animal that reveals a non-negative reading when tested for tuberculosis, but is not regarded as a reactor.”

(5) In paragraph (1) of article 10 (tuberculosis test records) after “inspector” insert “or an approved veterinary surgeon”.

(6) In article 16 (marking and movement of non-bovine animals)—

(a) for paragraph (1) substitute—

“(1) If directed to do so by an inspector or an approved veterinary surgeon the keeper must mark any non-bovine animal in the manner required by the inspector or the approved veterinary surgeon”;

(b) in paragraph (2) after “inspector” insert “or approved veterinary surgeon”; and

(c) in paragraph (4) after “an inspector” insert “or an approved veterinary surgeon”.

Alun Davies

Y Gweinidog Cyfoeth Naturiol a Bwyd, un o Weinidogion Cymru

12 Mawrth 2014

Minister for Natural Resources and Food, one of the Welsh Ministers

12 March 2014

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