



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2015 Rhif 1786 (Cy. 249) (C. 110)

2015 No. 1786 (W. 249) (C. 110)

DŴR, CYMRU

WATER, WALES

**Gorchymyn Deddf Dŵr 2014
(Cychwyn Rhif 1 a Darpariaeth
Drosiannol) (Cymru) 2015**

**The Water Act 2014
(Commencement No. 1 and
Transitional Provision) (Wales)
Order 2015**

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn wedi ei wneud gan Weinidogion Cymru ac mae'n dwyn i rym adran 41 o Ddeddf Dŵr 2014 ("Deddf 2014").

Mae adran 41 (anghydfodau ynghylch darparu carthffosydd cyhoeddus: mangreoedd yng Nghymru) o Ddeddf 2014 yn gwneud diwygiadau i adran 101A (dyletswydd bellach i ddarparu carthffosydd) o Ddeddf y Diwydiant Dŵr 1991 ("Deddf 1991") er mwyn gwneud darpariaeth ynghylch penderfynu ar anghydfodau ynghylch darparu carthffos gyhoeddus yng Nghymru.

Cyn i'r Gorchymyn hwn gael ei wneud, Corff Adnoddau Naturiol Cymru ("CANC") oedd yn gyfrifol yng Nghymru am benderfynu ar anghydfodau. Mae adran 41 o'r Ddeddf yn rhoi'r rôl hon i Weinidogion Cymru, neu i berson a benodir ganddynt, ac mae'n ei gwneud yn ofynnol i CANC gynghori'r partïon a'r person sy'n penderfynu ar yr anghydfod, os gofynnir iddo wneud hynny.

Mae'r Gorchymyn hwn hefyd yn darparu bod CANC yn parhau i fod yn gyfrifol am benderfynu ar anghydfodau a gyfeirir ar gyfer penderfynu arnynt o dan adran 101A o'r Ddeddf 1991 cyn i adran 41 o Ddeddf 2014 ddod i rym.

**NODYN AM Y GORCHMYNION CYCHWYN
CYNHARACH**

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

Mae'r darpariaethau a ganlyn yn y Ddeddf wedi eu dwyn i rym neu cânt eu dwyn i rym drwy orchymion cychwyn a wnaed cyn dyddiad y Gorchymyn hwn:

EXPLANATORY NOTE

(This note is not part of the Order)

This Order is made by the Welsh Ministers and brings into force section 41 of the Water Act 2014 ("the 2014 Act").

Section 41 (disputes about the provision of public sewers: premises in Wales) of the 2014 Act makes amendments to section 101A (further duty to provide sewers) of the Water Industry Act 1991 ("the 1991 Act") so as to make provision about the determination of disputes about the provision of a public sewer in Wales.

Prior to the making of this Order, the dispute determination role in Wales rested with the Natural Resources Body for Wales ("NRBW"). Section 41 of the Act gives that role to the Welsh Ministers, or a person they appoint, and requires the NRBW to advise the parties and the person determining the dispute, if requested.

This Order also provides that the NRBW shall continue to exercise the determination role in relation to disputes referred for determination under section 101A of the 1991 Act before the coming into force of section 41 of the 2014 Act.

**NOTE AS TO EARLIER COMMENCEMENT
ORDERS**

(This note is not part of the Order)

The following provisions of the Act have been or will be brought into force by commencement orders made before the date of this Order:

<i>Y Ddarpariaeth</i>	<i>Y Dyddiad Cychwyn</i>	<i>Rhifyr O.S.</i>
Adran 1 (yn rhannol)	1 Medi 2015	2015/773
	1 Medi 2015	2015/1469
Adran 4 (yn rhannol)	1 Medi 2015	2015/773
	1 Medi 2015	2015/1469
Adran 8 (yn rhannol)	6 Ebrill 2015	2015/773
Adran 14 (yn rhannol)	6 Ebrill 2015	2015/773
Adran 16 (yn rhannol)	15 Gorffennaf 2015	2015/1469
Adran 16 (i'r graddau nad yw eisoes mewn grym)	1 Tachwedd 2015	2015/1469
Adran 17 (yn rhannol)	6 Ebrill 2015	2015/773
	15 Gorffennaf 2015	2015/1469
Adran 23 (yn rhannol)	1 Ionawr 2015	2014/3320
Adran 23 (yn rhannol)	6 Ebrill 2015	2015/773
Adran 24	6 Ebrill 2015	2015/773
Adran 29 (yn rhannol)	1 Ionawr 2015	2014/3320
	15 Gorffennaf 2015	2015/1469
Adran 30 (yn rhannol)	1 Ionawr 2015	2014/3320
	15 Gorffennaf 2015	2015/1469
Adran 38 (yn rhannol)	1 Ionawr 2015	2014/3320
Adran 38 (yn rhannol)	6 Ebrill 2015	2015/773
Adran 40(1)	14 Gorffennaf 2014	2014/1823
Adrannau 42 i 47	6 Ebrill 2015	2015/773
Adran 49	6 Ebrill 2015	2015/773
Adrannau 51 i 52	6 Ebrill 2015	2015/773
Adran 53 (yn rhannol)	6 Ebrill 2015	2015/773
Adran 55	1 Ionawr 2015	2014/3320
Adran 56 (yn rhannol)	1 Ionawr 2015	2014/3320
	15 Gorffennaf 2015	2015/1469
	1 Medi 2015	2015/1469
	1 Tachwedd 2015	2015/1469
Adran 59	1 Hydref 2014	2014/1823

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 1 (partially)	1 September 2015	2015/773
	1 September 2015	2015/1469
Section 4 (partially)	1 September 2015	2015/773
	1 September 2015	2015/1469
Section 8 (partially)	6 April 2015	2015/773
Section 14 (partially)	6 April 2015	2015/773
Section 16 (partially)	15 July 2015	2015/1469
Section 16 (so far as not already in force)	1 November 2015	2015/1469
Section 17 (partially)	6 April 2015	2015/773
	15 July 2015	2015/1469
Section 23 (partially)	1 January 2015	2014/3320
Section 23 (partially)	6 April 2015	2015/773
Section 24	6 April 2015	2015/773
Section 29 (partially)	1 January 2015	2014/3320
	15 July 2015	2015/1469
Section 30 (partially)	1 January 2015	2014/3320
	15 July 2015	2015/1469
Section 38 (partially)	1 January 2015	2014/3320
Section 38 (partially)	6 April 2015	2015/773
Section 40(1)	14 July 2014	2014/1823
Sections 42 to 47	6 April 2015	2015/773
Section 49	6 April 2015	2015/773
Sections 51 to 52	6 April 2015	2015/773
Section 53 (partially)	6 April 2015	2015/773
Section 55	1 January 2015	2014/3320
Section 56 (partially)	1 January 2015	2014/3320
	15 July 2015	2015/1469
	1 September 2015	2015/1469
	1 November 2015	2015/1469
Section 59	1 October 2014	2014/1823

Adrannau 64 i 68	1 Ionawr 2015	2014/3320
Adran 69 (at bob diben sy'n weddill)	1 Ionawr 2015	2014/3320
Adran 82 (yn rhannol)	1 Ionawr 2015	2014/3320
Adrannau 83 i 84	1 Ionawr 2015	2014/3320
Atodlen 2 (yn rhannol)	1 Medi 2015	2015/773
	1 Medi 2015	2015/1469
Atodlen 4 (yn rhannol)	1 Medi 2015	2015/773
	1 Medi 2015	2015/1469
Atodlen 7 (yn rhannol)	1 Ionawr 2015	2014/3320
	15 Gorffennaf 2015	2015/1469
	1 Medi 2015	2015/1469
	1 Tachwedd 2015	2015/1469
Atodlen 9	14 Gorffennaf 2014	2014/1823

Sections 64 to 68	1 January 2015	2014/3320
Section 69 (for all remaining purposes)	1 January 2015	2014/3320
Section 82 (partially)	1 January 2015	2014/3320
Sections 83 to 84	1 January 2015	2014/3320
Schedule 2 (partially)	1 September 2015	2015/773
	1 September 2015	2015/1469
Schedule 4 (partially)	1 September 2015	2015/773
	1 September 2015	2015/1469
Schedule 7 (partially)	1 January 2015	2014/3320
	15 July 2015	2015/1469
	1 September 2015	2015/1469
	1 November 2015	2015/1469
Schedule 9	14 July 2014	2014/1823

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DŴR, CYMRU

**Gorchymyn Deddf Dŵr 2014
(Cychwyn Rhif 1 a Darpariaeth
Drosiannol) (Cymru) 2015**

Gwnaed

7 Hydref 2015

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pŵer a roddwyd iddynt gan adrannau 91(3) a 94(3) o Ddeddf Dŵr 2014(1).

Enwi a dehongli

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Dŵr 2014 (Cychwyn Rhif 1 a Darpariaeth Drosiannol) (Cymru) 2015.

(2) Yn y Gorchymyn hwn ystyr “y Ddeddf” (“*the Act*”) yw Deddf Dŵr 2014.

Y diwrnod penodedig

2. 1 Tachwedd 2015 yw'r diwrnod penodedig i adran 41 (anghydfodau ynghylch darparu carthffosydd cyhoeddus: mangreoedd yng Nghymru) o'r Ddeddf ddod i rym.

Darpariaeth drosiannol

3. Er gwaethaf erthygl 2, bydd adran 101A o Ddeddf y Diwydiant Dŵr 1991(2) fel y mae mewn grym yn union cyn i'r Gorchymyn hwn ddod i rym yn parhau'n effeithiol o ran unrhyw anghydfod a gyfeiriwyd at yr asiantaeth briodol(3) o dan y ddarpariaeth honno cyn i'r Gorchymyn hwn gael ei wneud.

(1) 2014 p.21. Gweinidogion Cymru yw'r awdurdod priodol o dan adran 94(3) o'r Ddeddf honno at y dibenion hyn yn rhinwedd y tabl ym mharagraff 1 o Atodlen 12 i'r Ddeddf.
(2) 1991 p.56.
(3) Cyn cychwyn adran 41 o'r Ddeddf, “yr asiantaeth briodol” at ddibenion adran 101A o Ddeddf y Diwydiant Dŵr 1991, mewn perthynas ag anghydfodau rhwng ymgymerwyr carthffosiaeth a pherchnogion neu ddeiliaid eiddo yng Nghymru, yw Corff Adnoddau Naturiol Cymru.

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WATER, WALES

**The Water Act 2014
(Commencement No. 1 and
Transitional Provision) (Wales)
Order 2015**

Made

7 October 2015

The Welsh Ministers make the following Order in exercise of the power conferred on them by sections 91(3) and 94(3) of the Water Act 2014(1).

Title and interpretation

1.—(1) The title of this Order is the Water Act 2014 (Commencement No. 1 and Transitional Provision) (Wales) Order 2015.

(2) In this Order “the Act” (“*y Ddeddf*”) means the Water Act 2014.

Appointed day

2. 1 November 2015 is the appointed day for the coming into force of section 41 (disputes about the provision of public sewers: premises in Wales) of the Act.

Transitional provision

3. Notwithstanding article 2, section 101A of the Water Industry Act 1991(2) as in force immediately before the coming into force of this Order shall continue to have effect in relation to any dispute referred to the appropriate agency(3) under that provision before the making of this Order.

(1) 2014 c.21. The Welsh Ministers are the appropriate authority under section 94(3) of that Act for these purposes by virtue of the table in paragraph 1 of Schedule 12 to the Act.
(2) 1991 c.56.
(3) In relation to disputes between sewerage undertakers and owners or occupiers of premises in Wales, prior to the commencement of section 41 of the Act, “the appropriate agency” for the purposes of section 101A of the Water Industry Act 1991 is the Natural Resources Body for Wales.

Carl Sargeant

Y Gweinidog Cyfoeth Naturiol, un o Weinidogion
Cymru
7 Hydref 2015

The Minister for Natural Resources, one of the Welsh
Ministers
7 October 2015

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