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OFFERYNNAU STATUDOL  
CYMRU

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WELSH STATUTORY  
INSTRUMENTS

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**2016 Rhif 690 (Cy. 188)**

**2016 No. 690 (W. 188)**

**DIOGELU'R AMGYLCHEDD,  
CYMRU**

**ENVIRONMENTAL  
PROTECTION, WALES**

**TRWYDDEDU (MOROL),  
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**LICENSING (MARINE),  
WALES**

**LLYGREDD MOROL, CYMRU**

**MARINE POLLUTION, WALES**

Gorchymyn Trwyddedu Morol  
(Gweithgareddau Esempt) (Cymru)  
(Diwygio) 2016

The Marine Licensing (Exempted  
Activities) (Wales) (Amendment)  
Order 2016

**NODYN ESBONIADOL**

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

Mae'r Gorchymyn hwn yn diwygio Gorchymyn Trwyddedu Morol (Gweithgareddau Esempt) (Cymru) 2011 ("Gorchymyn 2011"), sy'n cynnwys cyfeiriad at Gyfarwyddeb 2008/98/EC Senedd Ewrop a'r Cyngor dyddiedig 19 Tachwedd 2008 ar wastraff a diddymu Cyfarwyddebau penodol (OJ L 312, 22.11.2008, t. 3.) ("y Gyfarwyddeb Fframwaith Gwastraff").

Mae angen y diwygiad a wneir gan erthygl 2 o'r Gorchymyn hwn er mwyn gweithredu diwygiadau i'r Gyfarwyddeb Fframwaith Gwastraff a wneir gan Gyfarwyddeb y Comisiwn (UE) 2015/1127 dyddiedig 10 Gorffennaf 2015 sy'n diwygio Atodiad II i Gyfarwyddeb 2008/98/EC Senedd Ewrop a'r Cyngor ar wastraff a diddymu Cyfarwyddebau penodol.

Mae erthygl 2 o'r Gorchymyn hwn yn diwygio'r cyfeiriad at y Gyfarwyddeb Fframwaith Gwastraff yng Ngorchymyn 2011.

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order amends the Marine Licensing (Exempted Activities) (Wales) Order 2011 ("the 2011 Order"), which contains a reference to Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3.) ("the Waste Framework Directive").

The amendment made by article 2 of this Order is necessary in order to implement amendments to the Waste Framework Directive made by Commission Directive (EU) 2015/1127 of 10 July 2015 amending Annex II to Directive 2008/98/EC of the European Parliament and of the Council on waste and repealing certain Directives.

Article 2 of this Order amends the reference to the Waste Framework Directive in the 2011 Order.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal asesiadau effaith rheoleiddiol ar gyfer is-ddeddfwriaeth mewn perthynas â'r Gorchymyn hwn. Lluniwyd asesiad effaith rheoleiddiol, o ran Cymru, o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn. Gellir cael copi oddi wrth Lywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ ac mae wedi ei gyhoeddi ar [www.llyw.cymru](http://www.llyw.cymru).

The Welsh Ministers' Code of Practice on the carrying out of regulatory impact assessments for subordinate legislation was considered in relation to this Order. A regulatory impact assessment in relation to Wales has been prepared on the likely costs and benefits of complying with this Order. A copy can be obtained from Welsh Government, Cathays Park, Cardiff CF10 3NQ and is published on [www.gov.wales](http://www.gov.wales).

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The Marine Licensing (Exempted  
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Order 2016

*Gwnaed* 28 Mehefin 2016

*Made* 28 June 2016

*Gosodwyd gerbron Cynulliad  
Cenedlaethol Cymru* 1 Gorffennaf 2016

*Laid before the National Assembly  
for Wales* 1 July 2016

*Yn dod i rym* 31 Gorffennaf 2016

*Coming into force* 31 July 2016

Mae Gweinidogion Cymru wedi eu dynodi(1) at ddibenion adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972(2) ("Deddf 1972") mewn perthynas ag atal, lleihau a rheoli gwastraff(3).

The Welsh Ministers are designated(1) for the purposes of section 2(2) of the European Communities Act 1972(2) ("the 1972 Act") in relation to the prevention, reduction and management of waste(3).

Mae Gweinidogion Cymru yn gwneud y Gorchymyn hwn drwy arfer y pwerau a roddwyd gan adran 2(2) o Ddeddf 1972.

The Welsh Ministers make this Order in exercise of the powers conferred by section 2(2) of the 1972 Act.

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(1) Yn rhinwedd adran 59(2) o Ddeddf Llywodraeth Cymru 2006 (p. 32) caiff Gweinidogion Cymru arfer y pŵer a roddwyd gan adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972 (p. 68) mewn perthynas ag unrhyw fater os ydynt wedi eu dynodi mewn perthynas â'r mater hwnnw, neu at unrhyw ddiben os ydynt wedi eu dynodi at y diben hwnnw.

(2) 1972 p. 68. Diwygiwyd adran 2(2) gan adran 27(1)(a) o Ddeddf Diwygio Deddfwriaethol a Rheoleiddiol 2006 (p. 51) a chan Ran 1 o'r Atodlen i Ddeddf yr Undeb Ewropeaidd (Diwygio) 2008 (p. 7).

(3) O.S. 2010/1552.

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(1) By virtue of section 59(2) of the Government of Wales Act 2006 (c.32) the Welsh Ministers may exercise the power conferred by section 2(2) of the European Communities Act 1972 (c.68) in relation to any matter, or for any purpose, if they have been designated in relation to that matter or for that purpose.

(2) 1972 c.68. Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c.51) and by Part 1 of the Schedule to the European Union (Amendment) Act 2008 (c.7).

(3) S.I. 2010/1552.

## Enwi a chychwyn

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Trwyddedu Morol (Gweithgareddau Esempt) (Cymru) (Diwygio) 2016.

(2) Daw'r Gorchymyn hwn i rym ar 31 Gorffennaf 2016.

## Diwygio Gorchymyn Trwyddedu Morol (Gweithgareddau Esempt) (Cymru) 2011

2.—(1) Mae Gorchymyn Trwyddedu Morol (Gweithgareddau Esempt) (Cymru) 2011(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn erthygl 3 (dehongli), yn y diffiniad o “y Gyfarwyddeb Fframwaith Gwastraff” (“*the Waste Framework Directive*”), ar ôl “Cyfarwyddeb 2008/98/EC Senedd Ewrop a'r Cyngor ar wastraff” mewnosoder “, fel y'i diwygiwyd ddiwethaf gan Gyfarwyddeb y Comisiwn (UE) 2015/1127(2)”.

## Title and commencement

1.—(1) The title of this Order is the Marine Licensing (Exempted Activities) (Wales) (Amendment) Order 2016.

(2) This Order comes into force on 31 July 2016.

## Amendment of the Marine Licensing (Exempted Activities) (Wales) Order 2011

2.—(1) The Marine Licensing (Exempted Activities) (Wales) Order 2011(1) is amended as follows.

(2) In article 3 (interpretation), in the definition of “the Waste Framework Directive” (“*y Gyfarwyddeb Fframwaith Gwastraff*”) after “Directive 2008/98/EC of the European Parliament and of the Council on waste” insert “, as last amended by Commission Directive (EU) 2015/1127(2)”.

*Lesley Griffiths*

Ysgrifennydd y Cabinet dros yr Amgylchedd a Materion Gwledig, un o Weinidogion Cymru  
28 Mehefin 2016

Cabinet Secretary for Environment and Rural Affairs,  
one of the Welsh Ministers  
28 June 2016

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(1) O.S. 2011/559 (Cy. 81).  
(2) OJ L 184, 11.7.2015, t. 13.

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(1) S.I. 2011/559 (W. 81).  
(2) OJ L 184, 11.7.2015, p. 13.







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