



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2020 Rhif 1048 (Cy. 234) (C. 30)

2020 No. 1048 (W. 234) (C. 30)

**IECHYD Y CYHOEDD,
CYMRU**

PUBLIC HEALTH, WALES

Gorchymyn Deddf Iechyd y
Cyhoedd (Cymru) 2017 (Cychwyn
Rhif 5) 2020

The Public Health (Wales) Act 2017
(Commencement No. 5) Order 2020

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn, sydd wedi ei wneud gan Weinidogion Cymru, yn dwyn i rym ddarpariaethau penodedig o Ddeddf Iechyd y Cyhoedd (Cymru) 2017 ("y Ddeddf").

Mae erthygl 2(1) yn dwyn i rym y darpariaethau ganlyn ym Mhennod 1 o Ran 3 o'r Ddeddf (ysmygu) ar 29 Medi 2020, i'r graddau sy'n angenrheidiol at ddiben galluogi i reoliadau gael eu gwneud o dan y darpariaethau hynny—

- adran 6 sy'n ymwneud â'r drosedd o fethu ag atal ysmegu mewn mangre ddi-fwg;
- adran 10 sy'n ymwneud â thir ysgolion;
- adran 11 sy'n ymwneud â thir ysbytai;
- adran 17 sy'n ymwneud ag arwyddion: mangreoedd di-fwg;
- adran 18 sy'n ymwneud ag awdurdodau gorfodi;
- adran 27 sy'n ymwneud â hysbysiadau cosb benodedig;
- adran 28 sy'n ymwneud â dehongli Pennod 1 o Ran 3 o'r Ddeddf; ac
- Atodlen 1 sy'n ymwneud â chosbau penodedig.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order made by the Welsh Ministers brings into force specified provisions of the Public Health (Wales) Act 2017 ("the Act").

Article 2(1) brings into force the following provisions in Chapter 1 of Part 3 of the Act (smoking) on 29 September 2020, to the extent necessary for the purpose of enabling regulations to be made under those provisions—

- section 6 which relates to the offence of failing to prevent smoking in smoke-free premises;
- section 10 which relates to school grounds;
- section 11 which relates to hospital grounds;
- section 17 which relates to signs: smoke-free premises;
- section 18 which relates to enforcement authorities;
- section 27 which relates to fixed penalty notices;
- section 28 which relates to interpretation of Chapter 1 of Part 3 of the Act; and
- Schedule 1 which relates to fixed penalties.

Mae erthygl 2(2) yn dwyn i rym adran 15 (cerbydau di-fwg) ac adran 16 (mangreoedd di-fwg: esemptiadau) o'r Ddeddf ar 29 Medi 2020.

Article 2(2) brings into force section 15 (smoke-free vehicles) and section 16 (smoke-free premises: exemptions) of the Act on 29 September 2020.

NODYN AM Y GORCHMYNION CYCHWYN CYNHARACH

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

Mae'r darpariaethau a ganlyn o'r Ddeddf wedi eu dwyn i rym drwy Orchmynion Cychwyn a wnaed cyn dyddiad y Gorchymyn hwn:

<i>Y Ddarpariaeth</i>	<i>Y Dyddiad Cychwyn</i>	<i>Rhif O.S.</i>
Adran 2	4 Hydref 2017	2017/949 (Cy. 237) (C. 85)
Adran 3	4 Hydref 2017	2017/949 (Cy. 237) (C. 85)
Adran 94	1 Chwefror 2018	2018/1 (Cy. 1) ⁽¹⁾
Rhan 5	1 Chwefror 2018	2018/1 (Cy. 1)
Rhan 7	1 Ebrill 2019	2019/829 (Cy. 152) ⁽²⁾
Rhan 8	31 Mai 2018	2018/605 (Cy. 116) (C. 48)
Adran 119	4 Hydref 2017	2017/949 (Cy. 237) (C. 85)
Atodlen 4	31 Mai 2018	2018/605 (Cy. 116) (C. 48)

⁽¹⁾ Ni ddyrannwyd rhif i'r offeryn yn y gyfres o Offerynnau Cychwyn.

⁽²⁾ Ni ddyrannwyd rhif i'r offeryn yn y gyfres o Offerynnau Cychwyn.

Gweler hefyd adran 126(1) o'r Ddeddf ar gyfer y darpariaethau a ddaeth i rym ar 3 Gorffennaf 2017 (dyddiad y Cydsyniad Brenhinol).

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Act have been brought into force by Commencement Orders made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 2	4 October 2017	2017/949 (W. 237) (C. 85)
Section 3	4 October 2017	2017/949 (W. 237) (C. 85)
Section 94	1 February 2018	2018/1 (W. 1) ⁽¹⁾
Part 5	1 February 2018	2018/1 (W. 1)
Part 7	1 April 2019	2019/829 (W. 152) ⁽²⁾
Part 8	31 May 2018	2018/605 (W. 116) (C. 48)
Section 119	4 October 2017	2017/949 (W. 237) (C. 85)
Schedule 4	31 May 2018	2018/605 (W. 116) (C. 48)

⁽¹⁾ Instrument not allocated number in the Commencement Instruments series.

⁽²⁾ Instrument not allocated number in the Commencement Instruments series.

See also section 126(1) of the Act for the provisions that came into force on 3 July 2017 (the date of Royal Assent).

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**IECHYD Y CYHOEDD,
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PUBLIC HEALTH, WALES

**Gorchymyn Deddf Iechyd y
Cyhoedd (Cymru) 2017 (Cychwyn
Rhif 5) 2020**

**The Public Health (Wales) Act 2017
(Commencement No. 5) Order 2020**

Gwnaed

25 Medi 2020

Made

25 September 2020

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir gan adran 126(2) o Ddeddf Iechyd y Cyhoedd (Cymru) 2017(1), yn gwneud y Gorchymyn a ganlyn:

The Welsh Ministers in exercise of the powers conferred by section 126(2) of the Public Health (Wales) Act 2017(1), make the following Order:

Enwi a dehongli

Title and interpretation

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Iechyd y Cyhoedd (Cymru) 2017 (Cychwyn Rhif 5) 2020.

1.—(1) The title of this Order is the Public Health (Wales) Act 2017 (Commencement No. 5) Order 2020.

(2) Yn y Gorchymyn hwn, ystyr “y Ddeddf” yw Deddf Iechyd y Cyhoedd (Cymru) 2017.

(2) In this Order, “the Act” means the Public Health (Wales) Act 2017.

Y darpariaethau sy'n dod i rym ar 29 Medi 2020

Provisions coming into force on 29 September 2020

2.—(1) Daw'r darpariaethau a ganlyn o'r Ddeddf i rym, i'r graddau sy'n angenrheidiol at ddiben gwneud rheoliadau, ar 29 Medi 2020—

2.—(1) The following provisions of the Act come into force, to the extent necessary for the purpose of making regulations, on 29 September 2020—

- (a) adran 6 (y drosedd o fethu ag atal ysmegu mewn mangre ddi-fwg);
- (b) adran 10 (tir ysgolion);
- (c) adran 11 (tir ysbytai);
- (d) adran 17 (arwyddion: mangreoedd di-fwg);
- (e) adran 18 (awdurdodau gorfodi);
- (f) adran 27 (hysbysiadau cosb benodedig) i'r graddau y mae'n ymwneud ag Atodlen 1;
- (g) adran 28 (dehongli'r Bennod hon); ac
- (h) Atodlen 1 (cosbau penodedig).

- (a) section 6 (offence of failing to prevent smoking in smoke-free premises);
- (b) section 10 (school grounds);
- (c) section 11 (hospital grounds);
- (d) section 17 (signs: smoke-free premises);
- (e) section 18 (enforcement authorities);
- (f) section 27 (fixed penalty notices) in so far as it relates to Schedule 1;
- (g) section 28 (interpretation of this Chapter); and
- (h) Schedule 1 (fixed penalties).

(2) Daw'r darpariaethau a ganlyn o'r Ddeddf i rym ar 29 Medi 2020—

- (a) adran 15 (cerbydau di-fwg); a
- (b) adran 16 (mangreoedd di-fwg: esemptiadau).

(2) The following provisions of the Act come into force on 29 September 2020—

- (a) section 15 (smoke-free vehicles); and
- (b) section 16 (smoke-free premises: exemptions).

Vaughan Gething

Y Gweinidog Iechyd a Gwasanaethau Cymdeithasol,
un o Weinidogion Cymru

25 Medi 2020

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Minister for Health and Social Services, one of the
Welsh Ministers

25 September 2020

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