



---

OFFERYNNAU STATUDOL  
CYMRU

---

---

WELSH STATUTORY  
INSTRUMENTS

---

**2021 Rhif 1403 (Cy. 365)**

**2021 No. 1403 (W. 365)**

**LLYWODRAETH LEOL,  
CYMRU**

**LOCAL GOVERNMENT,  
WALES**

Rheoliadau Cyngorau Cymuned  
Cymwys (Pŵer Cymhwysedd  
Cyffredinol) (Cymwysterau  
Clercod) (Cymru) 2021

The Eligible Community Councils  
(General Power of Competence)  
(Qualifications of Clerks) (Wales)  
Regulations 2021

**NODYN ESBONIADOL**

**EXPLANATORY NOTE**

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

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

Mae adran 30 o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021 (“Deddf 2021”) yn nodi'r amodau cymhwysra y mae rhaid i gyngor cymuned eu bodloni cyn y caiff benderfynu dod yn gyngor cymuned cymwys.

Section 30 of the Local Government and Elections (Wales) Act 2021 (“the 2021 Act”) sets out the eligibility conditions that a community council must meet before it may resolve to become an eligible community council.

Mae dod yn gyngor cymuned cymwys yn galluogi cyngor cymuned i arfer y pŵer cymhwysedd cyffredinol at ddiben Pennod 1 o Ran 2 o Ddeddf 2021.

Becoming an eligible community council enables a community council to exercise the general power of competence for the purpose of Chapter 1 of Part 2 of the 2021 Act.

Mae'r ail amod cymhwysra wedi ei nodi yn adran 30(3) o Ddeddf 2021 ac mae'n ei gwneud yn ofynnol i glerc cyngor cymuned ddal cymhwyster neu ddisgrifiad o gymhwyster o fath a bennir gan Weinidogion Cymru drwy reoliadau.

The second eligibility condition is set out in section 30(3) of the 2021 Act and requires that the clerk to a community council holds such qualification or description of qualification as may be specified by the Welsh Ministers by regulations.

Mae'r Rheoliadau hyn yn pennu'r cymwysterau y mae rhaid i'r clerc eu dal er mwyn i'r cyngor cymuned fodloni'r ail amod cymhwysra. Rhaid i'r clerc ddal o leiaf un o'r pedwar cymhwyster a nodir yn rheoliad 2.

These Regulations specify the qualifications that the clerk must hold in order for the community council to meet the second eligibility condition. The clerk must hold at least one of the four qualifications set out in regulation 2.

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

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. 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 these Regulations.

**2021 Rhif 1403 (Cy. 365)**

**2021 No. 1403 (W. 365)**

**LLYWODRAETH LEOL,  
CYMRU**

**LOCAL GOVERNMENT,  
WALES**

**Rheoliadau Cyngorau Cymuned  
Cymwys (Pŵer Cymhwysedd  
Cyffredinol) (Cymwysterau  
Clercod) (Cymru) 2021**

**The Eligible Community Councils  
(General Power of Competence)  
(Qualifications of Clerks) (Wales)  
Regulations 2021**

*Gwnaed* 9 Rhagfyr 2021

*Made* 9 December 2021

*Gosodwyd gerbron Senedd  
Cymru* 13 Rhagfyr 2021

*Laid before Senedd Cymru* 13 December 2021

*Yn dod i rym* 5 Mai 2022

*Coming into force* 5 May 2022

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pŵer a roddir iddynt gan adran 30(3) o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021(1).

The Welsh Ministers make the following Regulations in exercise of the power conferred on them by section 30(3) of the Local Government and Elections (Wales) Act 2021(1).

**Enwi a chychwyn**

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Cyngorau Cymuned Cymwys (Pŵer Cymhwysedd Cyffredinol) (Cymwysterau Clercod) (Cymru) 2021.

(2) Daw'r Rheoliadau hyn i rym ar 5 Mai 2022.

**Title and commencement**

1.—(1) The title of these Regulations is the Eligible Community Councils (General Power of Competence) (Qualifications of Clerks) (Wales) Regulations 2021.

(2) These Regulations come into force on 5 May 2022.

**Cymwysterau penodedig clercod**

2. At ddiben adran 30(3) o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021, rhaid i glerc cyngor cymuned ddal o leiaf un o'r cymwysterau a ganlyn er mwyn i'r cyngor cymuned fodloni'r ail amod cymhwystra—

- (a) Tystysgrif mewn Gweinyddiaeth Cyngorau Lleol;
- (b) Tystysgrif Addysg Uwch mewn Llywodraethu Cymunedol;

**Specified qualifications of clerks**

2. For the purpose of section 30(3) of the Local Government and Elections (Wales) Act 2021, the clerk to a community council must hold at least one of the following qualifications in order for the community council to meet the second eligibility condition—

- (a) a Certificate in Local Council Administration;
- (b) a Certificate of Higher Education in Community Governance;

(1) 2021 dsc 1.

(1) 2021 asc 1.

- (c) Tystysgrif Addysg Uwch mewn Ymgysylltu a Llywodraethu Cymunedol;
- (d) Tystysgrif Addysg Uwch mewn Polisi Lleol.

- (c) a Certificate of Higher Education in Community Engagement and Governance;
- (d) a Certificate of Higher Education in Local Policy.

*Rebecca Evans*

Y Gweinidog Cyllid a Llywodraeth Leol, un o  
Weinidogion Cymru  
9 Rhagfyr 2021

Minister for Finance and Local Government, one of  
the Welsh Ministers  
9 December 2021

---

©©Hawlfraint y Goron 2021

---

© Crown copyright 2021

Argraffwyd a chyhoeddwyd yn y Deyrnas Unedig gan The Stationery Office Limited o dan awdurdod ac arolygiaeth Jeff James, Rheolwr Gwasg Ei Mawrhydi ac Argraffydd Deddfau Seneddol y Frenhines.

Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Jeff James, Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.

£4.90

<http://www.legislation.gov.uk/id/wsi/2021/1403>

ISBN 978-0-348-39197-8



9 780348 391978