



OFFERYNNAU STATUDOL CYMRU

2022 Rhif 1348 (Cy. 271)

YMADAEL Â'R UNDEB EWROPEAIDD, CYMRU

ANIFEILIAID, CYMRU

Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol
(Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid
(Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2022

Gwnaed

15 Rhagfyr 2022

Yn dod i rym

16 Rhagfyr 2022

WELSH STATUTORY INSTRUMENTS

2022 No. 1348 (W. 271)

EXITING THE EUROPEAN UNION, WALES

ANIMALS, WALES

The Trade in Animals and Related Products (Amendment and
Legislative Functions) and Animal Health (Miscellaneous
Amendments) (Wales) (EU Exit) Regulations 2022

Made

15 December 2022

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16 December 2022



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The Trade in Animals and Related
Products (Amendment and
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Regulations 2022

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn ymdrin ag unrhyw fethiant yng nghyfraith yr UE a ddargedwir i weithredu'n effeithiol a diffygion eraill sy'n deillio o ymadawiad y Deyrnas Unedig â'r Undeb Ewropeaidd, yn diwygio Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Cymru) 2011 (O.S. 2011/2379) (Cy. 252) ("Rheoliadau 2011") ac yn diwygio Rheoliadau Iechyd Anifeiliaid (Ffioedd Amrywiol) (Cymru) 2018 (O.S. 2018/650) (Cy. 122) ("Rheoliadau 2018"). Mae Rheoliadau 2011 yn ei gwneud yn ofynnol i lwythi o anifeiliaid neu gynhyrchion anifeiliaid sy'n cael eu mewnforio i Gymru, neu'n cael eu cludo drwyddi, gydymffurfio â'r gofynion o ran iechyd anifeiliaid ac iechyd y cyhoedd yng Nghyfarwyddebau, Rheoliadau a Phenderfyniadau'r UE a nodir yn Atodlen 1 i'r Rheoliadau hynny. Mae Rheoliadau 2018 yn nodi'r ffioedd sy'n daladwy i Weinidogion Cymru am gymeradwyaethau ac arolygiadau ym maes iechyd anifeiliaid.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations address failures of retained EU law to operate effectively and other deficiencies arising from the withdrawal of the United Kingdom from the European Union, amend the Trade in Animals and Related Products (Wales) Regulations 2011 (S.I. 2011/2379) (W. 252) ("the 2011 Regulations") and amend the Animal Health (Miscellaneous Fees) (Wales) Regulations 2018 (S.I. 2018/650) (W. 122) ("the 2018 Regulations"). The 2011 Regulations require consignments of animals or animal products that are being imported into, or transiting through, Wales to comply with animal and public health requirements of EU Directives, Regulations and Decisions that are set out in Schedule 1 to those Regulations. The 2018 Regulations set out fees payable to the Welsh Ministers for approvals and inspections in the field of animal health.

Yn Rhan 2, mae rheoliad 3(5) yn diwygio rheoliad 35 ac mae rheoliad 3(6) yn diwygio rheoliad 38 o Reoliadau 2011 i gywiro mân wallau a wnaed mewn diwygiadau blaenorol a wnaed o dan Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018.

Mae rheoliad 3(8) yn diwygio Atodlen 3 i Reoliadau 2011 mewn perthynas â chwmpas esemptiadau rhag rheolaethau swyddogol mewn safleoedd rheoli ar y ffin ar gyfer anifeiliaid a fwriedir ar gyfer dibenion gwyddonol.

Mae rheoliad 3(2) i (4) a (7) yn diwygio Rheoliadau 2011 i roi gofyniad i gydymffurfio â rhestr newydd wedi ei diweddarau o ddarpariaethau deddfwriaethol yn lle'r gofyniad i gydymffurfio ag Atodlen 1. Nodir y rhestr newydd wedi ei diweddarau yn rheoliad 4(2) o'r Rheoliadau hyn.

Yn Rhan 3, mae rheoliad 4 yn rhestru'r darpariaethau deddfwriaethol sy'n disodli Atodlen 1 i Reoliadau 2011 ac sy'n cynnwys y gofynion o ran iechyd anifeiliaid ac iechyd y cyhoedd ar gyfer mewnforio i Gymru.

Yn Rhan 4, mae rheoliad 5 yn cyflwyno'r rhestr o swyddogaethau a nodir yn yr Atodlen ac yn eu rhoi i Weinidogion Cymru fel yr awdurdod priodol o ran Cymru. Mae rheoliad 6 yn nodi'r weithdrefn ar gyfer gwneud rheoliadau er mwyn arfer unrhyw swyddogaethau a restrir yn yr Atodlen sy'n bwerau deddfwriaethol.

Yn Rhan 5, mae rheoliadau 7 i 19 yn addasu darpariaethau Cyfarwyddebau'r UE a restrir yn rheoliad 4(2)(a) a swyddogaethau a darpariaethau cysylltiedig Cyfarwyddebau'r UE a restrir yn yr Atodlen.

Mae Rhan 6 yn diwygio Rheoliadau 2018 i gywiro mân wall a wnaed mewn diwygiad blaenorol a wnaed o dan Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018.

Mae'r Atodlen yn rhestru darpariaethau Cyfarwyddebau'r UE sy'n cynnwys swyddogaethau a roddir i Weinidogion Cymru fel yr awdurdod priodol, ynghyd ag unrhyw ddarpariaethau eraill sydd naill ai'n berthnasol i arfer swyddogaeth a restrir neu'n gysylltiedig â'i harfer.

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

In Part 2, regulation 3(5) amends regulation 35 and regulation 3(6) amends regulation 38 of the 2011 Regulations to correct minor errors made in previous amendments made under the European Union (Withdrawal) Act 2018.

Regulation 3(8) amends Schedule 3 to the 2011 Regulations in relation to the scope of exemptions from official controls at border control posts for animals intended for scientific purposes.

Regulation 3(2) to (4) and (7) amends the 2011 Regulations to replace the requirement for compliance with Schedule 1 with a requirement to comply with a new updated list of legislative provisions. The new updated list is set out in regulation 4(2) of these Regulations.

In Part 3, regulation 4 lists the legislative provisions that replace Schedule 1 to the 2011 Regulations and contain the animal and public health requirements for importation into Wales.

In Part 4, regulation 5 introduces the list of functions set out in the Schedule and confers them on the Welsh Ministers as appropriate authority in relation to Wales. Regulation 6 sets out the regulation-making procedure for the exercise of any functions listed in the Schedule that are legislative powers.

In Part 5, regulations 7 to 19 modify the provisions of the EU Directives listed in regulation 4(2)(a) and the functions and associated provisions of those EU Directives listed in the Schedule.

Part 6 amends the 2018 Regulations to correct a minor error made in a previous amendment made under the European Union (Withdrawal) Act 2018.

The Schedule lists the provisions of the EU Directives that contain functions conferred on the Welsh Ministers as appropriate authority, together with any other provisions that are either relevant or connected to the exercise of a listed function.

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.

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Made 15 December 2022

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20. Amendment of the Animal Health (Miscellaneous Fees) (Wales) Regulations 2018

YR ATODLEN
Rheoliad 5(1)—

Rhestr o ddarpariaethau Cyfarwyddbau'r UE
sy'n cynnwys
swyddogaethau
deddfwriaethol a
swyddogaethau eraill

Mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau a roddir gan—

- (a) paragraff 1(1) o Atodlen 2 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018(1) a pharagraff 21 o Atodlen 7 iddi;
- (b) i'r graddau y maent yn ymwneud â rheoliad 3(8), Erthyglau 48(b) a 144(6) o Reoliad (EU) 2017/625 ar reolaethau swyddogol a gweithgareddau swyddogol eraill a gyflawnir i sicrhau y cymhwysir y gyfraith o ran bwyd a bwyd anifeiliaid, rheolau ynghylch iechyd a lles anifeiliaid, iechyd planhigion a chynhyrchion diogelu planhigion(2).

I'r graddau y gwneir y Rheoliadau hyn drwy arfer y pwerau o dan Erthyglau 48(b) a 144(6) o Reoliad (EU) 2017/625, yn unol ag Erthygl 144(7), cyn gwneud y Rheoliadau hyn mae Gweinidogion Cymru wedi ymgynghori â'r cyrff a'r personau hynny y mae'n ymddangos i Weindogion Cymru eu bod yn cynrychioli'r buddiannau y mae'n debygol y bydd y Rheoliadau hyn yn effeithio'n sylweddol arnynt a'r cyrff a'r personau eraill hynny y mae Gweinidogion Cymru yn ystyried eu bod yn briodol.

Yn unol â pharagraff 1(8) o Atodlen 7 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018, gosodwyd drafft o'r offeryn hwn gerbron Senedd Cymru ac fe'i cymeradwywyd ganddi drwy benderfyniad(3).

SCHEDULE Regulation 5(1)—

Lists of provisions of EU Directives
containing legislative
and other functions

The Welsh Ministers make these Regulations in exercise of the powers conferred by—

- (a) paragraph 1(1) of Schedule 2 and paragraph 21 of Schedule 7 to the European Union (Withdrawal) Act 2018(1);
- (b) so far as relating to regulation 3(8), by Articles 48(b) and 144(6) of Regulation (EU) 2017/625 on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products(2).

In so far as these Regulations are made in exercise of powers under Articles 48(b) and 144(6) of Regulation (EU) 2017/625, in accordance with Article 144(7), before making these Regulations, the Welsh Ministers have consulted such bodies and persons as appear to the Welsh Ministers to be representative of the interests likely to be substantially affected by these Regulations and such other bodies or persons as the Welsh Ministers consider appropriate.

In accordance with paragraph 1(8) of Schedule 7 to the European Union (Withdrawal) Act 2018, a draft of this instrument has been laid before, and approved by, a resolution of Senedd Cymru(3).

(1) 2018 p. 16. Diwygiwyd adran 8 a Rhan 1 o Atodlen 2 gan adran 27 o Ddeddf yr Undeb Ewropeaidd (Y Cytundeb Ymadael) 2020 (p. 1). Diwygiwyd paragraff 21 o Atodlen 7 gan baragraff 53 o Atodlen 5 i Ddeddf yr Undeb Ewropeaidd (Cytundeb Ymadael) 2020 (p. 1).

(2) EUR 2017/625, a ddiwygiwyd gan O.S. 2020/1481, 2021/429, 809, 1096 a 1443, 2022/621 ac 846. Gweler y diffiniad o "the appropriate authority" yn Erthygl 3(2A), a fewnosodwyd gan O.S. 2020/1481.

(3) Mae'r cyfeiriadau yn Neddf yr Undeb Ewropeaidd (Ymadael) 2018 at Gynulliad Cenedlaethol Cymru bellach yn cael effaith fel cyfeiriadau at Senedd Cymru yn rhinwedd adran 150A(2) o Ddeddf Llywodraeth Cymru 2006 (p. 32).

(1) 2018 c. 16. Section 8 and Part 1 of Schedule 2 were amended by section 27 of the European Union (Withdrawal Agreement) Act 2020 (c. 1). Paragraph 21 of Schedule 7 was amended by paragraph 53 of Schedule 5 to the European Union (Withdrawal Agreement) Act 2020 (c. 1).

(2) EUR 2017/625, amended by S.I. 2020/1481, 2021/429, 809, 1096 and 1443, 2022/621 and 846. See the definition of appropriate authority in Article 3(2A), inserted by S.I. 2020/1481.

(3) The references in the European Union (Withdrawal) Act 2018 to the National Assembly for Wales now have effect as references to Senedd Cymru by virtue of section 150A(2) of the Government of Wales Act 2006 (c. 32).

RHAN 1

Cyflwyniad

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2022.

(2) Daw'r Rheoliadau hyn i rym ar 16 Rhagfyr 2022 ac maent yn gymwys o ran Cymru.

Dehongli

2.—(1) Mae i'r geiriau a'r ymadroddion a restrir ym mharagraff (2), fel y'u defnyddir yn y Rheoliadau hyn ac fel y maent yn cyfateb i eiriau ac ymadroddion Saesneg a ddefnyddir yng Nghyfarwyddbau'r UE a addesir gan Ran 5, yr ystyron a roddir ym mharagraff (2).

(2) Y geiriau a'r ymadroddion yw—

ystyr “Cyfarwyddeb 64/432” (“*Directive 64/432*”) yw Cyfarwyddeb y Cyngor 64/432/EEC ar broblemau iechyd anifeiliaid sy'n effeithio ar fasnachu o fewn y Gymuned anifeiliaid buchol ac anifeiliaid o deulu'r mochyn(1) fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr “Cyfarwyddeb 88/407” (“*Directive 88/407*”) yw Cyfarwyddeb y Cyngor 88/407/EEC sy'n gosod y gofynion iechyd anifeiliaid sy'n gymwys i fasnachu o fewn y Gymuned semen dwys-rewedig anifeiliaid domestig o'r rhywogaeth fuchol(2), ac i fewnforio'r semen hwnnw, fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr “Cyfarwyddeb 89/556” (“*Directive 89/556*”) yw Cyfarwyddeb y Cyngor 89/556/EEC ar amodau iechyd anifeiliaid sy'n llywodraethu masnachu o fewn y Gymuned embryonau anifeiliaid domestig o'r rhywogaeth fuchol(3), a'u mewnforio o drydydd gwledydd, fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr “Cyfarwyddeb 90/429” (“*Directive 90/429*”) yw Cyfarwyddeb y Cyngor 90/429/EEC sy'n gosod y gofynion iechyd anifeiliaid sy'n gymwys i fasnachu o fewn y Gymuned semen anifeiliaid

PART 1

Introduction

Title, commencement and application

1.—(1) The title of these Regulations is the Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022.

(2) These Regulations come into force on 16 December 2022 and apply in relation to Wales.

Interpretation

2.—(1) The words and expressions listed in paragraph (2), as used in these Regulations and in the EU Directives modified by Part 5, have the meanings given in paragraph (2).

(2) The words and expressions are—

“Directive 64/432” (“*Cyfarwyddeb 64/432*”) means Council Directive 64/432/EEC on animal health problems affecting intra-Community trade in bovine animals and swine(1) as it had effect immediately before implementation period completion day;

“Directive 88/407” (“*Cyfarwyddeb 88/407*”) means Council Directive 88/407/EEC laying down the animal health requirements applicable to intra-Community trade in and imports of deep-frozen semen of domestic animals of the bovine species(2) as it had effect immediately before implementation period completion day;

“Directive 89/556” (“*Cyfarwyddeb 89/556*”) means Council Directive 89/556/EEC on animal health conditions governing intra-Community trade in and importation from third countries of embryos of domestic animals of the bovine species(3) as it had effect immediately before implementation period completion day;

“Directive 90/429” (“*Cyfarwyddeb 90/429*”) means Council Directive 90/429/EEC laying down the animal health requirements applicable to intra-Community trade in and imports of semen of

(1) OJ P 121, 29.7.1964, t. 1977.

(2) OJ Rhif L 194, 22.7.1988, t. 10.

(3) OJ Rhif L 302, 19.10.1989, t. 1.

(1) OJ P 121, 29.7.1964, p. 1977.

(2) OJ No L 194, 22.7.1988, p. 10.

(3) OJ No L 302, 19.10.1989, p. 1.

domestig o rywogaeth teulu'r mochyn(1), ac i fewnforio'r semen hwnnw, fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr "Cyfarwyddeb 91/68" ("Directive 91/68") yw Cyfarwyddeb y Cyngor 91/68/EEC ar amodau iechyd anifeiliaid sy'n llywodraethu masnachu o fewn y Gymuned anifeiliaid o deulu'r ddafad ac o deulu'r afr(2) fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr "Cyfarwyddeb 92/65" ("Directive 92/65") yw Cyfarwyddeb y Cyngor 92/65/EEC sy'n gosod gofynion iechyd anifeiliaid sy'n llywodraethu masnachu anifeiliaid, semen, ofa ac embryonau nad ydynt yn ddarostyngedig i ofynion iechyd anifeiliaid sydd wedi eu gosod mewn rheolau Cymunedol penodol y cyfeirir atynt yn Atodiad A(1) i Gyfarwyddeb 90/425/EEC(3), a'u mewnfario i'r Gymuned, fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr "Cyfarwyddeb 92/118" ("Directive 92/118") yw Cyfarwyddeb y Cyngor 92/118/EEC sy'n gosod gofynion o ran iechyd anifeiliaid ac iechyd y cyhoedd sy'n llywodraethu masnachu cynhyrchion nad ydynt yn ddarostyngedig i'r gofynion hynny a osodir mewn rheolau Cymunedol penodol y cyfeirir atynt yn Atodiad A (I) i Gyfarwyddeb 89/662/EEC ac, o ran pathogenau, i Gyfarwyddeb 90/425/EEC(4), a mewnfario'r cynhyrchion hynny i'r Gymuned, fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr "Cyfarwyddeb 2002/99" ("Directive 2002/99") yw Cyfarwyddeb y Cyngor 2002/99/EC sy'n gosod y rheolau iechyd anifeiliaid sy'n llywodraethu cynhyrchu, prosesu, dosbarthu a chyflwyno cynhyrchion sy'n dod o anifeiliaid i'w bwyta gan bobl(5) fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr "Cyfarwyddeb 2004/68" ("Directive 2004/68") yw Cyfarwyddeb y Cyngor 2004/68/EC sy'n gosod rheolau iechyd anifeiliaid ar gyfer mewnfario i'r Gymuned a chludo drwyddi anifeiliaid carnol byw penodol(6) fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

domestic animals of the porcine species(1) as it had effect immediately before implementation period completion day;

"Directive 91/68" ("Cyfarwyddeb 91/68") means Council Directive 91/68/EEC on animal health conditions governing intra-Community trade in ovine and caprine animals(2) as it had effect immediately before implementation period completion day;

"Directive 92/65" ("Cyfarwyddeb 92/65") means Council Directive 92/65/EEC laying down animal health requirements governing trade in and imports into the Community of animals, semen, ova and embryos not subject to animal health requirements laid down in specific Community rules referred to in Annex A(1) to Directive 90/425/EEC(3) as it had effect immediately before implementation period completion day;

"Directive 92/118" ("Cyfarwyddeb 92/118") means Council Directive 92/118/EEC laying down animal health and public health requirements governing trade in and imports into the Community of products not subject to the said requirements laid down in specific Community rules referred to in Annex A (I) to Directive 89/662/EEC and, as regards pathogens, to Directive 90/425/EEC(4) as it had effect immediately before implementation period completion day;

"Directive 2002/99" ("Cyfarwyddeb 2002/99") means Council Directive 2002/99/EC laying down the animal health rules governing the production, processing, distribution and introduction of products of animal origin for human consumption(5) as it had effect immediately before implementation period completion day;

"Directive 2004/68" ("Cyfarwyddeb 2004/68") means Council Directive 2004/68/EC laying down animal health rules for the importation into and transit through the Community of certain live ungulate animals(6) as it had effect immediately before implementation period completion day;

(1) OJ Rhif L 224, 18.8.1990, t. 62.

(2) OJ Rhif L 46, 19.2.1991, t. 19.

(3) OJ Rhif L 268, 14.9.1992, t. 54.

(4) OJ Rhif L 62, 15.3.1993, t. 49.

(5) OJ Rhif L 18, 23.1.2003, t. 11.

(6) OJ Rhif L 139, 30.4.2004, t. 320.

(1) OJ No L 224, 18.8.1990, p. 62.

(2) OJ No L 46, 19.2.1991, p. 19.

(3) OJ No L 268, 14.9.1992, p. 54.

(4) OJ No L 62, 15.3.1993, p. 49.

(5) OJ No L 18, 23.1.2003, p. 11.

(6) OJ No L 139, 30.4.2004, p. 320.

ystyr “Cyfarwyddeb 2009/156” (“*Directive 2009/156*”) yw Cyfarwyddeb y Cyngor 2009/156/EC ar amodau iechyd anifeiliaid sy’n llywodraethu symud equidae(1), a’u mewnfario o drydydd gwledydd, fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau’r cyfnod gweithredu;

ystyr “Cyfarwyddeb 2009/158” (“*Directive 2009/158*”) yw Cyfarwyddeb y Cyngor 2009/158/EC ar amodau iechyd anifeiliaid sy’n llywodraethu masnachu o fewn y Gymuned ddofednod ac wyau deor(2), a’u mewnfario o drydydd gwledydd, fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau’r cyfnod gweithredu;

mae i “deddfiad” yr ystyr a roddir i “enactment” gan adran 20(1) o Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018;

ystyr “Rheoliad (EC) Rhif 178/2002” (“*Regulation (EC) No 178/2002*”) yw Rheoliad (EC) Rhif 178/2002 Senedd Ewrop a’r Cyngor sy’n gosod egwyddorion a gofynion cyffredinol cyfraith bwyd, yn sefydlu Awdurdod Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd(3);

ystyr “Rheoliad (EC) Rhif 852/2004” (“*Regulation (EC) No 852/2004*”) yw Rheoliad (EC) Rhif 852/2004 Senedd Ewrop a’r Cyngor ar hylendid bwydydd(4);

ystyr “Rheoliad (EC) Rhif 853/2004” (“*Regulation (EC) No 853/2004*”) yw Rheoliad (EC) Rhif 853/2004 Senedd Ewrop a’r Cyngor sy’n gosod rheolau hylendid penodol ar gyfer bwyd sy’n dod o anifeiliaid(5);

ystyr “Rheoliad (EC) Rhif 1251/2008” (“*Regulation (EC) No 1251/2008*”) yw Rheoliad (EC) Rhif 1251/2008 sy’n gweithredu Cyfarwyddeb y Cyngor 2006/88/EC o ran amodau a gofynion ar dystio ar gyfer rhoi ar y farchnad anifeiliaid dyframaethu a’u cynhyrchion, a’u mewnfario i’r Gymuned, ac sy’n gosod rhestr o rywogaethau sy’n fectorau(6);

ystyr “Rheoliad (EC) Rhif 1069/2009” (“*Regulation (EC) No 1069/2009*”) yw Rheoliad (EC) Rhif 1069/2009 Senedd Ewrop a’r Cyngor sy’n gosod rheolau iechyd ynghylch sgil-gynhyrchion anifeiliaid a chynhyrchion sy’n

“Directive 2009/156” (“*Cyfarwyddeb 2009/156*”) means Council Directive 2009/156/EC on animal health conditions governing the movement and importation from third countries of equidae(1) as it had effect immediately before implementation period completion day;

“Directive 2009/158” (“*Cyfarwyddeb 2009/158*”) means Council Directive 2009/158/EC on animal health conditions governing intra-Community trade in, and imports from third countries of, poultry and hatching eggs(2) as it had effect immediately before implementation period completion day;

“enactment” (“*deddfiad*”) has the meaning given by section 20(1) of the European Union (Withdrawal) Act 2018;

“the Official Controls Regulation” (“*y Rheoliad Rheolaethau Swyddogol*”) means Regulation (EU) 2017/625 of the European Parliament and of the Council on official controls and other official activities performed to ensure the application of food and feed law, rules on animal health and welfare, plant health and plant protection products;

“Regulation (EC) No 178/2002” (“*Rheoliad (EC) Rhif 178/2002*”) means Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(3);

“Regulation (EC) No 852/2004” (“*Rheoliad (EC) Rhif 852/2004*”) means Regulation (EC) No 852/2004 of the European Parliament and of the Council on the hygiene of foodstuffs(4);

“Regulation (EC) No 853/2004” (“*Rheoliad (EC) Rhif 853/2004*”) means Regulation (EC) No 853/2004 of the European Parliament and of the Council laying down specific hygiene rules for food of animal origin(5);

“Regulation (EC) No 1251/2008” (“*Rheoliad (EC) Rhif 1251/2008*”) means Regulation (EC) No 1251/2008 implementing Council Directive 2006/88/EC as regards conditions and certification requirements for the placing on the market and the import into the Community of aquaculture animals

(1) OJ Rhif L 192, 23.7.2010, t. 1.

(2) OJ Rhif L 343, 22.12.2009, t. 74.

(3) EUR 2002/178, a ddiwygiwyd gan O.S. 2019/641, 2020/1504 a 2022/377.

(4) EUR 2004/852, a ddiwygiwyd gan O.S. 2019/642 a 2020/1504.

(5) EUR 2004/853, a ddiwygiwyd gan O.S. 2019/640 a 1247 a 2020/1504.

(6) EUR 1251/2008, a ddiwygiwyd gan O.S. 2020/1388 a 1463, a 2022/835.

(1) OJ No L 192, 23.7.2010, p. 1.

(2) OJ No L 343, 22.12.2009, p. 74.

(3) EUR 2002/178, amended by S.I. 2019/641, 2020/1504 and 2022/377.

(4) EUR 2004/852, amended by S.I. 2019/642 and 2020/1504.

(5) EUR 2004/853, amended by S.I. 2019/640 and 1247 and 2020/1504.

deillio o anifeiliaid nas bwriedir i'w bwyta gan bobl(1);

ystyr “y Rheoliad Rheolaethau Swydddogol” (“*the Official Controls Regulation*”) yw Rheoliad (EU) 2017/625 Senedd Ewrop a'r Cyngor ar reolaethau swydddogol a gweithgareddau swydddogol eraill a gyflawnir i sicrhau y cymhwysir y gyfraith o ran bwyd a bwyd anifeiliaid, rheolau ynghylch iechyd a lles anifeiliaid, iechyd planhigion a chynhyrchion diogelu planhigion.

RHAN 2

Diwygio Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Cymru) 2011

Diwygio Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Cymru) 2011

3.—(1) Mae Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Cymru) 2011(2) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 2(1), ar ddechrau'r rhestr o ddiffiniadau mewnosoder—

“ystyr “Rheoliadau'r FACHP (DSD) (Cymru) (Ymadael â'r UE) 2022” (“*the TARP (ALF) (Wales) (EU Exit) Regulations 2022*”) yw Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2022;”.

(3) Yn rheoliad 15(3), yn lle is-baragraff (a) rhodder—

“(a) os yw'r llwyth yn cydymffurfio â gofynion y canlynol, i'r graddau y maent yn berthnasol a phan y'u darllenir gydag unrhyw ddarpariaethau eraill yn y ddeddfwriaeth y cyfeirir ati isod sy'n gymwys mewn perthynas â'r gofynion hynny—

(i) y ddeddfwriaeth a restrir yn rheoliad 4(2) o Reoliadau'r FACHP (DSD) (Cymru) (Ymadael â'r UE) 2022, fel y'i haddesir gan Ran 5 o'r Rheoliadau hynny neu

and products thereof and laying down a list of vector species(1);

“Regulation (EC) No 1069/2009” (“*Rheoliad (EC) Rhif 1069/2009*”) means Regulation (EC) No 1069/2009 of the European Parliament and of the Council laying down health rules as regards animal by-products and derived products not intended for human consumption(2).

PART 2

Amendment of the Trade in Animals and Related Products (Wales) Regulations 2011

Amendment of the Trade in Animals and Related Products (Wales) Regulations 2011

3.—(1) The Trade in Animals and Related Products (Wales) Regulations 2011(3) are amended as follows.

(2) In regulation 2(1), at the beginning of the list of definitions insert—

““the TARP (ALF) (Wales) (EU Exit) Regulations 2022” (“*Rheoliadau'r FACHP (DSD) (Cymru) (Ymadael â'r UE) 2022*”) means the Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022;”.

(3) In regulation 15(3), for sub-paragraph (a) substitute—

“(a) the consignment complies with the requirements of the following, so far as relevant and when read with any other provisions of the legislation referred to below which apply in relation to such requirements—

(i) the legislation listed in regulation 4(2) of the TARP (ALF) (Wales) (EU Exit) Regulations 2022, as modified by Part 5 of those Regulations or by the legislation

(1) EUR 2009/1069, a ddiwygiwyd gan O.S. 2019/170 a 588, 2020/1388 a 1463.

(2) O.S. 2011/2379 (Cy. 252), a ddiwygiwyd gan O.S. 2018/1216 (Cy. 249), 2019/463 (Cy. 111, 2020/44 (Cy. 5)), 177 (Cy. 38) a 1612 (Cy. 337) a 2021/847 (Cy. 197), 1094 (Cy. 260) a 1480 (Cy. 382).

(1) EUR 1251/2008, amended by S.I. 2020/1388 and 1463, and 2022/835.

(2) EUR 2009/1069, amended by S.I. 2019/170 and 588, 2020/1388 and 1463.

(3) S.I. 2011/2379 (W.252), amended by S.I. 2018/1216 (W. 249), 2019/463 (W. 111), 2020/44 (W. 5), 177 (W. 38) and 1612 (W. 337) and 2021/847 (W.197), 1094 (W. 260) and 1480 (W. 382).

gan y ddeddfwriaeth y cyfeirir ati ym mharagraffau (ii) a (iii);

- (ii) deddfwriaeth a wneir gan Weinidogion Cymru, fel yr awdurdod priodol, o dan y swyddogaethau a restrir yn yr Atodlen i Reoliadau'r FACHP (DSD) (Cymru) (Ymadael â'r UE) 2022, pan fo'n gymwys;
- (iii) deddfwriaeth a wneir gan yr Ysgrifennydd Gwladol, fel yr awdurdod priodol o ran Cymru, o dan y swyddogaethau a restrir yn yr Atodlen i Reoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) 2022(1), pan fo'n gymwys;”.

(4) Yn rheoliad 18(3), yn lle “yn y ddeddfwriaeth berthnasol a restrir yn Atodlen 1” rhodder “o dan reoliad 15(3)(a)”.

(5) Yn rheoliad 35—

(a) ym mharagraff (1)—

- (i) ar ôl “yr awdurdod gorfodi priodol”, mewnosoder “neu Weinidogion Cymru”;
- (ii) ar ôl “yr awdurdod gorfodi hwnnw”, mewnosoder “neu Weinidogion Cymru”;

(b) ym mharagraff (3)—

- (i) ar ôl “yr awdurdod gorfodi priodol”, mewnosoder “neu Weinidogion Cymru”;
- (ii) ar ôl “yr awdurdod gorfodi hwnnw”, mewnosoder “neu Weinidogion Cymru, fel y bo'n briodol”;

(c) ym mharagraffau (4), (5) a (6), ar ôl “awdurdod gorfodi”, ym mhob lle y mae'n digwydd, mewnosoder “neu Weinidogion Cymru”.

(6) Yn rheoliad 38, yn lle “awdurdod gorfodi” rhodder “Weinidogion Cymru neu'r awdurdod gorfodi”.

(7) Hefgorer Atodlen 1.

(8) Yn Atodlen 3, ym mharagraff 8—

- (a) yn y pennawd ac yn is-baragraff (1), yn lle “di-asgwrn-cefn” rhodder “perthnasol”;

referred to in paragraphs (ii) and (iii);

- (ii) legislation made by the Welsh Ministers, as appropriate authority, under the functions listed in the Schedule to the TARP (ALF) (Wales) (EU Exit) Regulations 2022, where applicable;
- (iii) legislation made by the Secretary of State, as appropriate authority in relation to Wales, under the functions listed in the Schedule to the Trade in Animals and Related Products (Amendment and Legislative Functions) Regulations 2022(1), where applicable;”.

(4) In regulation 18(3), for “in the relevant legislation listed in Schedule 1” substitute “under regulation 15(3)(a)”.

(5) In regulation 35—

(a) in paragraph (1)—

- (i) after “the appropriate enforcement authority”, insert “or the Welsh Ministers”;
- (ii) after “that enforcement authority”, insert “or the Welsh Ministers”;

(b) in paragraph (3)—

- (i) after “the appropriate enforcement authority”, insert “or the Welsh Ministers”;
- (ii) after “that enforcement authority”, insert “or the Welsh Ministers, as appropriate”;

(c) in paragraphs (4), (5) and (6), after “enforcement authority”, in each place where it occurs, insert “or the Welsh Ministers”.

(6) In regulation 38, for “enforcement authority” substitute “Welsh Ministers or the enforcement authority”.

(7) Omit Schedule 1.

(8) In Schedule 3, in paragraph 8—

- (a) in the heading and in sub-paragraph (1), for “Invertebrate” substitute “Relevant”;

(1) O.S. 2022/1322. Gweler y diffiniad o “the appropriate authority” yn rheoliad 4(2).

(1) S.I. 2022/1322. See the definition of appropriate authority in regulation 4(2).

- (b) ar ôl is-baragraff (1) mewnosoder—
 “(1A) Yn y paragraff hwn, ystyr “anifeiliaid perthnasol” yw—
- (a) anifeiliaid a restrir yn Atodlen 2 i Ddeddf Anifeiliaid (Gweithdrefnau Gwyddonol) 1986(1); a
 - (b) anifeiliaid di-asgwrn-cefn.”;
- (c) yn lle is-baragraff (2) rhodder—
 “(2) Nid yw is-baragraff (1) yn gymwys i bysgod rhesog, molysgiaid dyfrol sy’n perthyn i’r ffylwm *Mollusca* na chramenogion dyfrol sy’n perthyn i’r is-ffylwm *Crustacea*.”;
- (d) ar ôl is-baragraff (2) mewnosoder—
 “(3) Nid yw’r cyfeiriad at weithgareddau addysgol yn is-baragraff (1) yn gymwys mewn perthynas ag—
- (a) anifeiliaid asgwrn cefn; na
 - (b) mêl-wenyn (*Apis mellifera*) na chacwn (*Bombus* spp).”

RHAN 3

Y gofynion o ran iechyd anifeiliaid ac iechyd y cyhoedd

Rhestr o’r gofynion o ran iechyd anifeiliaid ac iechyd y cyhoedd

4.—(1) Mae paragraff (2) yn rhestru deddfwriaeth at ddibenion rheoliadau 15(3)(a) a 18(3) o Reoliadau’r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Cymru) 2011.

(2) Y ddeddfwriaeth y cyfeirir ati ym mharagraff (1) yw—

- (a) o ran darpariaethau Cyfarwyddbau’r UE, y darpariaethau a ganlyn, fel y’u darllenir gydag Erthyglau 1 a 2 o’r Gyfarwyddeb o dan sylw—
 - (i) Erthygl 14 o Gyfarwyddeb 64/432, ac Atodiadau A i E iddi;
 - (ii) Erthyglau 8 i 11 o Gyfarwyddeb 88/407, ac Atodiadau A i C iddi;
 - (iii) Erthyglau 7 i 10 o Gyfarwyddeb 89/556, ac Atodiadau A a B iddi;
 - (iv) Erthyglau 7 i 12 o Gyfarwyddeb 90/429, ac Atodiadau A i C iddi;
 - (v) Erthygl 6 o Gyfarwyddeb 91/68, ac Atodiadau A i D iddi;

- (b) after sub-paragraph (1) insert—
 “(1A) In this paragraph, “relevant animals” means—
- (a) animals listed in Schedule 2 to the Animals (Scientific Procedures) Act 1986(1); and
 - (b) invertebrate animals.”;
- (c) for sub-paragraph (2) substitute—
 “(2) Sub-paragraph (1) does not apply to zebra fish, aquatic molluscs belonging to the phylum *Mollusca* or aquatic crustaceans belonging to the subphylum *Crustacea*.”;
- (d) after sub-paragraph (2) insert—
 “(3) The reference to educational activities in sub-paragraph (1) does not apply in relation to—
- (a) vertebrate animals; or
 - (b) honey bees (*Apis mellifera*) or bumble bees (*Bombus* spp).”

PART 3

Animal and public health requirements

List of animal and public health requirements

4.—(1) Paragraph (2) lists legislation for the purposes of regulations 15(3)(a) and 18(3) of the Trade in Animals and Related Products (Wales) Regulations 2011.

(2) The legislation referred to in paragraph (1) is—

- (a) as regards provisions of EU Directives, the following provisions, as read with Articles 1 and 2 of the Directive in question—
 - (i) Article 14 of, and Annexes A to E to, Directive 64/432;
 - (ii) Articles 8 to 11 of, and Annexes A to C to, Directive 88/407;
 - (iii) Articles 7 to 10 of, and Annexes A and B to, Directive 89/556;
 - (iv) Articles 7 to 12 of, and Annexes A to C to, Directive 90/429;
 - (v) Article 6 of, and Annexes A to D to, Directive 91/68;

(1) 1986 p. 14.

(1) 1986 c. 14.

- (vi) Erthyglau 3 i 11, 13, 16 i 18, a 24 o Gyfarwyddeb 92/65, ac Atodiadau A i D ac F iddi;
 - (vii) Erthyglau 3 i 6, 9 a 10, a 13 o Gyfarwyddeb 92/118, ac Atodiadau 1 ac 1A iddi;
 - (viii) Erthyglau 3, 4, 7 a 9 o Gyfarwyddeb 2002/99, ac Atodiadau 1 a 3 iddi;
 - (ix) Erthyglau 3, 7 ac 11 o Gyfarwyddeb 2004/68, ac Atodiadau 1 i 3 iddi;
 - (x) Erthyglau 4, 5, 11 i 14, 16 a 17 o Gyfarwyddeb 2009/156, ac Atodiadau 1 a 4 iddi;
 - (xi) Erthyglau 5, 6, 8 i 12, 14 i 19, 22 i 26, a 30 o Gyfarwyddeb 2009/158, ac Atodiadau 1 i 3 iddi;
- (b) o ran offerynnau eraill—
- (i) Rheoliadau Iechyd Anifeiliaid Dyfrol (Cymru a Lloegr) 2009(1);
 - (ii) Rheoliad (EC) Rhif 178/2002;
 - (iii) Rheoliad (EC) Rhif 852/2004;
 - (iv) Rheoliad (EC) Rhif 853/2004;
 - (v) Rheoliad (EC) Rhif 183/2005 Senedd Ewrop a'r Cyngor sy'n gosod gofynion o ran hylendid bwyd anifeiliaid(2);
 - (vi) Penderfyniad y Comisiwn 2007/275 ynghylch rhestrau o gynhyrchion cyfansawdd sydd i fod yn ddarostyngedig i reolaethau mewn safleoedd rheoli ar y ffin(3);
 - (vii) Rheoliad (EC) Rhif 1251/2008;
 - (viii) Rheoliad (EC) Rhif 1069/2009;
 - (ix) Rheoliad (EU) 2016/1012 Senedd Ewrop a'r Cyngor ar amodau sootechnegol ac achyddol ar gyfer bridio a masnachu anifeiliaid bridio o frid pur, moch bridio hybrid a'u cynhyrchion cenedlol, a dod â hwy i'r Undeb(4);
 - (x) y Rheoliad Rheolaethau Swyddogol.
- (vi) Articles 3 to 11, 13, 16 to 18, and 24 of, and Annexes A to D and F to, Directive 92/65;
 - (vii) Articles 3 to 6, 9 and 10, and 13 of, and Annexes 1 and 1A to, Directive 92/118;
 - (viii) Articles 3, 4, 7 and 9 of, and Annexes 1 and 3 to, Directive 2002/99;
 - (ix) Articles 3, 7 and 11 of, and Annexes 1 to 3 to, Directive 2004/68;
 - (x) Articles 4, 5, 11 to 14, 16 and 17 of, and Annexes 1 and 4 to, Directive 2009/156;
 - (xi) Articles 5, 6, 8 to 12, 14 to 19, 22 to 26, and 30 of, and Annexes 1 to 3 to, Directive 2009/158;
- (b) as regards other instruments—
- (i) the Aquatic Animal Health (England and Wales) Regulations 2009(1);
 - (ii) Regulation (EC) No 178/2002;
 - (iii) Regulation (EC) No 852/2004;
 - (iv) Regulation (EC) No 853/2004;
 - (v) Regulation (EC) No 183/2005 of the European Parliament and of the Council laying down requirements for feed hygiene(2);
 - (vi) Commission Decision 2007/275 concerning lists of composite products to be subject to controls at border control posts(3);
 - (vii) Regulation (EC) No 1251/2008;
 - (viii) Regulation (EC) No 1069/2009;
 - (ix) Regulation (EU) 2016/1012 of the European Parliament and of the Council on zootechnical and genealogical conditions for the breeding, trade in and entry into the Union of purebred breeding animals, hybrid breeding pigs and the germinal products thereof(4);
 - (x) the Official Controls Regulation.

(1) O.S. 2009/463, a ddiwygiwyd gan O.S. 2011/981 a 1043, 2019/1488, 2020/1388 a 2022/835.

(2) EUR 2005/183, a ddiwygiwyd gan O.S. 2019/654 a 2020/1504.

(3) EUD 2007/275, a ddiwygiwyd gan O.S. 2020/1462.

(4) EUR 2016/1012, a ddiwygiwyd gan O.S. 2019/117 a 588, a 2020/1388.

(1) S.I. 2009/463, amended by S.I. 2011/981 and 1043, 2019/1488, 2020/1388 and 2022/835.

(2) EUR 2005/183, amended by S.I. 2019/654 and 2020/1504.

(3) EUD 2007/275, amended by S.I. 2020/1462.

(4) EUR 2016/1012, amended by S.I. 2019/117 and 588, and 2020/1388.

RHAN 4

Swyddogaethau deddfwriaethol a swyddogaethau eraill

Darpariaethau sy'n cynnwys swyddogaethau deddfwriaethol a swyddogaethau eraill

5.—(1) Mae'r Atodlen yn cynnwys rhestr o ddarpariaethau Cyfarwyddbau'r UE sy'n rhoi swyddogaethau i'r awdurdod priodol, ynghyd ag unrhyw ddarpariaethau sydd i'w dargadw oherwydd eu bod naill ai i'w darllen gyda darpariaeth a restrir ac yn berthnasol i arfer y swyddogaeth honno, neu'n gysylltiedig â diben y swyddogaeth honno, at ddibenion paragraffau (2) a (3) o'r rheoliad hwn.

(2) Mae'r swyddogaethau a roddir gan y darpariaethau a restrir yn yr Atodlen, ynghyd ag unrhyw ddarpariaethau eraill a restrir yn yr Atodlen a allai fod yn berthnasol i arfer swyddogaeth a restrir, neu'n gysylltiedig â'i harfer, fel y'u haddesir gan Ran 5 o'r Rheoliadau hyn ac i'r graddau y maent yn ymwneud â llwythi y mae'r Rheoliadau hyn yn gymwys iddynt—

- (a) yn arferadwy o ran Cymru gan Weinidogion Cymru i'r graddau y mae'r swyddogaethau o fewn cymhwysedd datganoledig;
- (b) yn arferadwy fel pe bai'r darpariaethau hynny yn ffurfio rhan o gyfraith Cymru a Lloegr; ac
- (c) i'w trin fel swyddogaeth a roddir gan y Rheoliadau hyn.

(3) Mae swyddogaeth o fewn cymhwysedd datganoledig at ddibenion paragraff (2)(a) pe bai o fewn cymhwysedd deddfwriaethol Senedd Cymru i roi swyddogaeth o'r fath mewn Deddf gan Senedd Cymru (a thybio, yn achos darpariaeth na ellid ond ei gwneud gyda chydysniad un o Weinidogion y Goron o fewn yr ystyr a roddir i "Minister of the Crown" yn Neddf Gweinidogion y Goron 1975(1), y rhoddwyd y cydysniad hwnnw).

Y weithdrefn ar gyfer gwneud rheoliadau

6.—(1) Mae rheoliadau a wneir gan Weinidogion Cymru o dan unrhyw un neu ragor o'r swyddogaethau a restrir yn yr Atodlen i'w gwneud drwy offeryn statudol.

(2) Mae offeryn statudol sy'n cynnwys rheoliadau a wneir gan Weinidogion Cymru o dan unrhyw un neu ragor o'r swyddogaethau a restrir yn yr Atodlen yn ddarostyngedig i'w ddiddymu yn unol â phenderfyniad gan Senedd Cymru.

PART 4

Legislative and other functions

Provisions containing legislative and other functions

5.—(1) The Schedule contains a list of provisions of EU Directives that confer functions on the appropriate authority, together with any provisions that are to be retained because they are either to be read with a listed provision and are relevant to the exercise of that function, or are connected to the purpose of that function, for the purposes of paragraphs (2) and (3) of this regulation.

(2) The functions conferred by the provisions listed in the Schedule, together with any other provisions listed in the Schedule that may be relevant or connected to the exercise of a listed function, as modified by Part 5 of these Regulations and so far as they relate to consignments to which these Regulations apply—

- (a) are exercisable in relation to Wales by the Welsh Ministers in so far as the functions are within devolved competence;
- (b) are exercisable as if those provisions formed part of the law of England and Wales; and
- (c) are to be treated as a function conferred by these Regulations.

(3) A function is within devolved competence for the purposes of paragraph (2)(a) if it would be within the legislative competence of Senedd Cymru to confer such a function in an Act of Senedd Cymru (assuming, in the case of provision that could only be made with the consent of a Minister of the Crown within the meaning of the Ministers of the Crown Act 1975(1), that such consent was given).

Regulation-making procedure

6.—(1) Regulations made by the Welsh Ministers under any of the functions listed in the Schedule are to be made by statutory instrument.

(2) A statutory instrument containing regulations made by the Welsh Ministers under any of the functions listed in the Schedule is subject to annulment in pursuance of a resolution of Senedd Cymru.

(1) 1975 c. 26.

(1) 1975 c. 26.

(3) Caiff rheoliadau a wneir o dan unrhyw un neu ragor o'r swyddogaethau a restrir yn yr Atodlen—

- (a) cynnwys darpariaeth ganlyniadol, darpariaeth ddeilliadol, darpariaeth atodol, darpariaeth drosiannol neu ddarpariaeth arbed, gan gynnwys darpariaeth sy'n diwygio, yn diddymu neu'n dirymu unrhyw ddeddfiad;
- (b) gwneud darpariaeth wahanol at ddibenion gwahanol.

(4) Cyn gwneud unrhyw reoliadau o dan unrhyw un neu ragor o'r swyddogaethau a restrir yn yr Atodlen, rhaid i Weinidogion Cymru ymgynghori ag—

- (a) y cyrff neu'r personau hynny y mae'n ymddangos i Weinidogion Cymru eu bod yn cynrychioli buddiannau y mae'n debygol y bydd y rheoliadau'n effeithio'n sylweddol arnynt;
- (b) y cyrff neu'r personau eraill hynny y mae Gweinidogion Cymru yn ystyried eu bod yn briodol.

(3) Regulations made under any of the functions listed in the Schedule may—

- (a) contain consequential, incidental, supplementary, transitional or saving provision, including provision amending, repealing or revoking any enactment;
- (b) make different provision for different purposes.

(4) Before making any regulations under any of the functions listed in the Schedule, the Welsh Ministers must consult—

- (a) such bodies or persons as appear to them to be representative of the interests likely to be substantially affected by the regulations;
- (b) such other bodies or persons as they consider appropriate.

RHAN 5

Addasiadau i Gyfarwyddebau'r UE

Addasiadau i Gyfarwyddebau'r UE

7. Mae rheoliadau 9 i 19 yn nodi addasiadau i Gyfarwyddebau'r UE a restrir yn rheoliad 4(2)(a) ac yn yr Atodlen, gan gynnwys addasiadau i benawdau a theitlau rhaniadau'r Cyfarwyddebau UE hynny pan fo hynny'n briodol, at ddibenion—

- (a) rheoliadau 15(3)(a) a 18(3) o Reoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Cymru) 2011, a
- (b) rheoliad 5 o'r Rheoliadau hyn.

Dehongli pellach

8.—(1) At ddibenion y Rheoliadau hyn, mae i'r geiriau a'r ymadroddion a restrir ym mharagraff (2), fel y'u defnyddir yn y Rhan hon ac yng Nghyfarwyddebau'r UE a addesir gan y Rhan hon, yr ystyron a roddir ym mharagraff (2).

(2) Y geiriau a'r ymadroddion yw—

mae i "yr awdurdod cymwys" yr ystyr a roddir i "the competent authority" yn Erthygl 3 o'r Rheoliad Rheolaethau Swyddogol;

PART 5

Modifications to EU Directives

Modifications to EU Directives

7. Regulations 9 to 19 set out modifications to the EU Directives listed in regulation 4(2)(a) and the Schedule, including modifications to the headings and titles of divisions of those EU Directives where appropriate, for the purposes of—

- (a) regulations 15(3)(a) and 18(3) of the Trade in Animals and Related Products (Wales) Regulations 2011, and
- (b) regulation 5 of these Regulations.

Further interpretation

8.—(1) For the purposes of these Regulations, the words and expressions listed in paragraph (2), as used in this Part and in the EU Directives modified by this Part, have the meanings given in paragraph (2).

(2) The words and expressions are—

"the competent authority" has the meaning given in Article 3 of the Official Controls Regulation;

ystyr “Directive 2001/89” yw Cyfarwydddeb y Cyngor 2001/89/EC ar fesurau'r Gymuned i reoli clwy clasurol y moch(1) fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau'r cyfnod gweithredu;

ystyr “the Diseases of Poultry Orders” yw—

- (a) Gorchymyn Clefydau Dofednod (Cymru) 2003(2);
- (b) Gorchymyn Ffliw Adar a Ffliw sy'n Deillio o Adar mewn Mamaliaid (Cymru) (Rhif 2) 2006(3);
- (c) Rheoliadau Ffliw Adar (Brechu) (Cymru) (Rhif 2) 2006(4);

ystyr “the Foot-and-Mouth Disease Orders” yw—

- (a) Gorchymyn Clwy'r Traed a'r Genau (Cymru) 2006(5);
- (b) Rheoliadau Clwy'r Traed a'r Genau (Rheoli Brechiadau) (Cymru) 2006(6);

ystyr “national reference laboratory” yw labordy sydd wedi ei ddynodi gan yr awdurdod priodol yn unol ag Erthygl 100 o'r Rheoliad Rheolaethau Swyddogol;

ystyr “official laboratory” yw labordy sydd wedi ei ddynodi gan yr awdurdod cymwys yn unol ag Erthygl 37 o'r Rheoliad Rheolaethau Swyddogol;

ystyr “Regulation (EC) No 1760/2000” yw Rheoliad (EC) Rhif 1760/2000 Senedd Ewrop a'r Cyngor sy'n sefydlu system ar gyfer adnabod a chofrestru anifeiliaid buchol ac o ran labelu cig eidion a chynhyrchion cig eidion(7);

“Directive 2001/89” means Council Directive 2001/89/EC on Community measures for the control of classical swine fever(1) as it had effect immediately before implementation period completion day;

“the Diseases of Poultry Orders” means—

- (i) the Diseases of Poultry (Wales) Order 2003(2);
- (ii) the Avian Influenza and Influenza of Avian Origin in Mammals (Wales) (No 2) Order 2006(3);
- (iii) the Avian Influenza (Vaccination) (Wales) (No. 2) Regulations 2006(4);

“the Foot-and-Mouth Disease Orders” means—

- (i) the Foot-and-Mouth Disease (Wales) Order 2006(5);
- (ii) the Foot-and-Mouth Disease (Control of Vaccination) (Wales) Regulations 2006(6);

“national reference laboratory” means a laboratory designated by the appropriate authority in accordance with Article 100 of the Official Controls Regulation;

“official laboratory” means a laboratory designated by the competent authority in accordance with Article 37 of the Official Controls Regulation;

“Regulation (EC) No 1760/2000” means Regulation (EC) No 1760/2000 of the European Parliament and of the Council establishing a system for the identification and registration of bovine animals and regarding the labelling of beef and beef products(7);

(1) OJ Rhif L 316, 1.12.2001, t. 5.

(2) O.S. 2003/1079 (Cy. 148), a ddiwygiwyd gan O.S. 2006/1762 (Cy. 184), 2010/618 (Cy. 60), 2018/1216 (Cy. 249) a 2021/480 (Cy. 147).

(3) O.S. 2006/2927 (Cy. 262), a ddiwygiwyd gan O.S. 2010/618 (Cy. 60), 2012/3039, 2018/1216 (Cy. 249), 2019/371 (Cy. 92) a 463 (Cy. 111) a 2022/280 (Cy. 81).

(4) O.S. 2006/2932 (Cy. 265), a ddiwygiwyd gan O.S. 2010/619 (Cy. 61), 2018/1216 (Cy. 249) a 2019/371 (Cy. 92).

(5) O.S. 2006/179 (Cy. 30), a ddiwygiwyd gan O.S. 2010/618 (Cy. 60), 2011/2377 (Cy. 250), 2014/517 (Cy. 60), 2018/1216 (Cy. 249), 2019/371 (Cy. 92) a 463 (Cy. 111), a 2020/44 (Cy. 5).

(6) O.S. 2006/180 (Cy. 31), a ddiwygiwyd gan O.S. 2010/619 (Cy. 61), 2011/1043 a 2377 (Cy. 250), 2014/517 (Cy. 60), 2019/371 (Cy. 92) a 2020/44 (Cy. 5).

(7) EUR 2000/1760, a ddiwygiwyd gan O.S. 2019/588, 814 ac 822, 2020/1388, 1453 a 1463, ac adran 34(3)(a) a (b) o Ddeddf Amaethyddiaeth 2020 (p. 21).

(1) OJ No. L 316, 1.12.2001, p. 5.

(2) S.I. 2003/1079 (W. 148), amended by 2006/1762 (W. 184), 2010/618 (W. 60), 2018/1216 (W. 249) and 2021/480 (W. 147).

(3) S.I. 2006/2927 (W. 262), amended by S.I. 2010/618 (W. 60), 2012/3039, 2018/1216 (W. 249), 2019/371 (W. 92) and 463 (W. 111) and 2022/280 (W.81).

(4) S.I. 2006/2932 (W. 265), amended by S.I. 2010/619 (W. 61), 2018/1216 (W. 249) and 2019/371 (W. 92).

(5) S.I. 2006/179 (W. 30), amended by S.I. 2010/618 (W. 60), 2011/2377 (W. 250), 2014/517 (W. 60), 2018/1216 (W. 249), 2019/371 (W. 92) and 463 (W. 111), and 2020/44 (W. 5).

(6) S.I. 2006/180 (W. 31), amended by S.I. 2010/619 (W. 61), 2011/1043 and 2377 (W. 250), 2014/517 (W. 60), 2019/371 (W. 92) and 2020/44 (W. 5).

(7) EUR 2000/1760, amended by S.I. 2019/588, 814 and 822, 2020/1388, 1453 and 1463, and section 34(3)(a) and (b) of the Agriculture Act 2020 (c. 21).

ystyr “Regulation (EC) No 1/2005” yw Rheoliad y Cyngor (EC) Rhif 1/2005 ar ddiogelu anifeiliaid wrth eu cludo a gweithrediadau cysylltiedig(1);

ystyr “Regulation (EU) No 206/2010” yw Rheoliad y Comisiwn (EU) Rhif 206/2010 sy’n gosod rhestrau o drydydd gwledydd, tiriogaethau neu rannau ohonynt sydd wedi eu hawdurdodi ar gyfer cyflwyno i’r Undeb Ewropeaidd anifeiliaid penodol a chig ffres penodol a’r gofynion ardystio milfeddygol(2);

ystyr “the TARP (ALF) (Wales) (EU Exit) Regulations 2022” yw’r Rheoliadau hyn;

ystyr “third country” yw unrhyw wlad neu diriogaeth y tu allan i Ynysoedd Prydain;

ystyr “WOAH” yw Sefydliad Iechyd Anifeiliaid y Byd(3);

ystyr “WOAH reference laboratory” yw labordy sydd wedi ei ddynodi’n swyddogol yn labordy cyfeirio WOAHA gan Gynulliad Byd-eang Cynrychiolwyr WOAHA(4).

(3) At ddibenion y Rheoliadau hyn, yng Nghyfarwydddebau’r UE a addesir gan y Rhan hon ac yn yr addasiadau a wneir i Gyfarwydddebau’r UE yn y Rhan hon, mae unrhyw gyfeiriad at un o’r Cyfarwydddebau UE hynny, oni nodir yn wahanol, yn gyfeiriad at y Gyfarwydddeb honno fel yr oedd yn cael effaith yn union cyn diwrnod cwblhau’r cyfnod gweithredu ac fel y’i haddesir gan y Rhan hon.

Addasiadau i Gyfarwydddeb 64/432

9.—(1) Mae Cyfarwydddeb 64/432 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r Erthygl honno—

“Articles 2, 9, 10 and 14 of, and Annexes A, D and E to, this Directive apply so far as necessary for the purposes of giving effect to provisions which contain references to them in Directives 88/407, 89/556, 90/429, 92/65 and 2009/156, and Regulation (EU) No 206/2010. The

“Regulation (EC) No 1/2005” means Council Regulation (EC) No 1/2005 on the protection of animals during transport and related operations(1);

“Regulation (EU) No 206/2010” means Commission Regulation (EU) No 206/2010 laying down lists of third countries, territories or parts thereof authorised for the introduction into the European Union of certain animals and fresh meat and the veterinary certification requirements(2);

“the TARP (ALF) (Wales) (EU Exit) Regulations 2022” means these Regulations;

“third country” means any country or territory outside the British Islands;

“WOAH” means the World Organisation for Animal Health(3);

“WOAH reference laboratory” means a laboratory that has been officially designated as a WOAHA reference laboratory by the World Assembly of Delegates of the WOAHA(4).

(3) For the purposes of these Regulations, in the EU Directives modified by this Part and in the modifications made to the EU Directives in this Part, any reference to one of those EU Directives, unless specified otherwise, is a reference to that Directive as it had effect immediately before implementation period completion day and as modified by this Part.

Modifications to Directive 64/432

9.—(1) Directive 64/432 is modified as follows.

(2) Article 1 is to be read as if for that Article there were substituted—

“Articles 2, 9, 10 and 14 of, and Annexes A, D and E to, this Directive apply so far as necessary for the purposes of giving effect to provisions which contain references to them in Directives 88/407, 89/556, 90/429, 92/65 and 2009/156, and Regulation (EU) No 206/2010. The

(1) EUR 2005/1, a ddiwygiwyd gan O.S. 2019/588, 802 a 1312, 2020/1481 a 1590 a 2022/846.

(2) EUR 2010/206, a ddiwygiwyd gan O.S. 2019/1225, 2020/1462, 2021/211 a 2022/735.

(3) Sefydliad rhynglywodraethol yw WOAHA, sef yr OIE gynt, a sefydlwyd i wella iechyd anifeiliaid ledled y byd ac ymladd clefydau heintus ar anifeiliaid. Mae rhagor o wybodaeth ar gael yma: <https://www.woah.org/en/who-we-are/>.

(4) Y Cynulliad Byd-eang yw’r awdurdod ar gyfer WOAHA ac mae’n cynnwys 182 o gynrychiolwyr o bob gwlad sy’n Aelod o WOAHA. Mae rhagor o wybodaeth am y Cynulliad Byd-eang ar gael yma: <https://www.woah.org/en/who-we-are/structure/world-assembly/>. Mae rhagor o fanylion am y weithdrefn ar gyfer dynodi’r labordai cyfeirio ar gael yma: <https://www.woah.org/en/what-we-offer/expertise-network/reference-laboratories/#ui-id-2>.

(1) EUR 2005/1, amended by S.I. 2019/588, 802 and 1312, 2020/1481 and 1590 and 2022/846.

(2) EUR 2010/206, amended by S.I. 2019/1225, 2020/1462, 2021/211 and 2022/735.

(3) WOAHA is an intergovernmental organisation, formerly known as the OIE, set up to improve animal health worldwide and fight infectious animal diseases. Further information can be found here: <https://www.woah.org/en/who-we-are/>.

(4) The World Assembly is the authority for WOAHA and comprises of 182 delegates from each Member country of WOAHA. For more information on the World Assembly see here: <https://www.woah.org/en/who-we-are/structure/world-assembly/>. Further details on the procedure for designation of the reference laboratories can be found here: <https://www.woah.org/en/what-we-offer/expertise-network/reference-laboratories/#ui-id-2>.

provisions of this Directive, to which such reference is made, have effect for those purposes without prejudice to—

- (a) Directive 88/407;
- (b) Directive 90/429;
- (c) Directive 2002/99;
- (d) the Official Controls Regulation;
- (e) Regulation (EC) No 1760/2000;
- (f) Regulation (EC) No 1/2005;
- (g) Regulation (EC) No 1069/2009;
- (h) Regulation (EU) No 652/2014 of the European Parliament and of the Council laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material⁽¹⁾;
- (i) the Foot-and-Mouth Disease Orders;
- (j) the Pigs (Records, Identification and Movement) (Wales) Order 2011⁽²⁾;
- (k) the Diseases of Swine Regulations 2014⁽³⁾, so far as they relate to the control of swine vesicular disease.”

(3) Mae Erthygl 2 i'w darllen fel pe bai—

- (a) paragraff 1 wedi ei hepgor;
- (b) ym mharagraff 2—
 - (i) yn y geiriau o flaen pwynt (a), “In addition” wedi ei hepgor;
 - (ii) ym mhwynt (a), yn y diffiniad o “herd”, “article 2 of the Pigs (Records, Identification and Movement) (Wales) Order 2011 as regards swine, and Article 2 of Regulation (EC) No 1760/2000 as regards bovine animals” wedi ei roi yn lle “Article 2(b) of Directive 92/102/EEC”;
 - (iii) ym mhwynt (e), yn y diffiniad o “officially tuberculosis-free Member State or region of a Member State”, “country” wedi ei roi yn lle “Member State” ym mhob lle y mae'n digwydd;
 - (iv) ym mhwynt (g), yn y diffiniad o “officially brucellosis-free region”, “country” wedi ei roi yn lle “Member State”;

provisions of this Directive, to which such reference is made, have effect for those purposes without prejudice to—

- (a) Directive 88/407;
- (b) Directive 90/429;
- (c) Directive 2002/99;
- (d) the Official Controls Regulation;
- (e) Regulation (EC) No 1760/2000;
- (f) Regulation (EC) No 1/2005;
- (g) Regulation (EC) No 1069/2009;
- (h) Regulation (EU) No 652/2014 of the European Parliament and of the Council laying down provisions for the management of expenditure relating to the food chain, animal health and animal welfare, and relating to plant health and plant reproductive material⁽¹⁾;
- (i) the Foot-and-Mouth Disease Orders;
- (j) the Pigs (Records, Identification and Movement) (Wales) Order 2011⁽²⁾;
- (k) the Diseases of Swine Regulations 2014⁽³⁾, so far as they relate to the control of swine vesicular disease.”

(3) Article 2 is to be read as if—

- (a) paragraph 1 were omitted;
- (b) in paragraph 2—
 - (i) in the words before point (a), “In addition” were omitted;
 - (ii) in point (a), in the definition of “herd”, for “Article 2(b) of Directive 92/102/EEC” there were substituted “article 2 of the Pigs (Records, Identification and Movement) (Wales) Order 2011 as regards swine, and Article 2 of Regulation (EC) No 1760/2000 as regards bovine animals”;
 - (iii) in point (e), in the definition of “officially tuberculosis-free Member State or region of a Member State”, for “Member State”, in each place where it occurs, there were substituted “country”;
 - (iv) in point (g), in the definition of “officially brucellosis-free region”, for “Member State” there were substituted “country”;

(1) EUR 2014/652, a ddiwygiwyd gan O.S. 2018/1410 a 2020/1388.
(2) O.S. 2011/2830 (Cy. 303), a ddiwygiwyd gan O.S. 2018/632 (Cy. 118) a 2019/92 (Cy. 24).
(3) O.S. 2014/1894, a ddiwygiwyd gan O.S. 2018/1410.

(1) EUR 2014/652, amended by S.I. 2018/1410 and 2020/1388.
(2) S.I. 2011/2830 (W. 303), amended by S.I. 2018/632 (W. 118) and 2019/92 (W. 24).
(3) S.I. 2014/1894, amended by S.I. 2018/1410.

- (v) ym mhwynt (h), yn y diffiniad o “officially brucellosis-free Member State”, “country” wedi ei roi yn lle “Member State” yn y ddau le y mae’n digwydd;
 - (vi) ym mhwynt (k), yn y diffiniad o “officially enzootic-bovine-leukosis free Member State or region”, “country” wedi ei roi yn lle “Member State” yn y ddau le y mae’n digwydd;
 - (vii) pwynt (l) wedi ei hepgor;
 - (viii) ym mhwynt (m), yn y diffiniad o “approved veterinarian”, “Article 14” wedi ei roi yn lle “Article 14(3)(B)”;
 - (ix) ym mhwynt (o), yn y diffiniad o “assembly centre”—
 - (aa) “importation into Wales” wedi ei roi yn lle “trade”;
 - (bb) “for the purposes of export by the third country of export” wedi ei roi yn lle “for trading purposes”;
 - (cc) “Part 5 of Annex 1 to Regulation (EU) No 206/2010” wedi ei roi yn lle “Article 11”;
 - (x) ym mhwynt (p), yn y diffiniad o “region”—
 - (aa) “country’s” wedi ei roi yn lle “Member State’s”;
 - (bb) y geiriau o “and includes at least one” hyd at ddiwedd pwynt (p) wedi eu hepgor;
 - (xi) pwynt (q) wedi ei hepgor.
- (4) Mae Erthygl 9 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
 - (i) “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, set out” wedi ei roi yn lle “A Member State which has”;
 - (ii) “Wales” wedi ei roi yn lle “its territory may submit the said programme to the Commission”;
 - (iii) yn yr indent cyntaf, “Wales” wedi ei roi yn lle “the Member State”;
 - (iv) yn y pumed indent, “the results of which must be supplied at least annually to the Commission,” wedi ei hepgor;
- (v) in point (h), in the definition of “officially brucellosis-free Member State”, for “Member State”, in both places where it occurs, there were substituted “country”;
 - (vi) in point (k), in the definition of “officially enzootic-bovine-leukosis free Member State or region”, for “Member State”, in both places where it occurs, there were substituted “country”;
 - (vii) point (l) were omitted;
 - (viii) in point (m), in the definition of “approved veterinarian”, for “Article 14(3)(B)” there were substituted “Article 14”;
 - (ix) in point (o), in the definition of “assembly centre”—
 - (aa) for “trade” there were substituted “importation into Wales”;
 - (bb) for “for trading purposes” there were substituted “for the purposes of export by the third country of export”;
 - (cc) for “Article 11” there were substituted “Part 5 of Annex 1 to Regulation (EU) No 206/2010”;
 - (x) in point (p), in the definition of “region”—
 - (aa) for “Member State’s” there were substituted “country’s”;
 - (bb) the words from “and includes at least one” to the end of point (p) were omitted;
 - (xi) point (q) were omitted.
- (4) Article 9 is to be read as if—
- (a) in paragraph 1—
 - (i) for “A Member State which has” there were substituted “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, set out”;
 - (ii) for “its territory may submit the said programme to the Commission” there were substituted “Wales”;
 - (iii) in the first indent, for “the Member State” there were substituted “Wales”;
 - (iv) in the fifth indent, “the results of which must be supplied at least annually to the Commission,” were omitted;

- (b) y canlynol wedi ei roi yn lle paragraff 2—
“(2) The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out the additional guarantees, general or limited, which may be required for importation into Wales”;
- (c) paragraff 3 wedi ei hepgor.
- (5) Mae Erthygl 10 i’w darllen fel pe bai—
- (a) ym mharagraff 1, “The matters referred to in paragraph 2 are” wedi ei roi yn lle’r geiriau o “Where a Member State” hyd at “appropriate supporting documentation, setting out in particular”;
- (b) y canlynol wedi ei roi yn lle paragraff 2—
“(2) The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out additional guarantees, general or limited, that are required where it considers that Wales or part of Wales is free from one of the diseases listed in Annex E(2), taking into account the matters specified in paragraph 1.”;
- (c) paragraff 3 wedi ei hepgor.
- (6) Mae Erthygl 14 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r Erthygl honno—
- “14.** The approved veterinarians must be under the control of the competent authority and must comply with the following requirements. They must—
- (a) meet the conditions for pursuing the veterinary profession;
- (b) have no financial interest or family connections with the owner of or person responsible for the holding;
- (c) possess particular knowledge in the field of animal health as it applies to animals of the species concerned. This means that they must—
- (i) regularly update their knowledge, especially as regards the relevant health regulations,
- (ii) meet the requirements laid down by the competent authority to ensure the proper functioning of any surveillance network,
- (iii) provide the owner of or person responsible for the holding with information and assistance in order that all steps are taken to ensure that the holding’s animal health status is maintained, particularly on the basis of
- (b) for paragraph 2 there were substituted—
“(2) The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out the additional guarantees, general or limited, which may be required for importation into Wales.”;
- (c) paragraph 3 were omitted.
- (5) Article 10 is to be read as if—
- (a) in paragraph 1, for the words from “Where a Member State” to “appropriate supporting documentation, setting out in particular” there were substituted “The matters referred to in paragraph 2 are”;
- (b) for paragraph 2 there were substituted—
“(2) The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out additional guarantees, general or limited, that are required where it considers that Wales or part of Wales is free from one of the diseases listed in Annex E(2), taking into account the matters specified in paragraph 1.”;
- (c) paragraph 3 were omitted.
- (6) Article 14 is to be read as if for that Article there were substituted—
- “14.** The approved veterinarians must be under the control of the competent authority and must comply with the following requirements. They must—
- (a) meet the conditions for pursuing the veterinary profession;
- (b) have no financial interest or family connections with the owner of or person responsible for the holding;
- (c) possess particular knowledge in the field of animal health as it applies to animals of the species concerned. This means that they must—
- (i) regularly update their knowledge, especially as regards the relevant health regulations,
- (ii) meet the requirements laid down by the competent authority to ensure the proper functioning of any surveillance network,
- (iii) provide the owner of or person responsible for the holding with information and assistance in order that all steps are taken to ensure that the holding’s animal health status is maintained, particularly on the basis of

- programmes agreed with the competent authority,
- (iv) ensure compliance with the requirements concerning—
- (aa) the identification and health certification of the animals of the herd, the animals introduced and those imported;
 - (bb) compulsory reporting of infectious animal diseases and any other risk factor for animal health or welfare, and for human health;
 - (cc) establishing as far as possible the cause of death of animals and where they are to be consigned;
 - (dd) the hygiene conditions of the herd and of the livestock production units.

If the proper functioning of any system of surveillance networks so requires, each country may limit the veterinarians' responsibility to a specific number of holdings or to a specific geographical area.

The competent authority must draw up lists of approved veterinarians and of the approved holdings participating in any surveillance network. If the competent authority finds that a participant in the network no longer fulfils the conditions set out above, it must suspend or withdraw approval, without prejudice to any penalties that may be applied."

(7) Mae Erthygl 16 i'w darllen fel pe bai'r canlynol wedi ei roi yn lle'r Erthygl honno—

- "16. The appropriate authority may by regulations—
- (a) modify Annex A and Chapter 1 of Annex D, in particular with regard to their adaptation to technological and scientific developments;
 - (b) modify Annexes B, C, E and Chapter 2 of Annex D; or
 - (c) amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022."

(8) Mae Atodiad A i'w ddarllen fel pe bai—

- (a) yn Adran 1—

- programmes agreed with the competent authority,
- (iv) ensure compliance with the requirements concerning—
- (aa) the identification and health certification of the animals of the herd, the animals introduced and those imported;
 - (bb) compulsory reporting of infectious animal diseases and any other risk factor for animal health or welfare, and for human health;
 - (cc) establishing as far as possible the cause of death of animals and where they are to be consigned;
 - (dd) the hygiene conditions of the herd and of the livestock production units.

If the proper functioning of any system of surveillance networks so requires, each country may limit the veterinarians' responsibility to a specific number of holdings or to a specific geographical area.

The competent authority must draw up lists of approved veterinarians and of the approved holdings participating in any surveillance network. If the competent authority finds that a participant in the network no longer fulfils the conditions set out above, it must suspend or withdraw approval, without prejudice to any penalties that may be applied."

(7) Article 16 is to be read as if for that Article there were substituted—

- "16. The appropriate authority may by regulations—
- (a) modify Annex A and Chapter 1 of Annex D, in particular with regard to their adaptation to technological and scientific developments;
 - (b) modify Annexes B, C, E and Chapter 2 of Annex D; or
 - (c) amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022."

(8) Annex A is to be read as if—

- (a) in Section 1—

- (i) ym mharagraff 1(c), yn yr ail is-baragraff, y geiriau o “; except in a Member State” hyd at ddiwedd yr is-baragraff hwnnw wedi eu hepgor;
 - (ii) ym mharagraff 2(c)—
 - (aa) yn yr ail is-baragraff, “country” wedi ei roi yn lle “Member State” ym mhob lle y mae’n digwydd;
 - (bb) yn y trydydd is-baragraff, “country” wedi ei roi yn lle “Member State”;
 - (iii) ym mharagraff 3A(d)—
 - (aa) “in a Member State” wedi ei hepgor;
 - (bb) “be traded” wedi ei roi yn lle “enter into intra-Community trade”;
 - (iv) ym mharagraff 4, “in relation to the occurrence of bovine tuberculosis in the relevant country, the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, declare a country or part of a country to be officially tuberculosis-free” wedi ei roi yn lle’r geiriau o “in accordance with Article 8,” hyd at “procedure laid down in Article 17”;
 - (v) ym mharagraff 4(b), “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
 - (vi) ym mharagraff 5—
 - (aa) “country” wedi ei roi yn lle “Member State” ym mhob lle y mae’n digwydd;
 - (bb) “appropriate authority” wedi ei roi yn lle “Commission”;
 - (cc) “in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure laid down in Article 17”;
- (b) yn Adran 2—
- (i) ym mharagraff 1(d), “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure at Article 17”;
- (i) in paragraph 1(c), in the second subparagraph, the words from “; except in a Member State” to the end of that subparagraph were omitted;
 - (ii) in paragraph 2(c)—
 - (aa) in the second subparagraph, for “Member State”, in each place where it occurs, there were substituted “country”;
 - (bb) in the third subparagraph, for “Member State” there were substituted “country”;
 - (iii) in paragraph 3A(d)—
 - (aa) “in a Member State” were omitted;
 - (bb) for “enter into intra-Community trade” there were substituted “be traded”;
 - (iv) in paragraph 4, for the words from “in accordance with Article 8,” to “procedure laid down in Article 17” there were substituted “in relation to the occurrence of bovine tuberculosis in the relevant country, the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, declare a country or part of a country to be officially tuberculosis-free”;
 - (v) in paragraph 4(b), for “Community legislation” there were substituted “legislation in force in Wales”;
 - (vi) in paragraph 5—
 - (aa) for “Member State”, in each place where it occurs, there were substituted “country”;
 - (bb) for “Commission” there were substituted “appropriate authority”;
 - (cc) for “in accordance with the procedure laid down in Article 17” there were substituted “in accordance with a procedure set out by the appropriate authority by regulations”;
- (b) in Section 2—
- (i) in paragraph 1(d), for “in accordance with the procedure at Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;

- (ii) ym mharagraff 2(a), yn yr ail is-baragraff, “country” wedi ei roi yn lle “Member State” ym mhob lle y mae’n digwydd;
- (iii) ym mharagraff 2(b), yn yr is-baragraff cyntaf, “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure at Article 17”;
- (iv) ym mharagraff 2(b), yn yr ail is-baragraff—
 - (aa) “countries” wedi ei roi yn lle “Member States” yn y ddau le y mae’n digwydd;
 - (bb) “country” wedi ei roi yn lle “Member State”;
- (v) ym mharagraff 2(c), yn yr ail is-baragraff, “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure set out in Article 17”;
- (vi) ym mharagraff 3A, yn y trydydd is-baragraff, ym mhwynt (b), “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure set out in Article 17”;
- (vii) ym mharagraff 4(i), yn y trydydd indent, “Veterinary Medicines Regulations 2013(1)” wedi ei roi yn lle “procedure laid down in Article 17”;
- (viii) ym mharagraff 6A, yn yr ail is-baragraff, “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure set out in Article 17”;
- (ix) ym mharagraff 7, yn y geiriau o flaen pwynt (a)—
 - (aa) “country” wedi ei roi yn lle “Member State” yn y ddau le y mae’n digwydd;
 - (bb) “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle
- (ii) in paragraph 2(a), in the second subparagraph, for “Member State”, in each place where it occurs, there were substituted “country”;
- (iii) in paragraph 2(b), in the first subparagraph, for “in accordance with the procedure at Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;
- (iv) in paragraph 2(b), in the second subparagraph—
 - (aa) for “Member States”, in both places where it occurs, there were substituted “countries”;
 - (bb) for “Member State” there were substituted “country”;
- (v) in paragraph 2(c), in the second subparagraph, for “under the procedure set out in Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;
- (vi) in paragraph 3A, in the third subparagraph, in point (b), for “under the procedure set out in Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;
- (vii) in paragraph 4(i), in the third indent, for “procedure laid down in Article 17” there were substituted “Veterinary Medicines Regulations 2013(1)”;
- (viii) in paragraph 6A, in the second subparagraph, for “under the procedure set out in Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;
- (ix) in paragraph 7, in the words before point (a)—
 - (aa) for “Member State”, in both places where it occurs, there were substituted “country”;
 - (bb) for “according to the procedure laid down in Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set

(1) O.S. 2013/2033, a ddiwygiwyd gan O.S. 2014/599, 2018/761, 2019/676, 865 a 1488, 2020/44, 353, 1461 a 1631.

(1) S.I. 2013/2033, amended by S.I. 2014/599, 2018/761, 2019/676, 865 and 1488, 2020/44, 353, 1461 and 1631.

“according to the procedure laid down in Article 17”;

- (x) ym mharagraff 7(a)—
- (aa) “country” wedi ei roi yn lle “Member State” yn y ddau le cyntaf y mae’n digwydd;
- (bb) y geiriau o “provided that the central competent authority” hyd at y diwedd wedi eu hepgor;
- (xi) ym mharagraff 7(b), “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
- (xii) ym mharagraff 8, yn y geiriau o flaen pwynt (a), “country” wedi ei roi yn lle “Member State” yn y ddau le y mae’n digwydd;
- (xiii) ym mharagraff 9—
- (aa) “country” wedi ei roi yn lle “Member State” ym mhob lle y mae’n digwydd;
- (bb) “appropriate authority” wedi ei roi yn lle “Commission” yn y ddau le y mae’n digwydd;
- (cc) “in accordance with a procedure set out by the appropriate authority by regulations revoke or suspend the status” wedi ei roi yn lle “according to the procedure laid down in Article 17 propose that the status be suspended or revoked”;
- (xiv) ym mharagraff 10, “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure laid down in Article 17”.

(9) Mae Atodiad B i’w ddarllen fel pe bai—

- (a) ym mhwynt 1, yn y pedwerydd is-baragraff, “2021 edition(1), Chapter on bovine tuberculosis” wedi ei roi yn lle “Fourth Edition, 2000, Chapter 2.3.3 (bovine tuberculosis)”;

out by the appropriate authority by regulations”;

- (x) in paragraph 7(a)—
- (aa) for “Member State”, in the first two places where it occurs, there were substituted “country”;
- (bb) the words from “provided that the central competent authority” to the end were omitted;
- (xi) in paragraph 7(b), for “Community legislation” there were substituted “legislation in force in Wales”;
- (xii) in paragraph 8, in the words before point (a), for “Member State”, in both places where it occurs, there were substituted “country”;
- (xiii) in paragraph 9—
- (aa) for “Member State”, in each place where it occurs, there were substituted “country”;
- (bb) for “Commission”, in both places where it occurs, there were substituted “appropriate authority”;
- (cc) for “according to the procedure laid down in Article 17 propose that the status be suspended or revoked” there were substituted “in accordance with a procedure set out by the appropriate authority by regulations revoke or suspend the status”;
- (xiv) in paragraph 10, for “under the procedure laid down in Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”.

(9) Annex B is to be read as if—

- (a) in point 1, in the fourth subparagraph, for “Fourth Edition, 2000, Chapter 2.3.3 (bovine tuberculosis)” there were substituted “2021 edition(1), Chapter on bovine tuberculosis”;

(1) Mae'r *Manual of Standards for Diagnostic Tests and Vaccines for Terrestrial Animals 2021* ar gael yn rhad ac am ddim ar-lein (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-2>) neu gellir archebu copi caled ohono o siop lyfrau ar-lein WOA (ar <https://www.woah.org/en/ebookshop/>). Cyfeiriad WOA yw 12, rue de Prony, 75017 Paris, Ffrainc. Mae copi caled hefyd ar gael i edrych arno ar gais gan yr Adran Feiroleg yn swyddfydd yr Asiantaeth Iechyd Anifeiliaid a Phlanhigion yn: The Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

(1) The *Manual of Standards for Diagnostic Tests and Vaccines for Terrestrial Animals 2021* is freely accessible online (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-2>) or available to order in hard copy from the WOA online bookshop (at <https://www.woah.org/en/ebookshop/>). The WOA's address is 12, rue de Prony, 75017 Paris, France. A hard copy is also available to view on request from the Virology Department at the offices of the Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

- (b) ym mhwynt 2.1.4.5, “in the 10th edition, 2022(1),” wedi ei roi yn lle “4th Edition 2002”;
- (c) ym mhwynt 2.2.5.3.4—
- (i) “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
- (ii) “allowed to be traded” wedi ei roi yn lle “entered into intra-Community trade”;
- (d) ym mhwynt 2.2.5.3.5, “the appropriate authority” wedi ei roi yn lle “Member States”;
- (e) ym mhwynt 3—
- (i) “the appropriate authority” wedi ei roi yn lle “Member States”;
- (ii) “2021 edition, Chapter on bovine tuberculosis” wedi ei roi yn lle “4th Edition, 2000, Chapter 2.3.3 (bovine tuberculosis)”;
- (f) ym mhwynt 4—
- (i) yn y teitl, “State” wedi ei hepgor;
- (ii) ym mhwynt 4.1—
- (aa) “State” wedi ei hepgor;
- (bb) “Article 100 of the Official Controls Regulation” wedi ei roi yn lle “Article 6a”;
- (cc) “respectively in their respective Member States” wedi ei hepgor.
- (10) Mae Atodiad C i’w ddarllen fel pe bai—
- (a) ym mhwynt 1, yn y pedwerydd is-baragraff, “2021 edition, in the relevant Chapters on brucellosis” wedi ei roi yn lle “Sixth Edition, 2008, Chapter 2.4.3 (bovine brucellosis), Chapter 2.7.2 (caprine and ovine brucellosis) and Chapter 2.8.5 (porcine brucellosis)”;
- (b) ym mhwynt 2.1.5—
- (i) “WOAH” wedi ei roi yn lle “Community”;
- (ii) “Animal and Plant Health Agency, Weybridge laboratory” wedi ei roi yn lle “Veterinary Laboratories Agency (VLA), Weybridge”;
- (b) in point 2.1.4.5, for “4th Edition 2002” there were substituted “in the 10th edition, 2022(1),”;
- (c) in point 2.2.5.3.4—
- (i) for “Community legislation” there were substituted “legislation in force in Wales”;
- (ii) for “entered into intra-Community trade” there were substituted “allowed to be traded”;
- (d) in point 2.2.5.3.5, for “Member States” there were substituted “the appropriate authority”;
- (e) in point 3—
- (i) for “Member States” there were substituted “the appropriate authority”;
- (ii) for “4th Edition, 2000, Chapter 2.3.3 (bovine tuberculosis)” there were substituted “2021 edition, Chapter on bovine tuberculosis”;
- (f) in point 4—
- (i) in the title, “State” were omitted;
- (ii) in point 4.1—
- (aa) “State” were omitted;
- (bb) for “Article 6a” there were substituted “Article 100 of the Official Controls Regulation”;
- (cc) “respectively in their respective Member States” were omitted.
- (10) Annex C is to be read as if—
- (a) in point 1, in the fourth subparagraph, for “Sixth Edition, 2008, Chapter 2.4.3 (bovine brucellosis), Chapter 2.7.2 (caprine and ovine brucellosis) and Chapter 2.8.5 (porcine brucellosis)” there were substituted “2021 edition, in the relevant Chapters on brucellosis”;
- (b) in point 2.1.5—
- (i) for “Community” there were substituted “WOAH”;
- (ii) for “Veterinary Laboratories Agency (VLA), Weybridge” there were substituted “Animal and Plant Health Agency, Weybridge laboratory”;

(1) Ceir yn yr *European Pharmacopoeia* set o safonau cyfeirio cyfreithiol rwymol ar gyfer rheoli ansawdd meddyginiaethau, a fabwysiadwyd yn unol â'r Confensiwn ar Lunio Cyffurlyfr Ewropeaidd. Mae fersiwn ar-lein neu fersiwn wedi ei hargraffu ar gael am dâl tanygrifio (gweler y dolenni i'r gwasanaethau tanygrifio ar <https://www.edqm.eu/en/european-pharmacopoeia>).

(1) The *European Pharmacopoeia* is set of legally binding reference standards for the quality control of medicines adopted in accordance with the Convention on the Elaboration of a European Pharmacopoeia. It is available online or in print version for a subscription fee (see <https://www.edqm.eu/en/european-pharmacopoeia> for links to the subscription services).

- (c) ym mhwynt 2.1.6, “in each Member State” wedi ei hepgor;
- (d) ym mhwynt 2.2.1—
- (i) “the Chapter on bovine brucellosis” wedi ei roi yn lle “Chapter 1.1.4”;
- (ii) “2021 edition,” wedi ei roi yn lle “Sixth Edition, 2008”;
- (e) ym mhwynt 2.2.3.3, “in accordance with Article 6(1)” wedi ei hepgor;
- (f) ym mhwynt 2.7.1—
- (i) “in the Chapter on bovine brucellosis” wedi ei roi yn lle “Chapter 2.4.3 (bovine brucellosis)”;
- (ii) “2021 edition,” wedi ei roi yn lle “Sixth Edition, 2008”;
- (g) ym mhwynt 3.1.1(a), “importation into Wales” wedi ei roi yn lle “intra-Community trade”;
- (h) ym mhwynt 3.1.2—
- (i) “the relevant section of the Chapter on bovine brucellosis” wedi ei roi yn lle “Section C1 of Chapter 2.4.3”;
- (ii) “2021 edition,” wedi ei roi yn lle “Sixth Edition, 2008”;
- (i) ym mhwynt 3.2.1, yn y paragraff cyntaf, “importation into Wales” wedi ei roi yn lle “intra-Community trade”;
- (j) ym mhwynt 3.2.2—
- (i) “the relevant section of the Chapter on bovine brucellosis” wedi ei roi yn lle “Section B(2) of Chapter 2.4.3”;
- (ii) “2021 edition,” wedi ei roi yn lle “Sixth Edition, 2008”;
- (k) ym mhwynt 4.1—
- (i) yn y geiriau o flaen pwynt (a), “Article 100 of the Official Controls Regulation” wedi ei roi yn lle “Article 6a”;
- (ii) ym mhwynt (a), “in the Member State” wedi ei hepgor;
- (iii) ym mhwynt (d), “in the Member State” wedi ei hepgor;
- (iv) ym mhwynt (e), “relevant” wedi ei roi yn lle “Community”.
- (11) Mae Atodiad D i’w ddarllen fel pe bai—
- (a) ym Mhennod 1—
- (i) yn y teitl, “, Member States and Regions” wedi ei hepgor;
- (c) in point 2.1.6, “in each Member State” were omitted;
- (d) in point 2.2.1—
- (i) for “Chapter 1.1.4” there were substituted “the Chapter on bovine brucellosis”;
- (ii) for “Sixth Edition, 2008” there were substituted “2021 edition,”;
- (e) in point 2.2.3.3, “in accordance with Article 6(1)” were omitted;
- (f) in point 2.7.1—
- (i) for “Chapter 2.4.3 (bovine brucellosis)” there were substituted “in the Chapter on bovine brucellosis”;
- (ii) for “Sixth Edition, 2008” there were substituted “2021 edition,”;
- (g) in point 3.1.1(a), for “intra-Community trade” there were substituted “importation into Wales”;
- (h) in point 3.1.2—
- (i) for “Section C1 of Chapter 2.4.3” there were substituted “the relevant section of the Chapter on bovine brucellosis”;
- (ii) for “Sixth Edition, 2008” there were substituted “2021 edition,”;
- (i) in point 3.2.1, in the first paragraph, for “intra-Community trade” there were substituted “importation into Wales”;
- (j) in point 3.2.2—
- (i) for “Section B(2) of Chapter 2.4.3” there were substituted “the relevant section of the Chapter on bovine brucellosis”;
- (ii) for “Sixth Edition, 2008” there were substituted “2021 edition,”;
- (k) in point 4.1—
- (i) in the words before point (a), for “Article 6a” there were substituted “Article 100 of the Official Controls Regulation”;
- (ii) in point (a), “in the Member State” were omitted;
- (iii) in point (d), “in the Member State” were omitted;
- (iv) in point (e), for “Community” there were substituted “relevant”.
- (11) Annex D is to be read as if—
- (a) in Chapter 1—
- (i) in the title, “, Member States and Regions” were omitted;

- (ii) yn Adran A, ym mhwynt (iii), “country” wedi ei roi yn lle “Member State”;
- (iii) yn Adran B, ym mhwynt (iv), “Directive 2004/68” wedi ei roi yn lle “Directive 72/462/EEC”;
- (iv) yn Adran E, “On the basis of information supplied in relation to the occurrence of enzootic-bovine-leukosis in the relevant country, the appropriate authority may declare a country, or part of a country, to be officially enzootic-bovine-leukosis-free in accordance with a procedure set out by the appropriate authority by regulations, if—” wedi ei roi yn lle’r geiriau o flaen pwynt (a);
- (v) yn Adran E, ym mhwynt (b), “country” wedi ei roi yn lle “Member State” ym mhob lle y mae’n digwydd;
- (vi) yn Adran F, yn y geiriau o flaen pwynt (a), “country” wedi ei roi yn lle “Member State” yn y ddau le y mae’n digwydd;
- (vii) yn Adran F, ym mhwynt (a), “country” wedi ei roi yn lle “Member State”;
- (viii) yn Adran F, ym mhwynt (b)—
 - (aa) “country” wedi ei roi yn lle “Member State”;
 - (bb) “appropriate authority” wedi ei roi yn lle “Commission”;
- (ix) yn Adran F, ym mhwynt (d)—
 - (aa) “country” wedi ei roi yn lle “Member State” yn y ddau le y mae’n digwydd;
 - (bb) “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure laid down in Article 17”;
- (x) yn Adran G—
 - (aa) “country” wedi ei roi yn lle “Member State” ym mhob lle y mae’n digwydd;
 - (bb) “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure in Article 17” yn y ddau le y mae’n digwydd;
- (ii) in Section A, in point (iii), for “Member State” there were substituted “country”;
- (iii) in Section B, in point (iv), for “Directive 72/462/EEC” there were substituted “Directive 2004/68”;
- (iv) in Section E, for the words before point (a) there were substituted “On the basis of information supplied in relation to the occurrence of enzootic-bovine-leukosis in the relevant country, the appropriate authority may declare a country, or part of a country, to be officially enzootic-bovine-leukosis-free in accordance with a procedure set out by the appropriate authority by regulations, if—”;
- (v) in Section E, in point (b), for “Member State”, in each place where it occurs, there were substituted “country”;
- (vi) in Section F, in the words before point (a) for “Member State”, in both places where it occurs, there were substituted “country”;
- (vii) in Section F, in point (a), for “Member State” there were substituted “country”;
- (viii) in Section F, in point (b)—
 - (aa) for “Member State” there were substituted “country”;
 - (bb) for “Commission” there were substituted “appropriate authority”;
- (ix) in Section F, in point (d)—
 - (aa) for “Member State”, in both places where it occurs, there were substituted “country”;
 - (bb) for “in accordance with the procedure laid down in Article 17” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;
- (x) in Section G—
 - (aa) for “Member State”, in each place where it occurs, there were substituted “country”;
 - (bb) for “in accordance with the procedure in Article 17”, in both places where it occurs, there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;

- (b) ym Mhennod 2—
 - (i) yn yr ail baragraff, “to be supplied by a WOAH reference laboratory for enzootic-bovine-leukosis” wedi ei roi yn lle’r geiriau o “, which shall be the official EU standard” hyd at ddiwedd y paragraff hwnnw;
 - (ii) yn Adran A, ym mhwynt 2—
 - (aa) “State” wedi ei hepgor;
 - (bb) “Article 100 of the Official Controls Regulation” wedi ei roi yn lle “Article 6a”;
 - (iii) yn Adran A, ym mhwynt 3—
 - (aa) “State” wedi ei hepgor;
 - (bb) “Article 100 of the Official Controls Regulation” wedi ei roi yn lle “Article 6a”;
 - (iv) yn Adran C, ym mhwynt 3(b), “in accordance with Article 6(2)(c)” wedi ei hepgor.

Addasiadau i Gyfarwyddeb 88/407

10.—(1) Mae Cyfarwyddeb 88/407 wedi ei haddasu fel a ganlyn.

- (2) Mae Erthygl 1 i’w darllen fel pe bai—
 - (a) yn y paragraff cyntaf, “intra-Community trade in and” wedi ei hepgor;
 - (b) yn yr ail baragraff, “legislation in force in Wales comprising” wedi ei roi yn lle “Community and/or national”.
- (3) Mae Erthygl 2 i’w darllen fel pe bai—
 - (a) yn y frawddeg gyntaf, “Directive 2004/68” wedi ei roi yn lle “Directive 72/462/EEC”;
 - (b) ym mhwynt (b)—
 - (i) yn yr indent cyntaf, yn y diffiniad o “semen collection centre”, “Member State or” wedi ei hepgor;
 - (ii) yn yr ail indent, yn y diffiniad o “semen storage centre”, “Member State or” wedi ei hepgor;
 - (c) pwynt (c) wedi ei hepgor;
 - (d) ym mhwynt (f), yn y diffiniad o “country of collection”—
 - (i) “Member State or” wedi ei hepgor;
 - (ii) “Wales” wedi ei roi yn lle “a Member State”;
 - (e) ym mhwynt (g), yn y diffiniad o “approved laboratory”, “in Wales or a third country”

- (b) in Chapter 2—
 - (i) in the second paragraph, for the words from “, which shall be the official EU standard” to the end of that paragraph there were substituted “to be supplied by a WOAH reference laboratory for enzootic-bovine-leukosis”;
 - (ii) in Section A, in point 2—
 - (aa) “State” were omitted;
 - (bb) for “Article 6a” there were substituted “Article 100 of the Official Controls Regulation”;
 - (iii) in Section A, in point 3—
 - (aa) “State” were omitted;
 - (bb) for “Article 6a” there were substituted “Article 100 of the Official Controls Regulation”;
 - (iv) in Section C, in point 3(b), “in accordance with Article 6(2)(c)” were omitted.

Modifications to Directive 88/407

10.—(1) Directive 88/407 is modified as follows.

- (2) Article 1 is to be read as if—
 - (a) in the first paragraph, “intra-Community trade in and” were omitted;
 - (b) in the second paragraph, for “Community and/or national” there were substituted “legislation in force in Wales comprising”.
- (3) Article 2 is to be read as if—
 - (a) in the first sentence, for “Directive 72/462/EEC” there were substituted “Directive 2004/68”;
 - (b) in point (b)—
 - (i) in the first indent, in the definition of “semen collection centre”, “Member State or” were omitted;
 - (ii) in the second indent, in the definition of “semen storage centre”, “Member State or” were omitted;
 - (c) point (c) were omitted;
 - (d) in point (f), in the definition of “country of collection”—
 - (i) “Member State or” were omitted;
 - (ii) for “a Member State” there were substituted “Wales”;
 - (e) in point (g), in the definition of “approved laboratory”, for “in the territory of a Member

wedi ei roi yn lle “in the territory of a Member State or third country”.

(4) Mae Erthygl 8 i’w darllen fel pe bai—

(a) ym mharagraff 1—

- (i) “Semen may only be imported” wedi ei roi yn lle “A Member State may authorize importation of semen only”;
- (ii) y canlynol wedi ei roi yn lle’r geiriau o “on a list drawn up” hyd at ddiwedd y paragraff hwnnw—

“on a list set out in legislation in force in Wales.

The appropriate authority may by regulations draw up lists of third countries from which consignments of semen may be imported into Wales.”;

(b) ym mharagraff 2—

- (i) ym mhwynt (a), “Wales” wedi ei roi yn lle “the Member States”;
- (ii) ym mhwynt (b), “listed by the WOAH” wedi ei roi yn lle “mentioned in lists A and B of the International Office of Epizootic Diseases”;

(c) paragraff 3 wedi ei hepgor.

(5) Mae Erthygl 9 i’w darllen fel pe bai—

(a) ym mharagraff 1—

- (i) yn y geiriau o flaen pwynt (a), “Consignments of semen may only be imported where they are” wedi ei roi yn lle “Member States shall only authorise imports of semen”;
- (ii) ym mhwynt (a)(ii), “of Annex A” wedi ei roi yn lle “thereof”;
- (iii) y canlynol wedi ei fewnosod ar ôl pwynt (a)(ii)—
“(iii) laid down in Annex B and paragraphs 2 and 3 of Annex C;”;
- (iv) ym mhwynt (b), “Wales” wedi ei roi yn lle “the Community”;

(b) ym mharagraff 2—

- (i) “Wales” wedi ei roi yn lle “the Community”;
- (ii) “by that competent authority” wedi ei fewnosod ar ôl “be communicated”;
- (iii) “appropriate authority” wedi ei roi yn lle “Commission” ym mhob lle y mae’n digwydd;
- (iv) “make” wedi ei roi yn lle “provide the Member States with”;

State or third country” there were substituted “in Wales or a third country”.

(4) Article 8 is to be read as if—

(a) in paragraph 1—

- (i) for “A Member State may authorize importation of semen only” there were substituted “Semen may only be imported”;
- (ii) for the words from “on a list drawn up” to the end of that paragraph, there were substituted—

“on a list set out in legislation in force in Wales.

The appropriate authority may by regulations draw up lists of third countries from which consignments of semen may be imported into Wales.”;

(b) in paragraph 2—

- (i) in point (a), for “the Member States” there were substituted “Wales”;
- (ii) in point (b), for “mentioned in lists A and B of the International Office of Epizootic Diseases” there were substituted “listed by the WOAH”;

(c) paragraff 3 were omitted.

(5) Article 9 is to be read as if—

(a) in paragraph 1—

- (i) in the words before point (a), for “Member States shall only authorise imports of semen” there were substituted “Consignments of semen may only be imported where they are”;
- (ii) in point (a)(ii), for “thereof” there were substituted “of Annex A”;
- (iii) after point (a)(ii) there were inserted—

“(iii) laid down in Annex B and paragraphs 2 and 3 of Annex C;”;

- (iv) in point (b), for “the Community” there were substituted “Wales”;

(b) in paragraph 2—

- (i) for “the Community” there were substituted “Wales”;
- (ii) after “be communicated” there were inserted “by that competent authority”;
- (iii) for “Commission”, in each place where it occurs, there were substituted “appropriate authority”;
- (iv) for “provide the Member States with” there were substituted “make”;

- (v) “and shall make them” wedi ei hepgor;
 - (c) ym mharagraff 3, “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 18(2)”.
- (6) Mae Erthygl 10 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
 - (i) “referred to in” wedi ei roi yn lle “drawn up in accordance with”;
 - (ii) “and must satisfy the relevant conditions laid down in Annex B and paragraph 1 of Annex C” wedi ei fewnosod ar ôl “Article 8(1)”;
 - (b) ym mharagraff 2—
 - (i) yn yr is-baragraff cyntaf—
 - (aa) “consignments” wedi ei roi yn lle “the Member States shall not authorize the importation”;
 - (bb) “must not be imported” wedi ei fewnosod ar ôl “semen from a third country on the list”;
 - (cc) “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 18(2)”;
 - (ii) yn yr ail is-baragraff, ym mhwynt (a), “listed by the WOA” wedi ei roi yn lle “appearing on list A of the International Office of Epizootic Diseases”;
 - (c) ym mharagraff 3—
 - (i) “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,” wedi ei roi yn lle’r geiriau o “It may be decided” hyd at “on a case-by-case basis, to”;
 - (ii) “in relation to a third country” wedi ei fewnosod ar ôl “waive these conditions”;
 - (iii) “set out in those regulations” wedi ei roi yn lle “laid down in accordance with the same procedure”;
 - (d) y canlynol wedi ei roi yn lle paragraff 4—

“4. The appropriate authority may not oppose the admission of semen from bulls vaccinated against foot-and-mouth disease. However, where the semen was obtained from a bull which had been vaccinated against foot-and-mouth disease during the 12 month period prior to collection, 5 % of the semen from each

- (v) “and shall make them” were omitted;
 - (c) in paragraph 3, for “in accordance with the procedure referred to in Article 18(2)” there were substituted “by the appropriate authority by regulations”.
- (6) Article 10 is to be read as if—
- (a) in paragraph 1—
 - (i) for “drawn up in accordance with” there were substituted “referred to in”;
 - (ii) after “Article 8(1)” there were inserted “and must satisfy the relevant conditions laid down in Annex B and paragraph 1 of Annex C”;
 - (b) in paragraph 2—
 - (i) in the first subparagraph—
 - (aa) for “the Member States shall not authorize the importation” there were substituted “consignments”;
 - (bb) after “semen from a third country on the list” there were inserted “must not be imported”;
 - (cc) for “in accordance with the procedure referred to in Article 18(2)” there were substituted “by the appropriate authority by regulations”;
 - (ii) in the second subparagraph, in point (a), for “appearing on list A of the International Office of Epizootic Diseases” there were substituted “listed by the WOA”;
 - (c) in paragraph 3—
 - (i) for the words from “It may be decided” to “on a case-by-case basis, to” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,”;
 - (ii) after “waive these conditions” there were inserted “in relation to a third country”;
 - (iii) for “laid down in accordance with the same procedure” there were substituted “set out in those regulations”;
 - (d) for paragraph 4 there were substituted—

“4. The appropriate authority may not oppose the admission of semen from bulls vaccinated against foot-and-mouth disease. However, where the semen was obtained from a bull which had been vaccinated against foot-and-mouth disease during the 12 month period prior to collection, 5 % of the semen from each

collection (with a minimum of five straws) intended for sending to Wales shall be subjected, in an approved laboratory, to a virus isolation test for foot-and-mouth disease, with negative results.”

(7) Mae Erthygl 11 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) yn y frawddeg gyntaf—

(aa) “Consignments of semen may only be imported” wedi ei roi yn lle “Member States shall authorize the importation of semen only”;

(bb) “the relevant health certificate, in the form published by the appropriate authority from time to time,” wedi ei roi yn lle “an animal health certificate”;

(ii) ym mhwynt (a), “English and Welsh” wedi ei roi yn lle’r geiriau o “one of the official languages” hyd at y diwedd;

(b) paragraff 2 wedi ei hepgor.

(8) Mae Erthygl 17 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r Erthygl honno—

“17. The appropriate authority may by regulations—

(a) modify Annex A, in particular to adapt it to advances in technology;

(b) modify Annexes B and C; or

(c) amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(9) Mae Atodiad A i’w ddarllen fel pe bai, ym Mhennod 2—

(a) ym mhwynt 1(f), ym mhwynt (i)—

(i) yn y paragraff cyntaf, yn yr ail indent, “importation into Wales” wedi ei roi yn lle “intra-Community trade”;

(ii) yn y paragraff cyntaf, yn y trydydd indent—

(aa) “imported into Wales” wedi ei roi yn lle “the subject of intra-Community trade”;

(bb) “importation into Wales” wedi ei roi yn lle “intra-Community trade” yn yr ail le y mae’n digwydd;

collection (with a minimum of five straws) intended for sending to Wales shall be subjected, in an approved laboratory, to a virus isolation test for foot-and-mouth disease, with negative results.”

(7) Article 11 is to be read as if—

(a) in paragraph 1—

(i) in the first sentence—

(aa) for “Member States shall authorize the importation of semen only” there were substituted “Consignments of semen may only be imported”;

(bb) for “an animal health certificate” there were substituted “the relevant health certificate, in the form published by the appropriate authority from time to time.”;

(ii) in point (a), for the words from “one of the official languages” to the end there were substituted “English and Welsh”;

(b) paragraph 2 were omitted.

(8) Article 17 is to be read as if for that Article there were substituted—

“17. The appropriate authority may by regulations—

(a) modify Annex A, in particular to adapt it to advances in technology;

(b) modify Annexes B and C; or

(c) amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(9) Annex A is to be read as if, in Chapter 2—

(a) in point 1(f), in point (i)—

(i) in the first paragraph, in the second indent, for “intra-Community trade” there were substituted “importation into Wales”;

(ii) in the first paragraph, in the third indent—

(aa) for “the subject of intra-Community trade” there were substituted “imported into Wales”;

(bb) for the second instance of “intra-Community trade” there were substituted “importation into Wales”;

- (b) ym mhwynt 1(f), ym mhwynt (vii)—
 - (i) “third country” wedi ei roi yn lle “Member State”;
 - (ii) “appropriate authority” wedi ei roi yn lle “Commission and other Member States”;
- (c) ym mhwynt 2(e), ym mhwynt (vi)—
 - (i) “third country” wedi ei roi yn lle “Member State”;
 - (ii) “appropriate authority” wedi ei roi yn lle “Commission and other Member States”.

(10) Mae Atodiad B i’w ddarllen fel pe bai—

- (a) ym Mhennod 1—
 - (i) ym mhwynt 1—
 - (aa) ym mhwynt (a), “third country” wedi ei roi yn lle “Member State”;
 - (bb) ym mhwynt (d)(iv), “the Chapter on IBR/IPV in the WOAHP Terrestrial Animal Health Code(1), 2021 edition” wedi ei roi yn lle “Article 2.3.5.3 of the International Animal Health Code”;
 - (ii) ym mhwynt 2, “an approved laboratory” wedi ei roi yn lle “a laboratory approved by the Member State”;
 - (iii) ym mhwynt 5, y frawddeg olaf wedi ei hepgor;
- (b) ym Mhennod 2—
 - (i) ym mhwynt 2, “an approved laboratory” wedi ei roi yn lle “a laboratory approved by the Member State”;
 - (ii) ym mhwynt 3, yn y ddau baragraff, “imported into Wales” wedi ei roi yn lle “the subject of intra-Community trade”.

(11) Mae Atodiad C i’w ddarllen fel pe bai—

- (a) “Conditions which semen imported into Wales must satisfy” wedi ei roi yn lle’r teitl;

- (b) in point 1(f), in point (vii)—
 - (i) for “Member State” there were substituted “third country”;
 - (ii) for “Commission and other Member States” there were substituted “appropriate authority”;
- (c) in point 2(e), in point (vi)—
 - (i) for “Member State” there were substituted “third country”;
 - (ii) for “Commission and other Member States” there were substituted “appropriate authority”.

(10) Annex B is to be read as if—

- (a) in Chapter 1—
 - (i) in point 1—
 - (aa) in point (a), for “Member State” there were substituted “third country”;
 - (bb) in point (d)(iv), for “Article 2.3.5.3 of the International Animal Health Code” there were substituted “the Chapter on IBR/IPV in the WOAHP Terrestrial Animal Health Code(1), 2021 edition”;
 - (ii) in point 2, for “a laboratory approved by the Member State” there were substituted “an approved laboratory”;
 - (iii) in point 5, the final sentence were omitted;
- (b) in Chapter 2—
 - (i) in point 2, for “a laboratory approved by the Member State” there were substituted “an approved laboratory”;
 - (ii) in point 3, in both paragraphs, for “the subject of intra-Community trade” there were substituted “imported into Wales”.

(11) Annex C is to be read as if—

- (a) for the title, there were substituted “Conditions which semen imported into Wales must satisfy”;

(1) Mae’r *Terrestrial Animal Health Code 2021* ar gael yn rhad ac am ddim ar-lein (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-1>) neu gellir archebu copi caled ohono o siop lyfrau ar-lein WOAHP (ar <https://www.woah.org/en/ebookshop/>). Cyfeiriad WOAHP yw 12, rue de Prony, 75017 Paris, Ffrainc. Mae copi caled hefyd ar gael i edrych arno ar gais gan yr adran Feiroleg yn swyddfeydd yr Asiantaeth Iechyd Anifeiliaid a Phlanhigion yn: The Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

(1) The *Terrestrial Animal Health Code 2021* is freely accessible online (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-1>) or available to order in hard copy from the WOAHP online bookshop (at <https://www.woah.org/en/ebookshop/>). The WOAHP’s address is 12, rue de Prony, 75017 Paris, France. A hard copy version is also available to view on request from the Virology department at the offices of the Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

- (b) ym mhwynt 3—
 - (i) yn y geiriau o flaen pwynt (a), “intended for importation into Wales” wedi ei roi yn lle “for intra-Community trade”;
 - (ii) ym mhwynt (b), “Wales” wedi ei roi yn lle “the Member State of destination”.

Addasiadau i Gyfarwyddeb 89/556

11.—(1) Mae Cyfarwyddeb 89/556 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i’w darllen fel pe bai, ym mharagraff 1, “intra-Community trade in and” wedi ei hepgor.

(3) Mae Erthygl 2 i’w darllen fel pe bai—

- (a) yn y paragraff cyntaf, “Directive 2004/68” wedi ei roi yn lle “Directive 72/462/EEC”;
- (b) yn yr ail baragraff, ym mhwynt (e), yn y diffiniad o “country of collection”—
 - (i) “Member State or” wedi ei hepgor;
 - (ii) “Wales” wedi ei roi yn lle “a Member State”;
- (c) yn yr ail baragraff, pwynt (f) wedi ei hepgor.

(4) Mae Erthygl 7 i’w darllen fel pe bai—

- (a) ym mharagraff 1, y canlynol wedi ei roi yn lle’r geiriau o “on a list drawn up” hyd at y diwedd—

“on a list set out in legislation in force in Wales.

The appropriate authority may by regulations draw up lists of third countries from which consignments of embryos may be imported into Wales”;

(b) ym mharagraff 2—

- (i) ym mhwynt (a), “Wales” wedi ei roi yn lle “the Member States”;
- (ii) ym mhwynt (b), “listed by the WOAH” wedi ei roi yn lle “mentioned in lists A and B of the International Office of Epizootic Diseases”;

(c) paragraff 3 wedi ei hepgor.

(5) Mae Erthygl 8 i’w darllen fel pe bai—

- (a) ym mharagraff 1—
 - (i) yn y geiriau o flaen pwynt (a), “Consignments of embryos may only be imported into Wales where they are”

(b) in point 3—

- (i) in the words before point (a), for “for intra-Community trade” there were substituted “intended for importation into Wales”;
- (ii) in point (b), for “the Member State of destination” there were substituted “Wales”.

Modifications to Directive 89/556

11.—(1) Directive 89/556 is modified as follows.

(2) Article 1 is to be read as if, in paragraph 1, for “intra-Community trade in and” were omitted.

(3) Article 2 is to be read as if—

- (a) in the first paragraph, for “Directive 72/462/EEC” there were substituted “Directive 2004/68”;
- (b) in the second paragraph, in point (e), in the definition of “country of collection”—
 - (i) “Member State or” were omitted;
 - (ii) for “a Member State” there were substituted “Wales”;
- (c) in the second paragraph, point (f) were omitted.

(4) Article 7 is to be read as if—

- (a) in paragraph 1, for the words from “on a list drawn up” to the end, there were substituted—

“on a list set out in legislation in force in Wales.

The appropriate authority may by regulations draw up lists of third countries from which consignments of embryos may be imported into Wales”;

(b) in paragraph 2—

- (i) in point (a), for “the Member States” there were substituted “Wales”;
- (ii) in point (b), for “mentioned in lists A and B of the International Office of Epizootic Diseases” there were substituted “listed by the WOAH”;

(c) paragraph 3 were omitted.

(5) Article 8 is to be read as if—

- (a) in paragraph 1—
 - (i) in the words before point (a), for “Member States shall only authorize imports of embryos” there were

- wedi ei roi yn lle “Member States shall only authorize imports of embryos”;
- (ii) ym mhwynt (b), “Wales” wedi ei roi yn lle “the Community”;
- (b) ym mharagraff 2—
- (i) “Wales” wedi ei roi yn lle “the Community”;
- (ii) “by that competent authority” wedi ei fewnosod ar ôl “be communicated”;
- (iii) “appropriate authority” wedi ei roi yn lle “Commission” ym mhob lle y mae’n digwydd;
- (iv) “make” wedi ei roi yn lle “provide the Member States with”;
- (v) “and shall make them” wedi ei hepgor;
- (c) ym mharagraff 3, “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 18(2)”.
- (6) Mae Erthygl 9 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
- (i) yn yr is-baragraff cyntaf—
- (aa) yn y geiriau o flaen pwynt (a), “referred to in” wedi ei roi yn lle “drawn up in accordance with”;
- (bb) y canlynol wedi ei fewnosod ar ôl pwynt (a)—
- “(aa) come from donor animals that satisfy the conditions laid down in Annex B;”;
- (cc) ym mhwynt (b), “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure laid down in Article 18”;
- (ii) yn yr ail is-baragraff, ym mhwynt (a), “listed by the WOA” wedi ei roi yn lle “appearing on list A of the International Office of Epizootic Diseases”;
- (b) ym mharagraff 2—
- (i) “Annexes A and D to Directive 64/432” wedi ei roi yn lle “Annexes A and G to Directive 64/432/EEC”;
- (ii) “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,
- substituted “Consignments of embryos may only be imported into Wales where they are”;
- (ii) in point (b), for “the Community” there were substituted “Wales”;
- (b) in paragraph 2—
- (i) for “the Community” there were substituted “Wales”;
- (ii) after “be communicated” there were inserted “by that competent authority”;
- (iii) for “Commission”, in each place where it occurs, there were substituted “appropriate authority”;
- (iv) for “provide the Member States with” there were substituted “make”;
- (v) “and shall make them” were omitted;
- (c) in paragraph 3, for “in accordance with the procedure referred to in Article 18(2)” there were substituted “by the appropriate authority by regulations”.
- (6) Article 9 is to be read as if—
- (a) in paragraph 1—
- (i) in the first subparagraph—
- (aa) in the words before point (a), for “drawn up in accordance with” there were substituted “referred to in”;
- (bb) after point (a) there were inserted—
- “(aa) come from donor animals that satisfy the conditions laid down in Annex B;”;
- (cc) in point (b), for “in accordance with the procedure laid down in Article 18” there were substituted “by the appropriate authority by regulations”;
- (ii) in the second subparagraph, in point (a), for “appearing on list A of the International Office of Epizootic Diseases” there were substituted “listed by the WOA”;
- (b) in paragraph 2—
- (i) for “Annexes A and G to Directive 64/432/EEC” there were substituted “Annexes A and D to Directive 64/432”;
- (ii) for the words from “Under the procedure” to “derogations”, there were substituted “The appropriate authority

derogate” wedi ei roi yn lle’r geiriau o “Under the procedure” hyd at “derogations”;

- (iii) “in relation to a third country” wedi ei roi yn lle “may be decided upon”.

(7) Mae Erthygl 10 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) yn y frawddeg agoriadol, “the relevant health certificate, in the form published by the appropriate authority from time to time” wedi ei roi yn lle “an animal health certificate”;

(ii) ym mhwynt (a), “English and Welsh” wedi ei roi yn lle’r geiriau o “the official language” hyd at y diwedd;

(b) paragraff 2 wedi ei hepgor.

(8) Mae Erthygl 16 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r testun presennol—

“16. The appropriate authority may by regulations modify the Annexes or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(9) Mae Atodiad A i’w ddarllen fel pe bai, ym Mhennod 2—

(a) ym mhwynt 1(h), “in accordance with a procedure set out by the appropriate authority, by regulations” wedi ei roi yn lle “in accordance with the procedure laid down in Article 18”;

(b) ym mhwynt 1(m), “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, draw up a protocol” wedi ei roi yn lle “In accordance with the procedure laid down in Article 18 a protocol shall be drawn up before the date provided for in Article 20”;

(c) yr ail baragraff ym mhwynt 1(m) wedi ei hepgor;

(d) ym mhwynt 1(n), “may be decided by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “shall be decided in accordance with the procedure laid down in Article 18”.

(10) Mae Atodiad B i’w ddarllen fel pe bai, ym mhwynt 1(a), “within Community territory or” wedi ei hepgor.

may, in accordance with a procedure set out by the appropriate authority by regulations, derogate”;

- (iii) for “may be decided upon” there were substituted “in relation to a third country”.

(7) Article 10 is to be read as if—

(a) in paragraph 1—

(i) in the opening sentence, for “an animal health certificate” there were substituted “the relevant health certificate, in the form published by the appropriate authority from time to time”;

(ii) in point (a), for the words from “the official language” to the end, there were substituted “English and Welsh”;

(b) paragraph 2 were omitted.

(8) Article 16 is to be read as if for the existing text there were substituted—

“16. The appropriate authority may by regulations modify the Annexes or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(9) Annex A is to be read as if, in Chapter 2—

(a) in point 1(h), for “in accordance with the procedure laid down in Article 18” there were substituted “in accordance with a procedure set out by the appropriate authority, by regulations”;

(b) in point 1(m), for “In accordance with the procedure laid down in Article 18 a protocol shall be drawn up before the date provided for in Article 20” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, draw up a protocol”;

(c) the second paragraph of point 1(m) were omitted;

(d) in point 1(n), for “shall be decided in accordance with the procedure laid down in Article 18” there were substituted “may be decided by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”.

(10) Annex B is to be read as if, in point 1(a), “within Community territory or” were omitted.

Addasiadau i Gyfarwyddeb 90/429

12.—(1) Mae Cyfarwyddeb 90/429 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i'w darllen fel pe bai, ym mharagraff 1, “intra-Community trade in and” wedi ei hepgor.

(3) Mae Erthygl 2 i'w darllen fel pe bai, yn y paragraff cyntaf, “Article 2 of Directives 64/432, 88/407 and 2004/68, and Article 3 of the Official Controls Regulation” wedi ei roi yn lle “Article 2 of Directives 64/432/EEC, 72/462/EEC, 80/407/EEC and 90/425/EEC”.

(4) Mae Erthygl 7 i'w darllen fel pe bai—

(a) ym mharagraff 1—

(i) “Semen may only be imported” wedi ei roi yn lle “A Member State may authorize importation of semen only”;

(ii) y canlynol wedi ei roi yn lle'r geiriau o “on a list drawn up” hyd at y diwedd—

“on a list set out in legislation in force in Wales.

The appropriate authority may by regulations draw up lists of third countries from which consignments of semen may be imported into Wales.”;

(b) ym mharagraff 2—

(i) yn is-baragraff (a), “Wales” wedi ei roi yn lle “the Member States”;

(ii) yn is-baragraff (b), “listed by the WOAAH” wedi ei roi yn lle “mentioned in lists A and B of the International Office of Epizootic Diseases”;

(c) paragraff 3 wedi ei hepgor.

(5) Mae Erthygl 8 i'w darllen fel pe bai—

(a) ym mharagraff 1—

(i) yn y geiriau o flaen pwynt (a), “Semen may only be imported where it is” wedi ei roi yn lle “Member States shall only authorize imports of semen”;

(ii) ym mhwynt (b), “Wales” wedi ei roi yn lle “the Community”;

(b) ym mharagraff 2—

(i) “Wales” wedi ei roi yn lle “the Community”;

(ii) “by that competent authority” wedi ei fewnosod ar ôl “be communicated”;

(iii) “appropriate authority” wedi ei roi yn lle “Commission” ym mhob lle y mae'n digwydd;

Modifications to Directive 90/429

12.—(1) Directive 90/429 is modified as follows.

(2) Article 1 is to be read as if, in paragraph 1, “intra-Community trade in and” were omitted.

(3) Article 2 is to be read as if, in the first paragraph, for “Article 2 of Directives 64/432/EEC, 72/462/EEC, 80/407/EEC and 90/425/EEC” there were substituted “Article 2 of Directives 64/432, 88/407 and 2004/68, and Article 3 of the Official Controls Regulation”.

(4) Article 7 is to be read as if—

(a) in paragraph 1—

(i) for “A Member State may authorize importation of semen only” there were substituted “Semen may only be imported”;

(ii) for the words “on a list drawn up” to the end there were substituted—

“on a list set out in legislation in force in Wales.

The appropriate authority may by regulations draw up lists of third countries from which consignments of semen may be imported into Wales.”;

(b) in paragraph 2—

(i) in subparagraph (a), for “the Member States” there were substituted “Wales”;

(ii) in subparagraph (b), for “mentioned in lists A and B of the International Office of Epizootic Diseases” there were substituted “listed by the WOAAH”;

(c) paragraph 3 were omitted.

(5) Article 8 is to be read as if—

(a) in paragraph 1—

(i) in the words before point (a), for “Member States shall only authorize imports of semen” there were substituted “Semen may only be imported where it is”;

(ii) in point (b), for “the Community” there were substituted “Wales”;

(b) in paragraph 2—

(i) for “the Community” there were substituted “Wales”;

(ii) after “be communicated” there were inserted “by that competent authority”;

(iii) for “Commission”, in each place where it occurs, there were substituted “appropriate authority”;

- (iv) “make” wedi ei roi yn lle “provide the Member States with”;
 - (v) “and shall make them” wedi ei hepgor;
 - (c) ym mharagraff 3, “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 18(2)”.
- (6) Mae Erthygl 9 i’w darllen fel pe bai—
- (a) ym mharagraff 2—
 - (i) yn yr is-baragraff cyntaf—
 - (aa) “Member States shall not authorize the importation of” wedi ei hepgor;
 - (bb) “must not be imported” wedi ei fewnosod ar ôl “third country on the list”;
 - (cc) “by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure laid down in Article 18”;
 - (ii) yn yr ail is-baragraff, ym mhwynt (a), “listed by the WOAAH” wedi ei roi yn lle “appearing on list A of the International Office of Epizootic Diseases”;
 - (b) ym mharagraff 3—
 - (i) “Annexes A, B and C” wedi ei roi yn lle “Chapter II and the corresponding Annexes”;
 - (ii) “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,” wedi ei roi yn lle’r geiriau o “It may be decided” hyd at “on a case-by-case basis, to”;
 - (iii) “in relation to a third country” wedi ei fewnosod ar ôl “waive these conditions”;
 - (c) paragraff 4 wedi ei hepgor.
- (7) Mae Erthygl 10 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
 - (i) “Consignments of semen may only be imported on submission of the relevant health certificate, in the form published by the appropriate authority from time to time, drawn up and signed by an official veterinarian of the third country of collection.” wedi ei roi yn lle’r frawddeg gyntaf;
- (iv) for “provide the Member States with” there were substituted “make”;
 - (v) “and shall make them” were omitted;
 - (c) in paragraph 3, for “in accordance with the procedure referred to in Article 18(2)” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”.
- (6) Article 9 is to be read as if—
- (a) in paragraph 2—
 - (i) in the first subparagraph—
 - (aa) “Member States shall not authorize the importation of” were omitted;
 - (bb) after “third country on the list” there were inserted “must not be imported”;
 - (cc) for “under the procedure laid down in Article 18” there were substituted “by the appropriate authority by regulations”;
 - (ii) in the second subparagraph, in point (a), for “appearing on list A of the International Office of Epizootic Diseases” there were substituted “listed by the WOAAH”;
 - (b) in paragraph 3—
 - (i) for “Chapter II and the corresponding Annexes” there were substituted “Annexes A, B and C”;
 - (ii) for the words from “It may be decided” to “on a case-by-case basis, to” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,”;
 - (iii) after “waive these conditions” there were inserted “in relation to a third country”;
 - (c) paragraph 4 were omitted.
- (7) Article 10 is to be read as if—
- (a) in paragraph 1—
 - (i) for the first sentence there were substituted “Consignments of semen may only be imported on submission of the relevant health certificate, in the form published by the appropriate authority from time to time, drawn up and signed by an official veterinarian of the third country of collection.”;

- (ii) ym mhwynt (a), “English and Welsh” wedi ei roi yn lle’r geiriau o “one of the official languages” hyd at y diwedd;
- (b) paragraff 2 wedi ei hepgor.
- (8) Mae Erthygl 11 i’w darllen fel pe bai—
 - (a) ym mharagraff 1, yn yr is-baragraff cyntaf—
 - (i) yn y geiriau o flaen yr indent cyntaf—
 - (aa) “Each” wedi ei roi yn lle “Member States shall ensure that each”;
 - (bb) “Wales” wedi ei roi yn lle “the Community” yn y ddau le y mae’n digwydd;
 - (cc) “must be subjected” wedi ei roi yn lle “is subjected”;
 - (ii) yn yr ail indent, “referred to” wedi ei roi yn lle “provided for”;
 - (iii) yn y pedwerydd indent, “relevant” wedi ei roi yn lle “animal”;
 - (b) ym mharagraff 1, yn yr ail a’r trydydd is-baragraff, “Wales” wedi ei roi yn lle “the Community” yn y ddau le y mae’n digwydd;
 - (c) ym mharagraff 2, “appropriate authority” wedi ei roi yn lle “Member State of destination”;
 - (d) paragraff 3 wedi ei hepgor.
- (9) Mae Erthygl 12 i’w darllen fel pe bai—
 - (a) “Wales by the appropriate authority” wedi ei roi yn lle “the Community by a Member State”;
 - (b) “country” wedi ei roi yn lle “Member State” yn yr ail le y mae’n digwydd.
- (10) Mae Erthygl 17 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r Erthygl honno—

“17. The appropriate authority may by regulations modify the Annexes to this Directive or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022 to adapt them to advances in technology.”

- (11) Mae Atodiad A i’w ddarllen fel pe bai, ym Mhennod 2, ym mhwynt 6(g), “may be established by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “will be established under the procedure laid down in Article 19”.

- (ii) in point (a), for the words from “one of the official languages” to the end there were substituted “English and Welsh”;
- (b) paragraph 2 were omitted.
- (8) Article 11 is to be read as if—
 - (a) in paragraph 1, in the first subparagraph—
 - (i) in the words before the first indent—
 - (aa) for “Member States shall ensure that each” there were substituted “Each”;
 - (bb) for “the Community”, in both places where it occurs, there were substituted “Wales”;
 - (cc) for “is subjected” there were substituted “must be subjected”;
 - (ii) in the second indent, for “provided for” there were substituted “referred to”;
 - (iii) in the fourth indent, for “animal” there were substituted “relevant”;
 - (b) in paragraph 1, in the second and third subparagraphs, for “the Community”, in both places where it occurs, there were substituted “Wales”;
 - (c) in paragraph 2, for “Member State of destination” there were substituted “appropriate authority”;
 - (d) paragraph 3 were omitted.
- (9) Article 12 is to be read as if—
 - (a) for “the Community by a Member State” there were substituted “Wales by the appropriate authority”;
 - (b) for “Member State”, in the second place where it occurs, there were substituted “country”.
- (10) Article 17 is to be read as if for that Article there were substituted—

“17. The appropriate authority may by regulations modify the Annexes to this Directive or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022 to adapt them to advances in technology.”

- (11) Annex A is to be read as if, in Chapter 2, in point 6(g), for “will be established under the procedure laid down in Article 19” there were substituted “may be established by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”.

(12) Mae Atodiad B i'w ddarllen fel pe bai—

- (a) ym Mhennod 1, ym mhwynt 1, ym mhwynt 1.3—
 - (i) yn y geiriau o flaen pwynt (a), “relevant legislation in force in Wales” wedi ei roi yn lle “relevant Union legislation”;
 - (ii) yn y pedwerydd is-baragraff, “the Chapter on Aujeszky’s disease, in the WOAAH Manual of Diagnostic Tests and Vaccines for Terrestrial Animals(1), 2021 edition,” wedi ei roi yn lle’r geiriau o “Annex III to Commission Decision 2008/185/EC” hyd at y diwedd;
- (b) ym Mhennod 1, pwynt 7 wedi ei hepgor;
- (c) ym Mhennod 2, ym mhwynt 3—
 - (i) “imported into Wales” wedi ei roi yn lle “the subject of intra-Union trade” yn y ddau le y mae’n digwydd;
 - (ii) “third country” wedi ei roi yn lle “Member State”.

(13) Mae Atodiad C i'w ddarllen fel pe bai—

- (a) yn y pennawd, “importation into Wales” wedi ei roi yn lle “intra-Union trade”;
- (b) ym mhwynt 1(e), “subject to animal health controls” wedi ei roi yn lle “defined under the provisions of Union legislation”;
- (c) ym mhwynt 3—
 - (i) yn y geiriau o flaen pwynt (a), “importation into Wales” wedi ei roi yn lle “intra-Union trade”;
 - (ii) ym mhwynt (b), “Wales” wedi ei roi yn lle “the Member State of destination”;
- (d) ym mhwynt 4—
 - (i) “The appropriate authority” wedi ei roi yn lle “Member States”;
 - (ii) yr ail baragraff wedi ei hepgor.

(12) Annex B is to be read as if—

- (a) in Chapter 1, in point 1, in point 1.3—
 - (i) in the words before point (a), for “relevant Union legislation” there were substituted “relevant legislation in force in Wales”;
 - (ii) in the fourth subparagraph, for the words from “Annex III to Commission Decision 2008/185/EC” to the end there were substituted “the Chapter on Aujeszky’s disease, in the WOAAH Manual of Diagnostic Tests and Vaccines for Terrestrial Animals(1), 2021 edition,”;
- (b) in Chapter 1, point 7 were omitted;
- (c) in Chapter 2, in point 3—
 - (i) for “the subject of intra-Union trade”, in both places where it occurs, there were substituted “imported into Wales”;
 - (ii) for “Member State” there were substituted “third country”.

(13) Annex C is to be read as if—

- (a) in the heading, for “intra-Union trade” there were substituted “importation into Wales”;
- (b) in point 1(e), for “defined under the provisions of Union legislation” there were substituted “subject to animal health controls”;
- (c) in point 3—
 - (i) in the words before point (a), for “intra-Union trade” there were substituted “importation into Wales”;
 - (ii) in point (b), for “the Member State of destination” there were substituted “Wales”;
- (d) in point 4—
 - (i) for “Member States” there were substituted “The appropriate authority”;
 - (ii) the second paragraph were omitted.

(1) Mae'r *Manual of Standards for Diagnostic Tests and Vaccines for Terrestrial Animals 2021* ar gael yn rhad ac am ddim ar-lein (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-2>) neu gellir archebu copi caled ohono o siop lyfrau ar-lein WOAAH (ar <https://www.woah.org/en/ebookshop/>). Cyfeiriad WOAAH yw 12, rue de Prony, 75017 Paris, Ffrainc. Mae copi caled hefyd ar gael i edrych arno ar gais gan yr adran Feiroleg yn swyddfydd yr Asiantaeth Iechyd Anifeiliaid a Phlanhigion yn: The Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

(1) The *Manual of Standards for Diagnostic Tests and Vaccines for Terrestrial Animals 2021* is freely accessible online (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-2>) or available to order in hard copy from the WOAAH online bookshop (at <https://www.woah.org/en/ebookshop/>). The WOAAH's address is 12, rue de Prony, 75017 Paris, France. A hard copy version is also available to view on request from the Virology department at the offices of the Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

Addasiadau i Gyfarwyddeb 91/68

13.—(1) Mae Cyfarwyddeb 91/68 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i'w darllen fel pe bai'r canlynol wedi ei roi yn lle'r Erthygl honno—

“Articles 2 and 6 of, and Annexes A, B, C and D to, this Directive only apply so far as necessary for the purposes of giving effect to provisions which contain references to them in Directive 92/65 and Regulation (EU) No 206/2010.”

(3) Mae Erthygl 2 i'w darllen fel pe bai—

(a) ym mhwynt (a), “Article 3 of the Official Controls Regulation and in Article 2 of Regulation (EC) No 1/2005” wedi ei roi yn lle “Article 2 of Directive 90/425/EEC and in Article 2 of Directive 91/628/EEC of 19 November 1991 on the protection of animals during transport and amending Directives 90/425/EEC and 91/496/EEC”;

(b) ym mhwynt (b)—

(i) pwynt (7) wedi ei hepgor;

(ii) ym mhwynt (10), yn y diffiniad o “approved assembly centre”, “importation into Wales” wedi ei roi yn lle “intra-Community trade”;

(iii) pwyntiau (11) a (12) wedi eu hepgor;

(iv) ym mhwynt (13), yn y diffiniad o “transporter”, “Article 6 of Regulation (EC) No 1/2005” wedi ei roi yn lle “Article 5 of Directive 91/628/EEC”;

(v) ym mhwynt (14), yn y diffiniad o “region”—

(aa) “country’s” wedi ei roi yn lle “Member State’s”;

(bb) y geiriau o “and includes at least one” hyd at y diwedd wedi eu hepgor.

(4) Mae Erthygl 6 i'w darllen fel pe bai—

(a) ym mhwynt (a)(i), yn y trydydd indent, “authorised for use by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “recognized under the procedure set out in Article 15”;

(b) ym mhwynt (a)(iii), “importation into Wales” wedi ei roi yn lle “intra-Community trade”;

(c) ym mhwynt (c), yn y trydydd indent, “approved by the appropriate authority in accordance with a procedure set out by the

Modifications to Directive 91/68

13.—(1) Directive 91/68 is modified as follows.

(2) Article 1 is to be read as if for that Article there were substituted—

“Articles 2 and 6 of, and Annexes A, B, C and D to, this Directive only apply so far as necessary for the purposes of giving effect to provisions which contain references to them in Directive 92/65 and Regulation (EU) No 206/2010.”

(3) Article 2 is to be read as if—

(a) in point (a), for “Article 2 of Directive 90/425/EEC and in Article 2 of Directive 91/628/EEC of 19 November 1991 on the protection of animals during transport and amending Directives 90/425/EEC and 91/496/EEC” there were substituted “Article 3 of the Official Controls Regulation and in Article 2 of Regulation (EC) No 1/2005”;

(b) in point (b)—

(i) point (7) were omitted;

(ii) in point (10), in the definition of “approved assembly centre”, for “intra-Community trade” there were substituted “importation into Wales”;

(iii) points (11) and (12) were omitted;

(iv) in point (13), in the definition of “transporter”, for “Article 5 of Directive 91/628/EEC” there were substituted “Article 6 of Regulation (EC) No 1/2005”;

(v) in point (14), in the definition of “region”—

(aa) for “Member State’s” there were substituted “country’s”;

(bb) the words from “and includes at least one” to the end were omitted.

(4) Article 6 is to be read as if—

(a) in point (a)(i), in the third indent, for “recognized under the procedure set out in Article 15” there were substituted “authorised for use by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;

(b) in point (a)(iii), for “intra-Community trade” there were substituted “importation into Wales”;

(c) in point (c), in the third indent, for “to be recognized under the procedure laid down in Article 15” there were substituted “approved

appropriate authority by regulations” wedi ei roi yn lle “to be recognized under the procedure laid down in Article 15”;

(d) pwynt (d) wedi ei hepgor.

(5) Mae Erthygl 7 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) yn y geiriau o flaen yr indent cyntaf—

(aa) “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, set out” wedi ei roi yn lle “A Member State which has”;

(bb) “may submit said programme to the Commission” wedi ei hepgor;

(ii) yn yr indent cyntaf, “Wales” wedi ei roi yn lle “the Member State”;

(b) y canlynol wedi ei roi yn lle paragraff 2—

“(2) The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out the additional guarantees, general or limited, which may be required for importation into Wales.”;

(c) paragraffau 3 a 4 wedi eu hepgor.

(6) Mae Erthygl 8 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out additional guarantees, general or limited, that are required where it considers that Wales or part of Wales” wedi ei roi yn lle “Where a Member State considers that its territory or part of its territory”;

(ii) “taking into account” wedi ei roi yn lle “it shall present to the Commission appropriate supporting documentation, setting out”;

(b) paragraffau 2 i 4 wedi eu hepgor.

(7) Mae Erthygl 14 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r testun presennol—

“14.—(1) The appropriate authority may by regulations modify Annexes A, B, C and D or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.

(2) The rules for the implementation of this Directive may be prescribed by regulations made by the appropriate authority.”

by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;

(d) point (d) were omitted.

(5) Article 7 is to be read as if—

(a) in paragraph 1—

(i) in the words before the first indent—

(aa) for “A Member State which has” there were substituted “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, set out”;

(bb) “may submit said programme to the Commission” were omitted;

(ii) in the first indent, for “the Member State” there were substituted “Wales”;

(b) for paragraph 2 there were substituted—

“(2) The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out the additional guarantees, general or limited, which may be required for importation into Wales.”;

(c) paragraphs 3 and 4 were omitted.

(6) Article 8 is to be read as if—

(a) in paragraph 1—

(i) for “Where a Member State considers that its territory or part of its territory”, there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out additional guarantees, general or limited, that are required where it considers that Wales or part of Wales”;

(ii) for “it shall present to the Commission appropriate supporting documentation, setting out” there were substituted “taking into account”;

(b) paragraphs 2 to 4 were omitted.

(7) Article 14 is to be read as if for the existing text there were substituted—

“14.—(1) The appropriate authority may by regulations modify Annexes A, B, C and D or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.

(2) The rules for the implementation of this Directive may be prescribed by regulations made by the appropriate authority.”

(8) Mae Atodiad A i'w ddarllen fel pe bai—

(a) ym Mhennod 1, yn Adran 1—

- (i) ym mhwynt A(1)(b), “Veterinary Medicines Regulations 2013” wedi ei roi yn lle “procedure laid down in Article 15 of this Directive”;
- (ii) ym mhwynt A(2), “country” wedi ei roi yn lle “Member State”;
- (iii) ym mhwynt C(2), yn y paragraff cyntaf—
 - (aa) “country” wedi ei roi yn lle “Member State”;
 - (bb) “appropriate authority” wedi ei roi yn lle “Commission and the other Member States”;
- (iv) ym mhwynt C(2), yn yr ail baragraff, yn y geiriau o flaen pwynt (a), “of the Member State” wedi ei hepgor;
- (v) ym mhwynt C(2), yn yr ail baragraff, ym mhwynt (a)—
 - (aa) “country” wedi ei roi yn lle “Member State”;
 - (bb) “appropriate authority” wedi ei roi yn lle “Commission and the other Member States”;
- (vi) ym mhwynt C(3)—
 - (aa) “appropriate authority” wedi ei roi yn lle “Commission”;
 - (bb) “in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure laid down in Article 15”;
 - (cc) “in those regulations” wedi ei roi yn lle “in accordance with the same procedure”;

(b) ym Mhennod 1, yn Adran 2—

- (i) yn y teitl, “country” wedi ei roi yn lle “Member State”;
- (ii) yn y paragraff cyntaf—
 - (aa) “country” wedi ei roi yn lle “Member State”;
 - (bb) “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle

(8) Annex A is to be read as if—

(a) in Chapter 1, in Section 1—

- (i) in point A(1)(b), for “procedure laid down in Article 15 of this Directive” there were substituted “Veterinary Medicines Regulations 2013”;
- (ii) in point A(2), for “Member State” there were substituted “country”;
- (iii) in point C(2), in the first paragraph—
 - (aa) for “Member State” there were substituted “country”;
 - (bb) for “Commission and the other Member States” there were substituted “appropriate authority”;
- (iv) in point C(2), in the second paragraph, in the words before point (a), “of the Member State” were omitted;
- (v) in point C(2), in the second paragraph, in point (a)—
 - (aa) for “Member State” there were substituted “country”;
 - (bb) for “Commission and the other Member States” there were substituted “appropriate authority”;
- (vi) in point C(3)—
 - (aa) for “Commission” there were substituted “appropriate authority”;
 - (bb) for “under the procedure laid down in Article 15” there were substituted “in accordance with a procedure set out by the appropriate authority by regulations”;
 - (cc) for “in accordance with the same procedure” there were substituted “in those regulations”;

(b) in Chapter 1, in Section 2—

- (i) in the title, for “Member State” there were substituted “country”;
- (ii) in the first paragraph—
 - (aa) for “Member State” there were substituted “country”;
 - (bb) for “under the procedure laid down in Article 15” there were substituted “by the appropriate authority, in accordance with a procedure set out by the

- “under the procedure laid down in Article 15”;
- (iii) ym mhwynt (1)(c), “under the procedure set out in Article 15 of this Directive” wedi ei hepgor;
- (iv) ym mhwynt (2)(i)—
- (aa) yn yr indent cyntaf, “country” wedi ei roi yn lle “Member State”;
- (bb) yn yr ail indent, “country” wedi ei roi yn lle “Member State”;
- (cc) yn y trydydd indent, “by the appropriate authority, by regulations” wedi ei roi yn lle “in accordance with the procedure laid down in Article 15”;
- (c) ym Mhennod 2, ym mhwynt A—
- (i) ym mhwynt (A)(1)(b), “Veterinary Medicines Regulations 2013” wedi ei roi yn lle “procedure laid down in Article 15 of this Directive”;
- (ii) ym mhwynt (D)(2), “until the date laid down for holdings to qualify as brucellosis-free in accordance with the eradication plans adopted under Decision 90/242/EEC” wedi ei hepgor;
- (iii) ym mhwynt (D)(2)(a), “Regulation (EU) No 206/2010” wedi ei roi yn lle “Article 4(1)(a) of this Directive”;
- (iv) ym mhwynt (D)(2)(c)(ii), “under the Veterinary Medicines Regulations 2013” wedi ei roi yn lle “in accordance with the procedure laid down in Article 15 of this Directive”.
- (9) Mae Atodiad C i’w ddarllen fel pe bai—
- (a) “Chapter on brucellosis in the WOAAH Manual of Diagnostic Tests and Vaccines for Terrestrial Animals, 2021 edition” wedi ei roi yn lle “Annex to Decision 90/242/EEC”;
- (b) “authorised for use by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “recognized in accordance with the procedure laid down in Article 15 of this Directive”;
- (c) “reference” wedi ei fewnosod ar ôl “national”.
- appropriate authority by regulations”;
- (iii) in point (1)(c), “under the procedure set out in Article 15 of this Directive” were omitted;
- (iv) in point (2)(i)—
- (aa) in the first indent, for “Member State” there were substituted “country”;
- (bb) in the second indent, for “Member State” there were substituted “country”;
- (cc) in the third indent, for “in accordance with the procedure laid down in Article 15” there were substituted “by the appropriate authority, by regulations”;
- (c) in Chapter 2, in point A—
- (i) in point (A)(1)(b), for “procedure laid down in Article 15 of this Directive” there were substituted “Veterinary Medicines Regulations 2013”;
- (ii) in point (D)(2), “until the date laid down for holdings to qualify as brucellosis-free in accordance with the eradication plans adopted under Decision 90/242/EEC” were omitted;
- (iii) in point (D)(2)(a), for “Article 4(1)(a) of this Directive” there were substituted “Regulation (EU) No 206/2010”;
- (iv) in point (D)(2)(c)(ii), for “in accordance with the procedure laid down in Article 15 of this Directive” there were substituted “under the Veterinary Medicines Regulations 2013”.
- (9) Annex C is to be read as if—
- (a) for “Annex to Decision 90/242/EEC” there were substituted “Chapter on brucellosis in the WOAAH Manual of Diagnostic Tests and Vaccines for Terrestrial Animals, 2021 edition”;
- (b) for “recognized in accordance with the procedure laid down in Article 15 of this Directive” there were substituted “authorised for use by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;
- (c) after “national” there were inserted “reference”.

- (10) Mae Atodiad D i'w ddarllen fel pe bai—
- (a) “reference” wedi ei fewnosod ar ôl “national”;
 - (b) “WOAH reference laboratory for brucellosis” wedi ei roi yn lle “Central Veterinary Laboratory, Weybridge, Surrey, United Kingdom”.

Addasiadau i Gyfarwyddeb 92/65

14.—(1) Mae Cyfarwyddeb 92/65 wedi ei haddasu fel a ganlyn.

- (2) Mae Erthygl 1 i'w darllen fel pe bai—
- (a) yn y paragraff cyntaf—
 - (i) “trade in and” wedi ei hepgor;
 - (ii) “Wales from third countries” wedi ei roi yn lle “the Community”;
 - (iii) “legislation” wedi ei roi yn lle “specific Community acts”;
 - (b) yn yr ail baragraff, “Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein(1)” wedi ei roi yn lle “Regulation (EEC) No 3626/82”;
 - (c) yn y trydydd paragraff, “legislation in force in Wales that applies in relation to pet animals” wedi ei roi yn lle'r geiriau o “the national rules” hyd at y diwedd.
- (3) Mae Erthygl 2 i'w darllen fel pe bai—
- (a) paragraff 1(a) wedi ei hepgor;
 - (b) ym mharagraff 1(b), yn y diffiniad o “animals”, “Directives 64/432, 91/68, 2009/156 and 2009/158, and the Aquatic Animal Health (England and Wales) Regulations 2009” wedi ei roi yn lle “Directives 64/432/EEC, 90/426/EEC, 90/539/EEC, 91/67/EEC, 91/68/EEC, 91/492/EEC and 91/493/EEC”;
 - (c) y canlynol wedi ei fewnosod ar ôl paragraff 1(d)—
 - “(e) ‘pet animal’ has the meaning given in Article 3 of Regulation (EU) No 576/2013 of the European Parliament and of the Council of 12 June 2013 on the non-commercial movement of pet animals(2).”;
 - (d) ym mharagraff 2, “Article 2 of Directive 64/432, regulation 3 of the Aquatic Animal Health (England and Wales) Regulations 2009 and Article 2 of Directive 2009/158”

(10) Annex D is to be read as if—

- (a) after “national” there were inserted “reference”;
- (b) for “Central Veterinary Laboratory, Weybridge, Surrey, United Kingdom” there were substituted “WOAH reference laboratory for brucellosis”.

Modifications to Directive 92/65

14.—(1) Directive 92/65 is modified as follows.

- (2) Article 1 is to be read as if—
- (a) in the first paragraph—
 - (i) “trade in and” were omitted;
 - (ii) for “the Community” there were substituted “Wales from third countries”;
 - (iii) for “specific Community acts” there were substituted “legislation”;
 - (b) in the second paragraph, for “Regulation (EEC) No 3626/82” there were substituted “Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein(1)”;
 - (c) in the third paragraph, for the words from “the national rules” to the end there were substituted “legislation in force in Wales that applies in relation to pet animals”.
- (3) Article 2 is to be read as if—
- (a) paragraph 1(a) were omitted;
 - (b) in paragraph 1(b), in the definition of “animals”, for “Directives 64/432/EEC, 90/426/EEC, 90/539/EEC, 91/67/EEC, 91/68/EEC, 91/492/EEC and 91/493/EEC” there were substituted “Directives 64/432, 91/68, 2009/156 and 2009/158, and the Aquatic Animal Health (England and Wales) Regulations 2009”;
 - (c) after paragraph 1(d), there were inserted—
 - “(e) ‘pet animal’ has the meaning given in Article 3 of Regulation (EU) No 576/2013 of the European Parliament and of the Council of 12 June 2013 on the non-commercial movement of pet animals(2).”;
 - (d) in paragraph 2, for “Article 2 of Directives 64/432/EEC, 91/67/EEC and 90/529/EEC” there were substituted “Article 2 of Directive 64/432, regulation 3 of the Aquatic Animal

(1) EUR 1997/338, a ddiwygiwyd gan O.S. 2020/1395, 2021/54 a 645.

(2) EUR 2013/576, a ddiwygiwyd gan O.S. 2020/1388 a 1463, 2021/1229, 2022/445 (Cy. 108) a 958 (Cy. 204).

(1) EUR 1997/338, amended by S.I. 2020/1395, 2021/54 and 645.

(2) EUR 2013/576, amended by S.I. 2020/1388 and 1463, 2021/1229, 2022/45 (W. 108) and 958 (W. 204).

wedi ei roi yn lle “Article 2 of Directives 64/432/EEC, 91/67/EEC and 90/529/EEC”.

(4) Mae teitl Pennod 2 i’w ddarllen fel pe bai “General requirements applicable to imports for the purposes of Articles 16, 17 and 18” wedi ei roi yn lle’r teitl hwnnw.

(5) Mae Erthygl 3 i’w darllen fel pe bai—

(a) yn y paragraff cyntaf—

(i) “The importation of animals referred to in Article 16 into Wales must not be” wedi ei roi yn lle “The Member States shall ensure that the trade referred to in Article 1, first paragraph, is not”;

(ii) “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;

(b) yr ail baragraff wedi ei hepgor.

(6) Mae Erthygl 4 i’w darllen fel pe bai—

(a) “For the purposes of applying Article 9 of the Official Controls Regulation, the animals referred to in Articles 5 to 10 of this Directive may, without prejudice to Article 13 and Article 24, only be imported into Wales if they satisfy conditions at least equivalent to those laid down in Articles 5 to 10 and come from holdings or businesses subject to the Official Controls Regulation” wedi ei roi yn lle’r geiriau o’r dechrau hyd at “Article 12(1) and (3) of this Directive”;

(b) yn yr indent cyntaf, “Articles 9 and 10 of the Official Controls Regulation” wedi ei roi yn lle “Article 3(3) of Directive 90/425/EEC”;

(c) yn yr ail indent—

(i) “appropriate authority” wedi ei roi yn lle “competent authority”;

(ii) “third country” wedi ei roi yn lle “Member State”;

(d) yn y trydydd indent—

(i) “in Wales” wedi ei fewnosod ar ôl “national measures”;

(ii) “Wales” wedi ei roi yn lle “a given Member State”;

(iii) “a guarantee under Article 15(1)” wedi ei roi yn lle “a decision under Articles 15(2)”;

(e) yn y pedwerydd indent—

(i) “importation into Wales” wedi ei roi yn lle “trade”;

(ii) “or a commercial document provided for in Articles 5 to 11” wedi ei hepgor.

Health (England and Wales) Regulations 2009 and Article 2 of Directive 2009/158”.

(4) The title of Chapter 2 is to be read as if for that title there were substituted “General requirements applicable to imports for the purposes of Articles 16, 17 and 18”.

(5) Article 3 is to be read as if—

(a) in the first paragraph—

(i) for “The Member States shall ensure that the trade referred to in Article 1, first paragraph, is not” there were substituted “The importation of animals referred to in Article 16 into Wales must not be”;

(ii) for “Community legislation” there were substituted “legislation in force in Wales”;

(b) the second paragraph were omitted.

(6) Article 4 is to be read as if—

(a) for the words from the beginning to “Article 12(1) and (3) of this Directive” there were substituted, “For the purposes of applying Article 9 of the Official Controls Regulation, the animals referred to in Articles 5 to 10 of this Directive may, without prejudice to Article 13 and Article 24, only be imported into Wales if they satisfy conditions at least equivalent to those laid down in Articles 5 to 10 and come from holdings or businesses subject to the Official Controls Regulation”;

(b) in the first indent, for “Article 3(3) of Directive 90/425/EEC” there were substituted “Articles 9 and 10 of the Official Controls Regulation”;

(c) in the second indent—

(i) for “competent authority” there were substituted “appropriate authority”;

(ii) for “Member State” there were substituted “third country”;

(d) in the third indent—

(i) after “national measures” there were inserted “in Wales”;

(ii) for “a given Member State” there were substituted “Wales”;

(iii) for “a decision under Articles 15(2)” there were substituted “a guarantee under Article 15(1)”;

(e) in the fourth indent—

(i) for “trade” there were substituted “importation into Wales”;

(ii) “or a commercial document provided for in Articles 5 to 11” were omitted.

(7) Mae Erthygl 5 i'w darllen fel pe bai—

(a) ym mharagraff 1—

- (i) “The importation into Wales of” wedi ei roi yn lle “Member States shall ensure that trade in”;
- (ii) “relevant competent authorities” wedi ei roi yn lle “competent authorities of the Member States”;
- (iii) “health certificate, as provided for in Article 18,” wedi ei roi yn lle “veterinary certificate corresponding to the specimen in Annex E.”;

(b) y canlynol wedi ei roi yn lle paragraff 2—

“(2) An approved body, institute or centre may acquire, by way of derogation from paragraph 1, apes belonging to an individual if the acquisition is authorised by the appropriate authority.”

(8) Mae Erthygl 6 i'w darllen fel pe bai—

(a) ym mharagraff A—

(i) yn y paragraff cyntaf—

- (aa) “Member States shall ensure that” wedi ei hepgor;
- (bb) “Directives 64/432, 91/68 and 2009/156” wedi ei roi yn lle “Directives 64/432/EEC, 90/426/EEC and 91/68/EEC”;
- (cc) “only be imported into Wales” wedi ei roi yn lle “be the subject of trade only”;

(ii) ym mhwynt (1)(a), “appropriately for the species concerned in such a way that the original or transit holding can be traced” wedi ei roi yn lle “in accordance with Article 3(1)(c) of Directive 90/425/EEC”;

(iii) y canlynol wedi ei fewnosod ar ôl pwynt (1)(a)—

“(aa) must be subject to—

- (i) an identity check; and
- (ii) a clinical inspection before departure, within the period of time specified in the health certificate, by an official veterinarian and show no clinical signs of disease;”;
- (iv) ym mhwynt (1)(c), “the Foot-and-Mouth Disease Orders and the Diseases of Swine Regulations 2014” wedi ei roi yn lle “Directive 85/511/EEC and Article 4a of Directive 64/432/EEC”;

(7) Article 5 is to be read as if—

(a) in paragraph 1—

- (i) for “Member States shall ensure that trade in” there were substituted “The importation into Wales of”;
- (ii) for “competent authorities of the Member States” there were substituted “relevant competent authorities”;
- (iii) for “veterinary certificate corresponding to the specimen in Annex E,” there were substituted “health certificate, as provided for in Article 18.”;

(b) for paragraph 2 there were substituted—

“(2) An approved body, institute or centre may acquire, by way of derogation from paragraph 1, apes belonging to an individual if the acquisition is authorised by the appropriate authority.”

(8) Article 6 is to be read as if—

(a) in paragraph A—

(i) in the first paragraph—

- (aa) “Member States shall ensure that” were omitted;
- (bb) for “Directives 64/432/EEC, 90/426/EEC and 91/68/EEC” there were substituted “Directives 64/432, 91/68 and 2009/156”;
- (cc) for “be the subject of trade only” there were substituted “only be imported into Wales”;

(ii) in point (1)(a), for “in accordance with Article 3(1)(c) of Directive 90/425/EEC” there were substituted “appropriately for the species concerned in such a way that the original or transit holding can be traced”;

(iii) after point (1)(a), there were inserted—

“(aa) must be subject to—

- (i) an identity check; and
- (ii) a clinical inspection before departure, within the period of time specified in the health certificate, by an official veterinarian and show no clinical signs of disease;”;
- (iv) in point (1)(c), for “Directive 85/511/EEC and Article 4a of Directive 64/432/EEC” there were substituted “the Foot-and-Mouth Disease Orders and the Diseases of Swine Regulations 2014”;

- (v) y canlynol wedi ei roi yn lle pwynt (1)(d)—
- “(d) must not come from a holding, or have been in contact with animals from a holding, which is for animal health reasons subject to a prohibition or other animal health measures affecting the species involved, or is situated in an area subject to such measures or prohibitions, and the holding must be free of any such measures or prohibitions for the period of time before dispatch that is specified in the health certificate;”;
- (vi) y canlynol wedi ei fewnosod ar ôl pwynt (1)(d)—
- “(da) must have been kept at that holding permanently since birth or have remained on the holding for the period of time before dispatch that is specified in the health certificate;
- (db) must not, at any time between leaving the holding of origin and arriving at destination, have come into contact with cloven-hoofed animals other than animals that have the same health status;”;
- (vii) y canlynol wedi ei roi yn lle pwynt (1)(e)—
- “(e) must be accompanied by a health certificate as provided for in Article 18, certifying that the following requirements are met—
- (i) that at the time of examination, the animals do not show any clinical sign of any disease to which they are susceptible, and
- (ii) the animals come from an officially tuberculosis-free, officially brucellosis-free or brucellosis-free herd or holding not subject to swine fever restrictions or from a holding where the animals were subjected with negative results to one or more of the tests laid down in Article 6(2)(b) of Directive 92/65.”;
- (b) ym mharagraff A, ym mhwynt (2)—
- (i) ym mhwynt (a)—
- (aa) “Directive 64/432 or Directive 91/68” wedi ei roi yn lle “Directive 64/432/EEC or Directive 91/68/EEC”;
- (bb) “Annex A to Directive 64/432 and Annex A to Directive 91/68” wedi ei roi yn lle “Article 3(2)(c), (d), (f), (g) and (h) of Directive
- (v) for point (1)(d) there were substituted—
- “(d) must not come from a holding, or have been in contact with animals from a holding, which is for animal health reasons subject to a prohibition or other animal health measures affecting the species involved, or is situated in an area subject to such measures or prohibitions, and the holding must be free of any such measures or prohibitions for the period of time before dispatch that is specified in the health certificate;”;
- (vi) after point (1)(d), there were inserted—
- “(da) must have been kept at that holding permanently since birth or have remained on the holding for the period of time before dispatch that is specified in the health certificate;
- (db) must not, at any time between leaving the holding of origin and arriving at destination, have come into contact with cloven-hoofed animals other than animals that have the same health status;”;
- (vii) for point (1)(e) there were substituted—
- “(e) must be accompanied by a health certificate as provided for in Article 18, certifying that the following requirements are met—
- (i) that at the time of examination, the animals do not show any clinical sign of any disease to which they are susceptible, and
- (ii) the animals come from an officially tuberculosis-free, officially brucellosis-free or brucellosis-free herd or holding not subject to swine fever restrictions or from a holding where the animals were subjected with negative results to one or more of the tests laid down in Article 6(2)(b) of Directive 92/65.”;
- (b) in paragraph A, in point (2)—
- (i) in point (a)—
- (aa) for “Directive 64/432/EEC or Directive 91/68/EEC” there were substituted “Directive 64/432 or Directive 91/68”;
- (bb) for “Article 3(2)(c), (d), (f), (g) and (h) of Directive 64/432/EEC or Article 3 of Directive 91/68/EEC” there were substituted

64/432/EEC or Article 3 of Directive 91/68/EEC”;

- (ii) ym mhwynt (c)—
 - (aa) “in accordance with the procedure laid down in Article 26,” wedi ei hepgor;
 - (bb) “by the appropriate authority, by regulations” wedi ei fewnosod ar ôl “may be adopted”;
 - (iii) y canlynol wedi ei fewnosod ar ôl pwynt (c)—
- “(d) animals must—
- (i) be continuously resident on the holding of origin for at least 30 days, or since birth if the animals are younger than 30 days of age;
 - (ii) not come from a holding into which ungulates have been introduced during at least 21 days prior to dispatch;
 - (iii) not come from a holding into which ungulates imported from a third country have been introduced during at least 30 days prior to dispatch;
 - (iv) not be animals that cannot be marketed in the third country of export for public and animal health reasons;
 - (v) after leaving the holding of origin, be consigned directly to the destination in Wales;
- (e) by way of derogation from points (d)(ii) and (iii), the animals referred to in those points may be authorised by the appropriate authority for importation into Wales, if they have been completely isolated from all other animals on the holding;
 - (f) by way of derogation from point (d)(v), animals may, after leaving the holding of origin and before arrival at destination in Wales, transit through only one approved assembly centre situated in the third country of origin;
 - (g) without prejudice to any additional guarantees that may be required in accordance with Articles 7 and 8 of Directive 91/68, animals must meet the requirements in—
 - (i) Article 6 of Directive 91/68, and either
 - (ii) Chapter 1.D of Annex A to Directive 91/68, in order to be introduced on to an officially brucellosis-free holding; or

“Annex A to Directive 64/432 and Annex A to Directive 91/68”;

- (ii) in point (c)—
 - (aa) “in accordance with the procedure laid down in Article 26,” were omitted;
 - (bb) after “may be adopted” there were inserted “by the appropriate authority, by regulations”;
 - (iii) after point (c), there were inserted—
- “(d) animals must—
- (i) be continuously resident on the holding of origin for at least 30 days, or since birth if the animals are younger than 30 days of age;
 - (ii) not come from a holding into which ungulates have been introduced during at least 21 days prior to dispatch;
 - (iii) not come from a holding into which ungulates imported from a third country have been introduced during at least 30 days prior to dispatch;
 - (iv) not be animals that cannot be marketed in the third country of export for public and animal health reasons;
 - (v) after leaving the holding of origin, be consigned directly to the destination in Wales;
- (e) by way of derogation from points (d)(ii) and (iii), the animals referred to in those points may be authorised by the appropriate authority for importation into Wales, if they have been completely isolated from all other animals on the holding;
 - (f) by way of derogation from point (d)(v), animals may, after leaving the holding of origin and before arrival at destination in Wales, transit through only one approved assembly centre situated in the third country of origin;
 - (g) without prejudice to any additional guarantees that may be required in accordance with Articles 7 and 8 of Directive 91/68, animals must meet the requirements in—
 - (i) Article 6 of Directive 91/68, and either
 - (ii) Chapter 1.D of Annex A to Directive 91/68, in order to be introduced on to an officially brucellosis-free holding; or

- (iii) Chapter 2.D of Annex A to Directive 91/68, in order to be introduced on to a brucellosis-free holding.”;
- (c) ym mharagraff A, ym mhwynt (3)—
 - (i) ym mhwynt (a)—
 - (aa) “animal health prohibition or restriction measures” wedi ei roi yn lle “prohibition measures”;
 - (bb) “in accordance with Article 9a of Directive 64/432/EEC” wedi ei hepgor;
 - (ii) ym mhwynt (b), “animal health prohibition or restriction measures” wedi ei roi yn lle “any of the restrictions laid down in Directive 80/217/EEC”;
 - (iii) ym mhwynt (c)—
 - (aa) “the Chapter on porcine brucellosis of the WOAH Terrestrial Animal Health Code of the World Organisation, 2021 edition(1)” wedi ei roi yn lle “Directive 64/432/EEC” yn y lle cyntaf y mae’n digwydd;
 - (bb) “Directive 2004/68” wedi ei roi yn lle “Directive 64/432/EEC” yn yr ail le y mae’n digwydd;
- (d) ym mharagraff A, ym mhwynt (4)—
 - (i) “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure laid down in Article 26”;
 - (ii) y geiriau o “These decisions” hyd at y diwedd wedi eu hepgor;
- (e) paragraff B wedi ei hepgor.
- (9) Mae Erthygl 7 i’w darllen fel pe bai—
 - (a) ym mharagraff A—
 - (i) “The appropriate authority must ensure that birds other than those referred to in Directive 2009/158, Commission Implementing Regulation (EU) No 139/2013 laying down animal health

- (iii) Chapter 2.D of Annex A to Directive 91/68, in order to be introduced on to a brucellosis-free holding.”;
- (c) in paragraph A, in point (3)—
 - (i) in point (a)—
 - (aa) for “prohibition measures” there were substituted “animal health prohibition or restriction measures”;
 - (bb) “in accordance with Article 9a of Directive 64/432/EEC” were omitted;
 - (ii) in point (b), for “any of the restrictions laid down in Directive 80/217/EEC” there were substituted “animal health prohibition or restriction measures”;
 - (iii) in point (c)—
 - (aa) for “Directive 64/432/EEC”, in the first place where it occurs, there were substituted “the Chapter on porcine brucellosis of the WOAH Terrestrial Animal Health Code of the World Organisation, 2021 edition(1)”;
 - (bb) for “Directive 64/432/EEC”, in the second place where it occurs, there were substituted “Directive 2004/68”;
- (d) in paragraph A, in point (4)—
 - (i) for “in accordance with the procedure laid down in Article 26” there were substituted “by the appropriate authority by regulations”;
 - (ii) the words from “These decisions” to the end were omitted;
- (e) paragraph B were omitted.
- (9) Article 7 is to be read as if—
 - (a) in paragraph A—
 - (i) for the words before point (1) there were substituted “The appropriate authority must ensure that birds other than those referred to in Directive 2009/158, Commission Implementing Regulation

(1) Mae'r *Terrestrial Animal Health Code 2021* ar gael yn rhad ac am ddim ar-lein (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-1>) neu gellir archebu copi caled ohono o siop lyfrau ar-lein WOAH (ar <https://www.woah.org/en/ebookshop/>). Cyfeiriad WOAH yw 12, rue de Prony, 75017 Paris, Ffrainc. Mae copi caled hefyd ar gael i edrych arno ar gais gan yr Adran Feiroleg yn swyddfeydd yr Asiantaeth Iechyd Anifeiliaid a Phlanhigion yn: The Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

(1) The *Terrestrial Animal Health Code 2021* is freely accessible online (<https://www.woah.org/en/what-we-do/standards/codes-and-manuals/#ui-id-1>) or available to order in hard copy from the WOAH online bookshop (at <https://www.woah.org/en/ebookshop/>). The WOAH's address is 12, rue de Prony, 75017 Paris, France. A hard copy version is also available to view on request from the Virology department at the offices of the Animal and Plant Health Agency, Weybridge, Woodham Lane, New Haw, Addlestone, Surrey, KT15 3NB.

conditions for imports of certain birds into the Union and the quarantine conditions thereof⁽¹⁾ and Commission Decision 2007/25 as regards certain protection measures in relation to highly pathogenic avian influenza and movements of pet birds accompanying their owners into the Community⁽²⁾ may be imported into Wales only if they meet the following requirements—” wedi ei roi yn lle’r geiriau o flaen pwynt (1);

(ii) yr ail baragraff ym mhwynt (1)(b) wedi ei hepgor;

(iii) y canlynol wedi ei roi yn lle pwynt (1)(c)—

“(c) if they have been imported from a third country, have been quarantined or isolated in the holding to which they were taken after they entered the territory of Wales if so required in accordance with the relevant legislation in force in Wales;”;

(b) ym mharagraff A, ym mhwynt (2)—

(i) yn yr ail baragraff ym mhwynt (a), “may be set out by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations, and” wedi ei roi yn lle “recognized under the procedure provided for in Article 26”;

(ii) yn y paragraff cyntaf ym mhwynt (b), “appropriately in such a way that the original holding, centre or organisation can be traced” wedi ei roi yn lle “in accordance with Article 3(1)(c) of Directive 90/425/EEC”;

(iii) yn yr ail baragraff ym mhwynt (b), “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure provided for in Article 26”;

(iv) ym mhwynt (c), “health certificate, as provided for in Article 18,” wedi ei roi yn lle “commercial document.”;

(c) paragraff B wedi ei hepgor.

(10) Mae Erthygl 8 i’w darllen fel pe bai—

(a) yn y geiriau o flaen pwynt (a)—

(i) “Member States shall ensure that” wedi ei hepgor;

(EU) No 139/2013 laying down animal health conditions for imports of certain birds into the Union and the quarantine conditions thereof⁽¹⁾ and Commission Decision 2007/25 as regards certain protection measures in relation to highly pathogenic avian influenza and movements of pet birds accompanying their owners into the Community⁽²⁾ may be imported into Wales only if they meet the following requirements—”;

(ii) the second paragraph of point (1)(b) were omitted;

(iii) for point (1)(c) there were substituted—

“(c) if they have been imported from a third country, have been quarantined or isolated in the holding to which they were taken after they entered the territory of Wales if so required in accordance with the relevant legislation in force in Wales;”;

(b) in paragraph A, in point (2)—

(i) in the second paragraph of point (a), for “recognized under the procedure provided for in Article 26” there were substituted “may be set out by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations, and”;

(ii) in the first paragraph of point (b), for “in accordance with Article 3(1)(c) of Directive 90/425/EEC” there were substituted “appropriately in such a way that the original holding, centre or organisation can be traced”;

(iii) in the second paragraph of point (b), for “under the procedure provided for in Article 26” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;

(iv) in point (c), for “commercial document” there were substituted “health certificate, as provided for in Article 18.”;

(c) paragraph B were omitted.

(10) Article 8 is to be read as if—

(a) in the words before point (a)—

(i) “Member States shall ensure that” were omitted;

(1) EUR 2013/139, a ddiwygiwyd gan O.S. 2020/1462, 2021/1229 a 2022/735.

(2) EUD 2007/25, a ddiwygiwyd gan O.S. 2020/1462.

(1) EUR 2013/139, amended by S.I. 2020/1462, 2021/1229 and 2022/735.

(2) EUD 2007/25, amended by S.I. 2020/1462.

- (ii) “imported into Wales” wedi ei roi yn lle “the subject of trade”;
- (b) ym mhwynt (a), ar y dechrau, “they” wedi ei fewnosod;
- (c) y trydydd paragraff ym mhwynt (a) wedi ei hepgor;
- (d) ym mhwynt (b), “, as provided for in Article 18” wedi ei roi yn lle’r geiriau o “corresponding to the specimen in Annex E” hyd at y diwedd;
- (e) y canlynol wedi ei fewnosod ar ôl pwynt (b)—
- “The requirements applied to bees (*Apis mellifera*), or equivalent requirements, may be applied to bumble bees by the appropriate authority by regulations.”
- (11) Mae Erthygl 9 i’w darllen fel pe bai—
- (a) ym mharagraff 1, yn y geiriau o flaen pwynt (a)—
- (i) “Member States shall ensure that” wedi ei hepgor;
- (ii) “imported into Wales” wedi ei roi yn lle “the subject of trade”;
- (b) ym mharagraff 2—
- (i) “Where the appropriate authority requires” wedi ei roi yn lle “Member States which require”;
- (ii) “Wales, it may require animals sent to that territory” wedi ei roi yn lle “their territory may require animals being sent to them”;
- (iii) “, as provided for in Article 18, that is” wedi ei roi yn lle “corresponding to the specimen in Annex E,”;
- (iv) y frawddeg olaf yn yr ail is-baragraff wedi ei hepgor;
- (c) ym mharagraff 3—
- (i) “The relevant” wedi ei roi yn lle “Ireland and the United Kingdom may require the submission of a”;
- (ii) “must guarantee” wedi ei roi yn lle “guaranteeing”.
- (12) Mae Erthygl 10 i’w darllen fel pe bai—
- (a) ym mharagraff 1, “The importation into Wales of mink and foxes is prohibited where those animals have” wedi ei roi yn lle “Member States shall ensure that there is a prohibition on trade in mink and foxes which”;
- (ii) for “the subject of trade” there were substituted “imported into Wales”;
- (b) in point (a), at the beginning, there were inserted “they”;
- (c) the third paragraph of point (a) were omitted;
- (d) in point (b), for the words from “corresponding to the specimen in Annex E” to the end there were substituted “, as provided for in Article 18”;
- (e) after point (b) there were inserted—
- “The requirements applied to bees (*Apis mellifera*), or equivalent requirements, may be applied to bumble bees by the appropriate authority by regulations.”
- (11) Article 9 is to be read as if—
- (a) in paragraph 1, in the words before point (a)—
- (i) “Member States shall ensure that” were omitted;
- (ii) for “the subject of trade” there were substituted “imported into Wales”;
- (b) in paragraph 2—
- (i) for “Member States which require” there were substituted “Where the appropriate authority requires”;
- (ii) for “their territory may require animals being sent to them” there were substituted “Wales, it may require animals sent to that territory”;
- (iii) for “corresponding to the specimen in Annex E,” there were substituted “, as provided for in Article 18, that is”;
- (iv) the final sentence of the second subparagraph were omitted;
- (c) in paragraph 3—
- (i) for “Ireland and the United Kingdom may require the submission of a” there were substituted “The relevant”;
- (ii) for “guaranteeing” there were substituted “must guarantee”.
- (12) Article 10 is to be read as if—
- (a) in paragraph 1, for “Member States shall ensure that there is a prohibition on trade in mink and foxes which” there were substituted “The importation into Wales of mink and foxes is prohibited where those animals have”;

- (b) ym mharagraff 2—
- (i) yn y geiriau o flaen pwynt (a), “imported into Wales” wedi ei roi yn lle “the subject of trade”;
 - (ii) ym mhwynt (a), “Article 10(1)(a) to (d) and, where applicable, in Article 12(a)” wedi ei roi yn lle “Article 6 and, where applicable, in Article 7”;
 - (iii) ym mhwynt (c)—
 - (aa) “, as provided for in Article 18,” wedi ei fewnosod ar ôl “health certificate”;
 - (bb) pwynt (i) wedi ei hepgor;
- (c) y canlynol wedi ei roi yn lle paragraff 4—
- “4. The Rabies (Importation of Dogs, Cats and Other Mammals) Order 1974(1) applies to all animals covered by this Directive that are susceptible to rabies and cannot be shown to have been born on the holding of origin and kept in captivity since birth, other than dogs, cats and ferrets that comply with paragraph 2.”;
- (d) paragraffau 5, 6 a 7 wedi eu hepgor.
- (13) Mae Erthygl 11 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
- (i) “The Member States shall ensure that” wedi ei hepgor;
 - (ii) “may be imported into Wales” wedi ei roi yn lle “are the subject of trade”;
- (b) ym mharagraff 2, yn y pedwerydd indent, “Wales by a health certificate, as provided for in Article 18” wedi ei roi yn lle “another Member State by a health certificate corresponding to a specimen to be determined in accordance with the procedure referred to in Article 26”;
- (c) ym mharagraff 3—
- (i) yn yr is-baragraff cyntaf, yn yr indent cyntaf, “the competent authority and satisfying conditions at least equivalent to those established in Annex D(I)” wedi ei roi yn lle “competent authority of the Member State and satisfying the conditions to be established in Annex D(I) in accordance with the procedure referred to in Article 26”;
- (b) in paragraph 2—
- (i) in the words before point (a), for “the subject of trade” there were substituted “imported into Wales”;
 - (ii) in point (a), for “Article 6 and, where applicable, in Article 7” there were substituted “Article 10(1)(a) to (d) and, where applicable, in Article 12(a)”;
 - (iii) in point (c)—
 - (aa) after “health certificate” there were inserted “, as provided for in Article 18,”;
 - (bb) point (i) were omitted;
- (c) for paragraph 4 there were substituted—
- “4. The Rabies (Importation of Dogs, Cats and Other Mammals) Order 1974(1) applies to all animals covered by this Directive that are susceptible to rabies and cannot be shown to have been born on the holding of origin and kept in captivity since birth, other than dogs, cats and ferrets that comply with paragraph 2.”;
- (d) paragraphs 5, 6 and 7 were omitted.
- (13) Article 11 is to be read as if—
- (a) in paragraph 1—
- (i) “The Member States shall ensure that,” were omitted;
 - (ii) for “are the subject of trade” there were substituted “may be imported into Wales”;
- (b) in paragraph 2, in the fourth indent, for “another Member State by a health certificate corresponding to a specimen to be determined in accordance with the procedure referred to in Article 26” there were substituted “Wales by a health certificate, as provided for in Article 18”;
- (c) in paragraph 3—
- (i) in the first subparagraph, in the first indent, for “competent authority of the Member State and satisfying the conditions to be established in Annex D(I) in accordance with the procedure referred to in Article 26” there were substituted “the competent authority and satisfying conditions at least equivalent to those established in Annex D(I)”;

(1) O.S. 1974/2211, a ddiwygiwyd gan O.S. 1997/361, 1984/1182, 1986/2062, 1990/2371, 1993/1813, 1994/1405 a 1716, 1995, 2922, 1999/3443, 2000/1298, 2001/6, 2002/882 a 3135, 2004/828 a 2364, 2011/2883, 2014/3158, 2019/526 a 782 a 2020/1388; mae offerynnau diwygio eraill ond nid yw’r un ohonynt yn berthnasol.

(1) S.I. 1974/2211, amended by S.I. 1997/361, 1984/1182, 1986/2062, 1990/2371, 1993/1813, 1994/1405 and 1716, 1995, 2922, 1999/3443, 2000/1298, 2001/6, 2002/882 and 3135, 2004/828 and 2364, 2011/2883, 2014/3158, 2019/526 and 782, 2020/1388; there are other amending instruments but none are relevant.

- (ii) yn yr is-baragraff cyntaf, yn y trydydd indent, “Wales by a health certificate, as provided for in Article 18” wedi ei roi yn lle “another Member State by a health certificate corresponding to a specimen to be determined in accordance with the procedure referred to in Article 26”;
- (iii) yn y trydydd is-baragraff, “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 26”;
- (d) ym mharagraff 4—
- (i) yn yr is-baragraff cyntaf, “competent authority” wedi ei roi yn lle “competent authority of the Member State concerned”;
- (ii) yn yr ail is-baragraff—
- (aa) “Each Member State shall draw up and keep up to date” wedi ei hepgor;
- (bb) “must be drawn up, kept up to date, and made available by the appropriate authority” wedi ei roi yn lle “and shall make it available”;
- (cc) “the other Member States and to” wedi ei hepgor;
- (iii) yn y trydydd is-baragraff, “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 26”;
- (e) ym mharagraff 5, yn yr is-baragraff cyntaf—
- (i) “and the specimen health certificates” wedi ei hepgor;
- (ii) “by the appropriate authority, by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 26”;
- (iii) y frawddeg olaf wedi ei hepgor.
- (14) Mae Erthygl 13 i’w darllen fel pe bai—
- (a) y canlynol wedi ei roi yn lle paragraff 1—
- “1. Consignments of the following animals or germinal products that are imported into Wales from bodies, institutes or centres referred to in Article 17(2)(b) to bodies, institutes or centres that have been approved in Wales in accordance
- (ii) in the first subparagraph, in the third indent, for “another Member State by a health certificate corresponding to a specimen to be determined in accordance with the procedure referred to in Article 26” there were substituted “Wales by a health certificate, as provided for in Article 18”.
- (iii) in the third subparagraph, for “in accordance with the procedure referred to in Article 26” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (d) in paragraph 4—
- (i) in the first subparagraph, for “competent authority of the Member State concerned” there were substituted “competent authority”;
- (ii) in the second subparagraph—
- (aa) “Each Member State shall draw up and keep up to date” were omitted;
- (bb) for “and shall make it available” there were substituted “must be drawn up, kept up to date, and made available by the appropriate authority”;
- (cc) “the other Member States and to” were omitted;
- (iii) in the third subparagraph, for “in accordance with the procedure referred to in Article 26” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (e) in paragraph 5, in the first subparagraph—
- (i) “and the specimen health certificates” were omitted;
- (ii) for “in accordance with the procedure referred to in Article 26” there were substituted “by the appropriate authority, by regulations”;
- (iii) the last sentence were omitted.
- (14) Article 13 is to be read as if—
- (a) for paragraph 1 there were substituted—
- “1. Consignments of the following animals or germinal products that are imported into Wales from bodies, institutes or centres referred to in Article 17(2)(b) to bodies, institutes or centres that have been approved in Wales in accordance

with paragraph 2, must meet the requirement in paragraph 1A—

- (a) species susceptible to the diseases listed in Annex A;
 - (b) species susceptible to the diseases listed in Annex B, where the appropriate authority applies the guarantee provided for in Articles 14 and 15;
 - (c) semen, ova or embryos of the animals referred to in paragraphs (a) and (b).”;
- (b) y canlynol wedi ei fewnosod ar ôl paragraff 1—

“1A. The relevant consignment must be accompanied during transport by a health certificate, as provided for in Article 18, which must be completed by the official veterinarian and must specify that the animals, semen, ova or embryos come from a body, institute or centre approved in accordance with conditions at least equivalent to those set out in Annex C.”;

- (c) ym mharagraff 2—
- (i) ym mhwynt (a)—
 - (aa) “in Wales” wedi ei fewnosod ar ôl “To be approved”;
 - (bb) “comply with the requirements contained in Annex C and” wedi ei fewnosod ar ôl “institutes or centres shall”;
 - (cc) “of the Member State” wedi ei hepgor;
 - (ii) ym mhwynt (c), “point 6” wedi ei roi yn lle “point 3”;
 - (iii) ym mhwynt (d), yn yr ail is-baragraff—
 - (aa) “Each Member State shall draw up and keep up to date” wedi ei hepgor;
 - (bb) “must be drawn up, kept up to date, and made available by the appropriate authority” wedi ei roi yn lle “and shall make it available”;
 - (cc) “to the other Member States and” wedi ei hepgor;
 - (iv) ym mhwynt (d), yn y trydydd is-baragraff, “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 26”;
 - (v) pwynt (e) wedi ei hepgor.

with paragraph 2, must meet the requirement in paragraph 1A—

- (a) species susceptible to the diseases listed in Annex A;
 - (b) species susceptible to the diseases listed in Annex B, where the appropriate authority applies the guarantee provided for in Articles 14 and 15;
 - (c) semen, ova or embryos of the animals referred to in paragraphs (a) and (b).”;
- (b) after paragraph 1, there were inserted—

“1A. The relevant consignment must be accompanied during transport by a health certificate, as provided for in Article 18, which must be completed by the official veterinarian and must specify that the animals, semen, ova or embryos come from a body, institute or centre approved in accordance with conditions at least equivalent to those set out in Annex C.”;

- (c) in paragraph 2—
- (i) in point (a)—
 - (aa) after “To be approved” there were inserted “in Wales”;
 - (bb) after “institutes or centres shall” there were inserted “comply with the requirements contained in Annex C and”;
 - (cc) “of the Member State” were omitted;
 - (ii) in point (c), for “point 3” there were substituted “point 6”;
 - (iii) in point (d), in the second subparagraph—
 - (aa) “Each Member State shall draw up and keep up to date” were omitted;
 - (bb) for “and shall make it available” there were substituted “must be drawn up, kept up to date, and made available by the appropriate authority”;
 - (cc) “to the other Member States and” were omitted;
 - (iv) in point (d), in the third subparagraph, for “in accordance with the procedure referred to in Article 26” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
 - (v) point (e) were omitted.

(15) Mae Erthygl 14 i'w darllen fel pe bai—

(a) ym mharagraff 1—

(i) yn y geiriau o flaen yr indent cyntaf—

(aa) “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out” wedi ei roi yn lle “Where a Member State draws up or has drawn up”;

(bb) “it may present the programme to the Commission” wedi ei hepgor;

(ii) y nawfed indent wedi ei hepgor;

(b) y canlynol wedi ei roi yn lle paragraff 2—

“2 The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out the additional guarantees, general or limited, which may be required for imports into Wales.”;

(c) paragraff 3 wedi ei hepgor.

(16) Mae Erthygl 15 i'w darllen fel pe bai—

(a) ym mharagraff 1—

(i) “The appropriate authority may by regulations, set out additional guarantees, general or limited, that are required where it considers that the territory, or part of the territory, for which it is the appropriate authority” wedi ei roi yn lle “Where a Member State considers that its territory or part of its territory”;

(ii) “taking into account” wedi ei roi yn lle “it shall present to the Commission appropriate supporting documentation, setting out”;

(b) paragraffau 2 a 3 wedi eu hepgor.

(17) Mae teitl Pennod 3 i'w ddarllen fel pe bai “Wales” wedi ei roi yn lle “the Community”.

(18) Mae Erthygl 16 i'w darllen fel pe bai'r ail a'r trydydd paragraff wedi eu hepgor.

(19) Mae Erthygl 17 i'w darllen fel pe bai—

(a) ym mharagraff 2—

(i) yn y geiriau o flaen pwynt (a)—

(aa) “animals, and the semen” wedi ei roi yn lle “animals and semen”;

(bb) “Wales” wedi ei roi yn lle “the Community”;

(ii) ym mhwynt (b), yn y geiriau o flaen pwynt (i), “a health certificate, as provided for in Article 18” wedi ei roi

(15) Article 14 is to be read as if—

(a) in paragraph 1—

(i) in the words before the first indent—

(aa) for “Where a Member State draws up or has drawn up” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out”;

(bb) “it may present the programme to the Commission” were omitted;

(ii) the ninth indent were omitted;

(b) for paragraph 2, there were substituted—

“2. The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out the additional guarantees, general or limited, which may be required for imports into Wales.”;

(c) paragraph 3 were omitted.

(16) Article 15 is to be read as if—

(a) in paragraph 1—

(i) for “Where a Member State considers that its territory or part of its territory” there were substituted “The appropriate authority may by regulations set out additional guarantees, general or limited, that are required where it considers that the territory, or part of the territory, for which it is the appropriate authority”;

(ii) for “it shall present to the Commission appropriate supporting documentation, setting out” there were substituted “taking into account”;

(b) paragraphs 2 and 3 were omitted.

(17) The title of Chapter 3 is to be read as if for “the Community” there were substituted “Wales”.

(18) Article 16 is to be read as if the second and third paragraphs were omitted.

(19) Article 17 is to be read as if—

(a) in paragraph 2—

(i) in the words before point (a)—

(aa) for “animals and semen” there were substituted “animals, and the semen”;

(bb) for “the Community” there were substituted “Wales”;

(ii) in point (b), in the words before point (i), for “the health certificate corresponding to a specimen to be drawn up in

yn lle “the health certificate corresponding to a specimen to be drawn up in accordance with the procedure referred to in Article 26”;

(iii) ym mhwynt (b)(i)—

(aa) yn yr indent cyntaf, “come from countries that” wedi ei fewnosod ar y dechrau;

(bb) yn yr ail indent, “or from registered premises as appropriate” wedi ei fewnosod ar ôl “Annex C”;

(iv) ym mhwynt (b)(ii), yn y paragraff cyntaf—

(aa) “to be” wedi ei hepgor;

(bb) “established by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 26”;

(v) ym mhwynt (b)(ii), yn yr ail baragraff, “specimen” wedi ei hepgor;

(b) y canlynol wedi ei roi yn lle paragraff 3—

“3 The appropriate authority may by regulations—

(a) establish the list of third countries or parts of third countries able to provide the appropriate authority with guarantees equivalent to those provided for in Chapter 2 in relation to animals, semen, ova and embryos;

(b) adopt specific animal health requirements, in particular for the protection of Wales from certain exotic diseases, or guarantees equivalent to those provided for in this Directive.

The specific requirements and equivalent guarantees established for third countries in accordance with this paragraph may not be more favourable than those provided for in Chapter 2.

The appropriate authority may also establish a list of approved centres or teams, as referred to in the first indent of paragraph 2 of Article 11 and the first indent of paragraph 3 of that Article, situated in one of the third countries appearing on the list referred to in point (a) of this paragraph and for which the competent authority is able to give the guarantees provided for in Article 11(2) and (3).

The approval of centres or teams must be immediately suspended or withdrawn by the competent authority of the third country where

accordance with the procedure referred to in Article 26” there were substituted “a health certificate, as provided for in Article 18”;

(iii) in point (b)(i)—

(aa) in the first indent, at the beginning there were inserted “come from countries that”;

(bb) in the second indent, after “Annex C” there were inserted “or from registered premises as appropriate”;

(iv) in point (b)(ii), in the first paragraph—

(aa) “to be” were omitted;

(bb) for “in accordance with the procedure referred to in Article 26” there were substituted “established by the appropriate authority by regulations”;

(v) in point (b)(ii), the second paragraph, “specimen” were omitted;

(b) for paragraph 3, there were substituted—

“3. The appropriate authority may by regulations—

(a) establish the list of third countries or parts of third countries able to provide the appropriate authority with guarantees equivalent to those provided for in Chapter 2 in relation to animals, semen, ova and embryos;

(b) adopt specific animal health requirements, in particular for the protection of Wales from certain exotic diseases, or guarantees equivalent to those provided for in this Directive.

The specific requirements and equivalent guarantees established for third countries in accordance with this paragraph may not be more favourable than those provided for in Chapter 2.

The appropriate authority may also establish a list of approved centres or teams, as referred to in the first indent of paragraph 2 of Article 11 and the first indent of paragraph 3 of that Article, situated in one of the third countries appearing on the list referred to in point (a) of this paragraph and for which the competent authority is able to give the guarantees provided for in Article 11(2) and (3).

The approval of centres or teams must be immediately suspended or withdrawn by the competent authority of the third country where

it no longer complies with the conditions referred to in Article 11(2) and (3) and the appropriate authority must be immediately informed.

The appropriate authority must publish any new and updated lists that it receives from the competent authority of the third country, in accordance with the third and fourth subparagraphs, to make them available to the public for information purposes.

The appropriate authority may by regulations adopt detailed rules for the application of the third to fifth subparagraphs.”;

(c) ym mharagraff 4—

(i) ym mhwynt (a)—

(aa) yn yr indent cyntaf, “Wales” wedi ei roi yn lle “the Community”;

(bb) y canlynol wedi ei roi yn lle’r ail indent—

“— pursuant to—

(i) Article 7 of Directive 2002/99, in relation to meat from ungulates, rabbit meat, farmed game meat and poultry meat;

(ii) Article 7 of Directive 2004/68; or

(iii) in the case of other animals covered by this Directive, any decision set out in retained EU direct legislation made under Article 26 of Directive 92/65 for this purpose, as it had effect immediately before implementation period completion day and without modification by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022, or any other decision which may be taken by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations, for this purpose that takes account of their state of health;”;

(ii) ym mhwynt (b), “in accordance with Article 3(2) of Directive 72/462/EEC” wedi ei hepgor;

(d) paragraffau 5 a 6 wedi eu hepgor.

(20) Mae Erthygl 18 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) yn y geiriau o flaen yr indent cyntaf—

(aa) “Member States shall ensure that the” wedi ei hepgor;

it no longer complies with the conditions referred to in Article 11(2) and (3) and the appropriate authority must be immediately informed.

The appropriate authority must publish any new and updated lists that it receives from the competent authority of the third country, in accordance with the third and fourth subparagraphs, to make them available to the public for information purposes.

The appropriate authority may by regulations adopt detailed rules for the application of the third to fifth subparagraphs.”;

(c) in paragraph 4—

(i) in point (a)—

(aa) in the first indent, for “the Community” there were substituted “Wales”;

(bb) for the second indent there were substituted—

“— pursuant to—

(i) Article 7 of Directive 2002/99, in relation to meat from ungulates, rabbit meat, farmed game meat and poultry meat;

(ii) Article 7 of Directive 2004/68; or

(iii) in the case of other animals covered by this Directive, any decision set out in retained EU direct legislation made under Article 26 of Directive 92/65 for this purpose, as it had effect immediately before implementation period completion day and without modification by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022, or any other decision which may be taken by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations, for this purpose that takes account of their state of health;”;

(ii) in point (b), “in accordance with Article 3(2) of Directive 72/462/EEC” were omitted;

(d) paragraphs 5 and 6 were omitted.

(20) Article 18 is to be read as if—

(a) in paragraph 1—

(i) in the words before the first indent—

(aa) “Member States shall ensure that the” were omitted;

- (bb) “may be imported into Wales” wedi ei roi yn lle “are imported into the Community”;
- (ii) yn yr indent cyntaf, “relevant health certificate, in the form published by the appropriate authority from time to time,” wedi ei roi yn lle “certificate”;
- (iii) yr ail baragraff yn yr indent cyntaf wedi ei hepgor;
- (iv) yn yr ail indent, “the Official Controls Regulation” wedi ei roi yn lle “Directives 90/675/EEC and 91/496/EEC”;
- (v) yn y trydydd indent—
- (aa) “Wales” wedi ei roi yn lle “Community territory”;
- (bb) “Council Regulation (EC) 1/2005 on the protection of animals during transport and related operations(1)” wedi ei roi yn lle “Directive 91/628/EEC”;
- (vi) yn y pedwerydd indent, “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure laid down in Article 26”;
- (b) ym mharagraff 2, “for which such requirements have not been adopted at Community level” wedi ei hepgor.
- (21) Mae Erthygl 19 i’w darllen fel pe bai—
- (a) yn y geiriau o flaen pwynt (a), “by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure laid down in Article 26”;
- (b) ym mhwynt (a), “Wales” wedi ei roi yn lle “the Community”;
- (c) ym mhwynt (b), “Community” wedi ei hepgor.
- (22) Mae Erthygl 21 i’w darllen fel pe bai—
- (a) “Any specimens of certificates applicable to trade and” wedi ei hepgor;
- (b) “import into Wales” wedi ei roi yn lle “trade in”;
- (c) “by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure laid down in Article 26”.
- (bb) for “are imported into the Community” there were substituted “may be imported into Wales”;
- (ii) in the first indent, for “certificate” there were substituted “relevant health certificate, in the form published by the appropriate authority from time to time.”;
- (iii) the second paragraph of the first indent were omitted;
- (iv) in the second indent, for “Directives 90/675/EEC and 91/496/EEC” there were substituted “the Official Controls Regulation”;
- (v) in the third indent—
- (aa) for “Community territory” there were substituted “Wales”;
- (bb) for “Directive 91/628/EEC” there were substituted “Council Regulation (EC) 1/2005 on the protection of animals during transport and related operations(1)”;
- (vi) in the fourth indent, for “under the procedure laid down in Article 26” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (b) in paragraph 2, “for which such requirements have not been adopted at Community level” were omitted.
- (21) Article 19 is to be read as if—
- (a) in the words before point (a), for “under the procedure laid down in Article 26” there were substituted “by the appropriate authority by regulations”;
- (b) in point (a), for “the Community” there were substituted “Wales”;
- (c) in point (b), “Community” were omitted.
- (22) Article 21 is to be read as if—
- (a) “Any specimens of certificates applicable to trade and” were omitted;
- (b) for “trade in” there were substituted “import into Wales”;
- (c) for “under the procedure laid down in Article 26” there were substituted “by the appropriate authority by regulations”.

(1) EUR 2005/1, a ddiwygiwyd gan O.S. 2019/588, 802 a 1312, 2020/1481 a 1590 a 2022/846.

(1) EUR 2005/1, amended by S.I. 2019/588, 802 and 1312, 2020/1481 and 1590 and 2022/846.

(23) Mae Erthygl 22 i'w darllen fel pe bai'r canlynol wedi ei roi yn lle'r Erthygl honno—

“22. The appropriate authority may by regulations modify the Annexes to this Directive or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(24) Mae Erthygl 23 i'w darllen fel pe bai'r canlynol wedi ei roi yn lle'r Erthygl honno—

“23. The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out special requirements if appropriate, by way of derogation from Chapter 2, for the movement of circus and fairground animals, and for the importation into Wales of animals, semen, ova and embryos intended for zoos.”

(25) Mae Erthygl 24 i'w darllen fel pe bai—

(a) ym mharagraff 1—

- (i) y geiriau o “The Member States shall be” hyd at “territory of the” wedi eu hepgor;
- (ii) “may enter Wales subject” wedi ei fewnosod ar ôl “territory of a third country”;

(b) paragraff 2 wedi ei hepgor.

(26) Mae Atodiad C i'w ddarllen fel pe bai—

(a) ym mhwynt 1—

- (i) ym mhwynt (c), “or territory” wedi ei fewnosod ar ôl “country”;
- (ii) ym mhwynt (g)—
 - (aa) ym mhwynt (i), “Article 14 of Directive 64/432” wedi ei roi yn lle “Article 14(3)(B) of Directive 64/432/EEC”;
 - (bb) ym mhwynt (ii), yn y trydydd indent, “the relevant legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
 - (cc) ym mhwynt (iii), “Wales” wedi ei roi yn lle “the Member State concerned”;
 - (dd) ym mhwynt (v), “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;

(23) Article 22 is to be read as if for that Article there were substituted—

“22. The appropriate authority may by regulations modify the Annexes to this Directive or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(24) Article 23 is to be read as if for that Article there were substituted—

“23. The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out special requirements if appropriate, by way of derogation from Chapter 2, for the movement of circus and fairground animals, and for the importation into Wales of animals, semen, ova and embryos intended for zoos.”

(25) Article 24 is to be read as if—

(a) in paragraph 1—

- (i) the words from “The Member States shall be” to “territory of the” were omitted;
- (ii) after “territory of a third country” there were inserted “may enter Wales subject”;

(b) paragraph 2 is omitted.

(26) Annex C is to be read as if—

(a) in point 1—

- (i) in point (c), after “country” there were inserted “or territory”;
- (ii) in point (g)—
 - (aa) in point (i), for “Article 14(3)(B) of Directive 64/432/EEC” there were substituted “Article 14 of Directive 64/432”;
 - (bb) in point (ii), in the third indent, for “Community legislation” there were substituted “the relevant legislation in force in Wales”;
 - (cc) in point (iii), for “the Member State concerned” there were substituted “Wales”;
 - (dd) in point (v), for “Community legislation” there were substituted “legislation in force in Wales”;

- (iii) ym mhwynt (h), “the Animals (Scientific Procedures) Act 1986(1)” wedi ei roi yn lle “Article 5 of Directive 86/609/EEC”;
 - (b) ym mhwynt 4, “, in that Member State or another Member State” wedi ei hepgor;
 - (c) ym mhwynt 5—
 - (i) “the appropriate authority” wedi ei roi yn lle “a Member State”;
 - (ii) “animal health legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
 - (d) ym mhwynt 6—
 - (i) ym mhwynt (b)—
 - (aa) “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
 - (bb) “the importation of” wedi ei roi yn lle “trade in”;
 - (ii) ym mhwynt (d), “appropriate authority” wedi ei roi yn lle “Commission”.
- (27) Mae Atodiad D i’w ddarllen fel pe bai—
- (a) ym Mhennod 1, yn Adran 2, ym mhwynt 2.2(f), y geiriau o “each Member State” hyd at y diwedd wedi eu hepgor;
 - (b) ym Mhennod 2, yn Adran 1—
 - (i) ym mhwynt 1.2—
 - (aa) “a Member State or” wedi ei hepgor;
 - (bb) “Directive 2009/156” wedi ei roi yn lle “Directive 90/426/EEC”;
 - (ii) ym mhwynt 1.5, “Article 37 of the Official Controls Regulation” wedi ei roi yn lle “Article 12 of Regulation (EC) No 882/2004 of the European Parliament and of the Council”;
 - (iii) ym mhwynt 1.8—
 - (aa) “Article 4 or 5 of Directive 2009/156” wedi ei roi yn lle “Article 4 or 5 of Directive 90/426/EEC”;
 - (bb) “Annex 1 to Directive 2009/156” wedi ei roi yn lle “Annex A to Directive 90/426/EEC”;
- (iii) in point (h), for “Article 5 of Directive 86/609/EEC” there were substituted “the Animals (Scientific Procedures) Act 1986(1)”;
 - (b) in point 4, “, in that Member State or another Member State” were omitted;
 - (c) in point 5—
 - (i) for “a Member State” there were substituted “the appropriate authority”;
 - (ii) for “Community legislation” there were substituted “animal health legislation in force in Wales”;
 - (d) in point 6—
 - (i) in point (b)—
 - (aa) for “Community legislation” there were substituted “legislation in force in Wales”;
 - (bb) for “trade in” there were substituted “the importation of”;
 - (ii) in point (d), for “Commission” there were substituted “appropriate authority”.
- (27) Annex D is to be read as if—
- (a) in Chapter 1, in Section 2, in point 2.2(f), the words from “each Member State” to the end were omitted;
 - (b) in Chapter 2, in Section 1—
 - (i) in point 1.2—
 - (aa) “a Member State or” were omitted;
 - (bb) for “Directive 90/426/EEC” there were substituted “Directive 2009/156”;
 - (ii) in point 1.5, for “Article 12 of Regulation (EC) No 882/2004 of the European Parliament and of the Council” there were substituted “Article 37 of the Official Controls Regulation”;
 - (iii) in point 1.8—
 - (aa) for “Article 4 or 5 of Directive 90/426/EEC” there were substituted “Article 4 or 5 of Directive 2009/156”;
 - (bb) for “Annex A to Directive 90/426/EEC” there were substituted “Annex 1 to Directive 2009/156”;

(1) 1986 p. 14.

(1) 1986 c. 14.

- (c) ym Mhennod 2, yn Adran 2—
- (i) ym mhwynt 4, “country” wedi ei roi yn lle “Member State”;
 - (ii) ym mhwynt 6, “official” wedi ei fewnosod ar ôl “approved”;
 - (iii) ym mhwynt 8(d), “Article 7 of Directive 2004/68, and Article 6 of and Annex A to, Directive 91/68” wedi ei roi yn lle “Articles 4, 5 and 6 of Directive 91/68/EEC”;
 - (iv) ym mhwynt 9—
 - (aa) “, situated in an area which for health reasons is subject to a prohibition or restriction affecting the species involved in accordance with legislation of the relevant third country that is at least equivalent to animal and public health legislation in force in Wales,” wedi ei roi yn lle “subject to a prohibition on animal health grounds in accordance with Article 4 of Directive 91/68/EEC”;
 - (bb) “imported” wedi ei roi yn lle “subject for trade”;
 - (cc) “competent authority” wedi ei roi yn lle “official veterinarian in accordance with Directive 91/68/EEC”;
- (d) ym Mhennod 3, yn Adran 1—
- (i) ym mhwynt 1.1, “the Veterinary Medicines Regulations 2013” wedi ei roi yn lle “Directive 2001/82/EC of the European Parliament and of the Council”;
 - (ii) ym mhwynt 1.4, yn y geiriau o flaen pwynt (a), “to be subject for trade” wedi ei hepgor;
 - (iii) ym mhwynt 1.4(a), “Wales” wedi ei roi yn lle “the Member State of destination”;
- (e) ym Mhennod 3, yn Adran 2—
- (i) ym mhwynt 2.2, “the Official Controls Regulation” wedi ei roi yn lle’r geiriau o “Regulation (EC) No 854/2004” hyd at “human consumption”;
 - (ii) ym mhwynt 6.1—
 - (aa) “to be subject for trade” wedi ei hepgor;
- (c) in Chapter 2, in Section 2—
- (i) in point 4, for “Member State” there were substituted “country”;
 - (ii) in point 6, after “approved” there were inserted “official”;
 - (iii) in point 8(d), for “Articles 4, 5 and 6 of Directive 91/68/EEC” there were substituted “Article 7 of Directive 2004/68, and Article 6 of and Annex A to, Directive 91/68”;
 - (iv) in point 9—
 - (aa) for “subject to a prohibition on animal health grounds in accordance with Article 4 of Directive 91/68/EEC” there were substituted “, situated in an area which for health reasons is subject to a prohibition or restriction affecting the species involved in accordance with legislation of the relevant third country that is at least equivalent to animal and public health legislation in force in Wales,”;
 - (bb) for “subject for trade” there were substituted “imported”;
 - (cc) for “official veterinarian in accordance with Directive 91/68/EEC” there were substituted “competent authority”;
- (d) in Chapter 3, in Section 1—
- (i) in point 1.1, for “Directive 2001/82/EC of the European Parliament and of the Council” there were substituted “the Veterinary Medicines Regulations 2013”;
 - (ii) in point 1.4, in the words before point (a), “to be subject for trade” were omitted;
 - (iii) in point 1.4(a), for “the Member State of destination” there were substituted “Wales”;
- (e) in Chapter 3, in Section 2—
- (i) in point 2.2, for the words from “Regulation (EC) No 854/2004” to “human consumption” there were substituted “the Official Controls Regulation”;
 - (ii) in point 6.1—
 - (aa) “to be subject for trade” were omitted;

(bb) “Wales” wedi ei roi yn lle “the Member State of destination”;

(f) ym Mhennod 4—

(i) ym mhwynt 1, “legislation in force in Wales concerning” wedi ei roi yn lle “the relevant Directives on intra-Union trade in”;

(ii) ym mhwynt 2—

(aa) “Directive 2004/68” wedi ei roi yn lle “Directive 64/432/EEC”;

(bb) “Directive 64/432” wedi ei roi yn lle “that Directive”;

(iii) ym mhwynt 4, yn y geiriau o flaen pwynt 4.1, “Directive 2009/156” wedi ei roi yn lle “Directive 90/426/EEC”.

(28) Mae Atodiad F i’w ddarllen fel pe bai’r canlynol wedi ei roi yn lle’r Atodiad hwnnw—

“ANNEX F

Directive 64/432 (concerning the import into Wales of bovine animals and swine).

Directive 88/407 (concerning the import into Wales of deep-frozen semen of domestic animals of the bovine species).

Directive 89/556 (concerning the import into Wales of embryos of domestic animals of the bovine species).

Directive 90/429 (concerning the import into Wales of semen of domestic animals of the porcine species).

Directive 91/68 (concerning the import into Wales of ovine and caprine animals).

Directive 2004/68 (concerning the import into Wales of certain live ungulate animals).

The Aquatic Animal Health (England and Wales) Regulations 2009 (concerning the import into Wales of aquaculture animals and products).

Directive 2009/156 (concerning the import into Wales of equidae).

Directive 2009/158 (concerning the import into Wales of poultry and hatching eggs).”

(bb) for “the Member State of destination” there were substituted “Wales”;

(f) in Chapter 4—

(i) in point 1, for “the relevant Directives on intra-Union trade in” there were substituted “legislation in force in Wales concerning”;

(ii) in point 2—

(aa) for “Directive 64/432/EEC” there were substituted “Directive 2004/68”;

(bb) for “that Directive” there were substituted “Directive 64/432”;

(iii) in point 4, in the words before point 4.1, for “Directive 90/426/EEC” there were substituted “Directive 2009/156”.

(28) Annex F is to be read as if for that Annex there were substituted—

“ANNEX F

Directive 64/432 (concerning the import into Wales of bovine animals and swine).

Directive 88/407 (concerning the import into Wales of deep-frozen semen of domestic animals of the bovine species).

Directive 89/556 (concerning the import into Wales of embryos of domestic animals of the bovine species).

Directive 90/429 (concerning the import into Wales of semen of domestic animals of the porcine species).

Directive 91/68 (concerning the import into Wales of ovine and caprine animals).

Directive 2004/68 (concerning the import into Wales of certain live ungulate animals).

The Aquatic Animal Health (England and Wales) Regulations 2009 (concerning the import into Wales of aquaculture animals and products).

Directive 2009/156 (concerning the import into Wales of equidae).

Directive 2009/158 (concerning the import into Wales of poultry and hatching eggs).”

Addasiadau i Gyfarwyddeb 92/118

15.—(1) Mae Cyfarwyddeb 92/118 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i'w darllen fel pe bai—

- (a) yn y paragraff cyntaf, y canlynol wedi ei roi yn lle “trade in and imports into the Community of” hyd at y diwedd—

“the importation into Wales of—

- (a) products of animal origin (including trade samples taken from such products) not subject to—

- (i) in respect of animal health, requirements laid down in Directive 2002/99,
(ii) in respect of public health, requirements laid down in Regulation (EC) No 853/2004, and

(b) pathogenic agents.”;

(b) yn yr ail baragraff—

- (i) “and” wedi ei roi yn lle “nor”;
(ii) “trade or” wedi ei hepgor.

(3) Mae Erthygl 2 i'w darllen fel pe bai—

(a) ym mharagraff 1—

- (i) pwynt (a) wedi ei hepgor;
(ii) ym mhwynt (c), yn y diffiniad o “serious transmissible disease”, “the diseases listed in Annex 1A” wedi ei roi yn lle “all diseases covered by Directive 82/894/EEC”;

(iii) ym mhwynt (d), yn y diffiniad o “pathogenic agents”, “the Veterinary Medicines Regulation 2013” wedi ei roi yn lle “Directive 90/677/EEC”;

(iv) ym mhwynt (f), yn y diffiniad o “processed animal protein intended for human consumption”—

(aa) “as defined in point 7.6 of Annex 1 to Regulation (EC) 853/2004, and” wedi ei fewnosod ar ôl “means greaves,”;

(bb) “which are treated as “meat products” for the purposes of that Regulation” wedi ei roi yn lle “referred to in Article 2(b) of Directive 77/99/EEC”;

Modifications to Directive 92/118

15.—(1) Directive 92/118 is modified as follows.

(2) Article 1 is to be read as if—

- (a) in the first paragraph, for “trade in and imports into the Community of” to the end there were substituted—

“the importation into Wales of—

- (a) products of animal origin (including trade samples taken from such products) not subject to—

- (i) in respect of animal health, requirements laid down in Directive 2002/99,
(ii) in respect of public health, requirements laid down in Regulation (EC) No 853/2004, and

(b) pathogenic agents.”;

(b) in the second paragraph—

- (i) for “nor” there were substituted “and”;
(ii) “trade or” were omitted.

(3) Article 2 is to be read as if—

(a) in paragraph 1—

(i) point (a) were omitted;

(ii) in point (c), in the definition of “serious transmissible disease”, for “all diseases covered by Directive 82/894/EEC” there were substituted “the diseases listed in Annex 1A”;

(iii) in point (d), in the definition of “pathogenic agents”, for “Directive 90/677/EEC” there were substituted “the Veterinary Medicines Regulation 2013”;

(iv) in point (f), in the definition of “processed animal protein intended for human consumption”—

(aa) after “means greaves,” there were inserted “as defined in point 7.6 of Annex 1 to Regulation (EC) 853/2004, and”;

(bb) for “referred to in Article 2(b) of Directive 77/99/EEC” there were substituted “which are treated as “meat products” for the purposes of that Regulation”;

- (v) y canlynol wedi ei fewnosod ar ôl pwynt (f)—
- (v) after point (f) there were inserted—
- “(g) *establishment* has the meaning given in Article 2 of Regulation (EC) No 852/2004;
- “(g) *establishment* has the meaning given in Article 2 of Regulation (EC) No 852/2004;
- (h) *holding* means an agricultural establishment or premises of a dealer in which the animals referred to in points 1.2 to 1.8 of Annex 1 to the Official Controls Regulation are held or regularly kept or, in relation to equidae, a holding as defined in Article 2(a) of Directive 2009/156;
- (h) *holding* means an agricultural establishment or premises of a dealer in which the animals referred to in points 1.2 to 1.8 of Annex 1 to the Official Controls Regulation are held or regularly kept or, in relation to equidae, a holding as defined in Article 2(a) of Directive 2009/156;
- (i) *placing on the market* has the meaning given in Article 3 of Regulation (EC) No 178/2002.”;
- (i) *placing on the market* has the meaning given in Article 3 of Regulation (EC) No 178/2002.”;
- (b) ym mharagraff 2, “Article 3 of the Official Controls Regulation” wedi ei roi yn lle “Article 2 of Directives 89/662/EEC, 90/425/EEC and 90/675/EEC”.
- (b) in paragraph 2, for “Article 2 of Directives 89/662/EEC, 90/425/EEC and 90/675/EEC” there were substituted “Article 3 of the Official Controls Regulation”.
- (4) Mae Erthygl 3 i’w darllen fel pe bai—
- (4) Article 3 is to be read as if—
- (a) y geiriau o flaen yr indent cyntaf wedi eu hepgor;
- (a) the words before the first indent were omitted;
- (b) yn yr indent cyntaf—
- (b) in the first indent—
- (i) “trade in and” wedi ei hepgor;
- (i) “trade in and” were omitted;
- (ii) “must not be” wedi ei roi yn lle “are not”;
- (ii) for “are not” there were substituted “must not be”;
- (iii) “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
- (iii) for “Community legislation” there were substituted “legislation in force in Wales”;
- (c) yn yr ail indent—
- (c) in the second indent—
- (i) “that is authorised in Wales to be placed on the market may not be imported into Wales, until a decision has been taken on” wedi ei roi yn lle’r geiriau o “whose placing on the market” hyd at “Decision 81/651/EEC, of”;
- (i) for the words from “whose placing on the market” to “Decision 81/651/EEC, of” there were substituted “that is authorised in Wales to be placed on the market may not be imported into Wales, until a decision has been taken on”;
- (ii) “become” wedi ei fewnosod ar ôl “focus of disease or”;
- (ii) after “focus of disease or” there were inserted “become”;
- (iii) “, including whether any special requirements should be imposed prior to import, in accordance with the first paragraph of Article 15.” wedi ei fewnosod ar ôl “a risk to human health”;
- (iii) after “a risk to human health” there were inserted “, including whether any special requirements should be imposed prior to import, in accordance with the first paragraph of Article 15.”;
- (d) y canlynol wedi ei roi yn lle’r trydydd indent—
- (d) for the third indent there were substituted—
- “— the following products of animal origin may not be imported from third countries unless they meet the relevant animal health requirements in this Directive—
- “— the following products of animal origin may not be imported from third countries unless they meet the relevant animal health requirements in this Directive—

- (i) meat extracts, meat powder and powered rind, treated as “meat products” for the purposes of Regulation (EC) No 853/2004;
- (ii) rendered animal fat as defined in point 7.5 of Annex I to Regulation (EC) No 853/2004;
- (iii) greaves as defined in point 7.6 of Annex I to Regulation (EC) No 853/2004;
- (iv) salted or dried blood, salted or dried blood plasma, treated as “meat products” for the purposes of Regulation (EC) No 853/2004;
- (v) treated stomachs, bladders and intestines as defined in point 7.9 of Annex I to Regulation (EC) No 853/2004.”

(5) Mae teitl Pennod 2 i’w ddarllen fel pe bai “Guarantees applicable to imports for the purposes of Article 9” wedi ei roi yn lle’r teitl hwnnw.

(6) Mae Erthygl 4 i’w darllen fel pe bai—

(a) yn y geiriau o flaen pwynt (1)—

- (i) “Member States shall take the necessary measures to ensure that, for the purposes of applying Article 4(1) of Directive 89/662/EEC and Article 4(1)(a) of Directive 90/425/EEC,” wedi ei hepgor;
- (ii) “any provisions adopted” wedi ei roi yn lle “the particular provisions to be adopted”;
- (iii) “imported into Wales” wedi ei roi yn lle “the subject of trade”;

(b) ym mhwynt (2)(a), yn y seithfed indent—

- (i) “importation into Wales” wedi ei roi yn lle “trade”;
- (ii) “health certificate, as provided for in Article 10(2)(c),” wedi ei roi yn lle “commercial document”.

(7) Mae Erthygl 5 i’w darllen fel pe bai—

(a) yn y paragraff cyntaf—

- (i) “Member States shall ensure that every necessary measure is taken to guarantee that” wedi ei hepgor;
- (ii) “must not be imported into Wales” wedi ei roi yn lle “are not dispatched for the purposes of trade”;
- (iii) “imports” wedi ei roi yn lle “movements or trade”;

- (i) meat extracts, meat powder and powered rind, treated as “meat products” for the purposes of Regulation (EC) No 853/2004;
- (ii) rendered animal fat as defined in point 7.5 of Annex I to Regulation (EC) No 853/2004;
- (iii) greaves as defined in point 7.6 of Annex I to Regulation (EC) No 853/2004;
- (iv) salted or dried blood, salted or dried blood plasma, treated as “meat products” for the purposes of Regulation (EC) No 853/2004;
- (v) treated stomachs, bladders and intestines as defined in point 7.9 of Annex I to Regulation (EC) No 853/2004.”

(5) The title of Chapter 2 is to be read as if for that title there were substituted “Guarantees applicable to imports for the purposes of Article 9”.

(6) Article 4 is to be read as if—

(a) in the words before point (1)—

- (i) there were omitted “Member States shall take the necessary measures to ensure that, for the purposes of applying Article 4(1) of Directive 89/662/EEC and Article 4(1)(a) of Directive 90/425/EEC,”;
- (ii) for “the particular provisions to be adopted” there were substituted “any provisions adopted”;
- (iii) for “the subject of trade” there were substituted “imported into Wales”;

(b) in point (2)(a), in the seventh indent—

- (i) for “trade” there were substituted “importation into Wales”;
- (ii) for “commercial document” there were substituted “health certificate, as provided for in Article 10(2)(c),”.

(7) Article 5 is to be read as if—

(a) in the first paragraph—

- (i) “Member States shall ensure that every necessary measure is taken to guarantee that” were omitted;
- (ii) for “are not dispatched for the purposes of trade” there were substituted “must not be imported into Wales”;
- (iii) for “movements or trade” there were substituted “imports”;

- (iv) “Wales” wedi ei roi yn lle “the Member States”;
- (v) “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;

(b) yn yr ail baragraff—

- (i) “import” wedi ei roi yn lle “movement”;
- (ii) “by the appropriate authority by regulations” wedi ei roi yn lle “under the procedure laid down in Article 18”.

(8) Mae Erthygl 6 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r Erthygl honno—

“6. Importation of pathogenic agents may be subject to rules set out by the appropriate authority by regulations.”

(9) Mae teitl Pennod 3 i’w ddarllen fel pe bai “Wales” wedi ei roi yn lle “the Community”.

(10) Mae Erthygl 10 i’w darllen fel pe bai—

(a) ym mharagraff 2—

- (i) yn y geiriau o flaen pwynt (a), “Wales” wedi ei roi yn lle “the Community”;
- (ii) ym mhwynt (a), “authorised by legislation in force in Wales. The appropriate authority may by regulations draw up lists of third countries from which the products covered by this Directive may be imported” wedi ei roi yn lle “to be drawn up and updated in accordance with the procedure provided for in Article 18”;

(iii) ym mhwynt (b)—

- (aa) “Community” wedi ei hepgor;
- (bb) “Article 127(3)(e) of the Official Controls Regulation” wedi ei roi yn lle “the procedure laid down in Article 18”;

(iv) ym mhwynt (c)—

- (aa) “the relevant health certificate, in the form published by the appropriate authority from time to time” wedi ei roi yn lle “an animal health or public health certificate corresponding to a specimen to be drawn up under the procedure provided for in Article 18”;
- (bb) “the” wedi ei roi yn lle “any other”;

(iv) for “the Member States” there were substituted “Wales”;

(v) for “Community legislation” there were substituted “legislation in force in Wales”;

(b) in the second paragraph—

- (i) for “movement” there were substituted “import”;
- (ii) for “under the procedure laid down in Article 18” there were substituted “by the appropriate authority by regulations”.

(8) Article 6 is to be read as if for that Article there were substituted—

“6. Importation of pathogenic agents may be subject to rules set out by the appropriate authority by regulations.”

(9) The title of Chapter 3 is to be read as if for “the Community” there were substituted “Wales”.

(10) Article 10 is to be read as if—

(a) in paragraph 2—

- (i) in the words before point (a), for “the Community” there were substituted “Wales”;
- (ii) in point (a), for “to be drawn up and updated in accordance with the procedure provided for in Article 18” there were substituted “authorised by legislation in force in Wales. The appropriate authority may by regulations draw up lists of third countries from which the products covered by this Directive may be imported”;

(iii) in point (b)—

- (aa) “Community” were omitted;
- (bb) for “the procedure laid down in Article 18” there were substituted “Article 127(3)(e) of the Official Controls Regulation”;

(iv) in point (c)—

- (aa) for “an animal health or public health certificate corresponding to a specimen to be drawn up under the procedure provided for in Article 18” there were substituted “the relevant health certificate, in the form published by the appropriate authority from time to time”;
- (bb) for “any other” there were substituted “the”;

- (cc) “recognized under the same procedure” wedi ei hepgor;
 - (b) ym mharagraff 3—
 - (i) yn y geiriau o flaen pwynt (a), “The appropriate authority may, by regulations set out” wedi ei roi yn lle “Under the procedure provided for in Article 18”;
 - (ii) ym mhwynt (a)—
 - (aa) “shall be established” wedi ei hepgor;
 - (bb) “Wales” wedi ei roi yn lle “the Community”;
 - (cc) yr is-baragraff olaf wedi ei hepgor;
 - (iii) ym mhwynt (c), “shall be established” wedi ei hepgor;
 - (c) ym mharagraff 4, “Any decisions or regulations made under paragraphs 2 and 3 must be made on the basis of an evaluation” wedi ei roi yn lle “The decisions provided for in paragraphs 2 and 3 must be taken on the basis of evaluation and, if appropriate, the opinion of the Scientific Veterinary Committee,”;
 - (d) paragraffau 5 a 6 wedi eu hepgor.
- (11) Mae Erthygl 11 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r Erthygl honno—

“11. The appropriate authority may by regulations stipulate specific animal health requirements for imports into Wales of, and the nature and content of accompanying documents for, products referred to in Annex 1 intended for experimental laboratories.”

- (12) Mae Erthygl 13 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
 - (i) “Member States may, by issuing an appropriate licence, permit” wedi ei hepgor;
 - (ii) “may be permitted provided that they are accompanied by an authorisation issued by the appropriate authority” wedi ei fewnosod ar ôl “trade samples”;
 - (b) ym mharagraff 2—
 - (i) “authorisation” wedi ei roi yn lle “licence”;
 - (ii) “the Official Controls Regulation” wedi ei roi yn lle “Directive 90/675/EEC”;
 - (c) paragraff 3 wedi ei hepgor.

- (cc) “recognized under the same procedure” were omitted;
 - (b) in paragraph 3—
 - (i) in the words before point (a), for “Under the procedure provided for in Article 18” there were substituted “The appropriate authority may, by regulations set out”;
 - (ii) in point (a)—
 - (aa) “shall be established” were omitted;
 - (bb) for “the Community” there were substituted “Wales”;
 - (cc) the final subparagraph were omitted;
 - (iii) in point (c), “shall be established” were omitted;
 - (c) in paragraph 4, “for “The decisions provided for in paragraphs 2 and 3 must be taken on the basis of evaluation and, if appropriate, the opinion of the Scientific Veterinary Committee,” there were substituted “Any decisions or regulations made under paragraphs 2 and 3 must be made on the basis of an evaluation”;
 - (d) paragraphs 5 and 6 were omitted.
- (11) Article 11 is to be read as if for that Article there were substituted—

“11. The appropriate authority may by regulations stipulate specific animal health requirements for imports into Wales of, and the nature and content of accompanying documents for, products referred to in Annex 1 intended for experimental laboratories.”

- (12) Article 13 is to be read as if—
- (a) in paragraph 1—
 - (i) “Member States may, by issuing an appropriate licence, permit” were omitted;
 - (ii) after “trade samples” there were inserted “may be permitted provided that they are accompanied by an authorisation issued by the appropriate authority”;
 - (b) in paragraph 2—
 - (i) for “licence” there were substituted “authorisation”;
 - (ii) for “Directive 90/675/EEC” there were substituted “the Official Controls Regulation”;
 - (c) paragraph 3 were omitted.

(13) Mae Erthygl 15 i'w darllen fel pe bai'r canlynol wedi ei roi yn lle'r Erthygl honno—

“15. The appropriate authority may by regulations adopt any new Annex laying down specific requirements for other products capable of presenting a real risk of spreading serious transmissible diseases or a real risk to human health.

The appropriate authority may by regulations modify the Annexes where the need arises in compliance with, where applicable, the general principles set out in the second indent of Article 3, or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(14) Mae Atodiad 1 i'w ddarllen fel pe bai—

(a) ym Mhennod 2, pwynt A wedi ei hepgor;

(b) ym Mhennod 5—

(i) yn y geiriau o flaen pwynt 1, “Trade in and” wedi ei hepgor;

(ii) pwyntiau 1 a 2 wedi eu hepgor;

(iii) ym mhwynt 3—

(aa) “where imports are concerned,” wedi ei hepgor;

(bb) “Directive 2002/99” wedi ei roi yn lle “Directive 72/462/EEC”;

(c) ym Mhennod 6, ym mhwynt 1—

(i) yn y geiriau o flaen pwynt A, “trade in and” wedi ei hepgor;

(ii) pwynt A wedi ei hepgor;

(iii) ym mhwynt B—

(aa) y geiriau o flaen pwynt 1 “as regards imports” wedi eu hepgor;

(bb) ym mhwynt 1(a), “Directive 2002/99” wedi ei roi yn lle “Directive 80/215/EEC”;

(cc) ym mhwynt 2, “control” wedi ei roi yn lle “inspection”;

(dd) ym mhwynt 3, “as regards imports into Wales of consignments of processed animal protein, to proving” wedi ei roi yn lle “for release for free circulation in Community territory of consignments of processed animal protein, to prove”;

(iv) pwynt C wedi ei hepgor;

(13) Article 15 is to be read as if for that Article there were substituted—

“15. The appropriate authority may by regulations adopt any new Annex laying down specific requirements for other products capable of presenting a real risk of spreading serious transmissible diseases or a real risk to human health.

The appropriate authority may by regulations modify the Annexes where the need arises in compliance with, where applicable, the general principles set out in the second indent of Article 3, or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(14) Annex 1 is to be read as if—

(a) in Chapter 2, point A is omitted;

(b) in Chapter 5—

(i) in the words before point 1, “Trade in and” were omitted;

(ii) points 1 and 2 were omitted;

(iii) in point 3—

(aa) “where imports are concerned,” were omitted;

(bb) for “Directive 72/462/EEC” there were substituted “Directive 2002/99”;

(c) in Chapter 6, in point 1—

(i) in the words before point A, “trade in and” were omitted;

(ii) point A were omitted;

(iii) in point B—

(aa) the words before point 1 “as regards imports” were omitted;

(bb) in point 1(a), for “Directive 80/215/EEC” there were substituted “Directive 2002/99”;

(cc) in point 2, for “inspection” there were substituted “control”;

(dd) in point 3, for “for release for free circulation in Community territory of consignments of processed animal protein, to prove” there were substituted “as regards imports into Wales of consignments of processed animal protein, to proving”;

(iv) point C were omitted;

- (d) ym Mhennod 6, ym mhwynt 2—
- (i) “Where” wedi ei roi yn lle “Member States may carry out”;
 - (ii) “has been carried out” wedi ei fewnosod ar ôl “random sampling”;
 - (iii) “negative, and” wedi ei roi yn lle “negative. Where during one of these checks”;
- (e) ym Mhennod 6, ym mhwynt 3—
- (i) “Member States must keep” wedi ei hepgor;
 - (ii) “must be kept by the appropriate authority” wedi ei fewnosod ar ôl “undergone sampling”;
- (f) ym Mhennod 6, ym mhwynt 4—
- (i) “Article 51(1)(c) of the Official Controls Regulation” wedi ei roi yn lle “Article 3(3) of Directive 89/662/EEC”;
 - (ii) “designated as border control posts under Article 59(1) of the Official Controls Regulation” wedi ei roi yn lle’r geiriau o “approved under the procedure” hyd at y diwedd;
- (g) ym Mhennod 6, ym mhwynt 5, “control measures must be taken in accordance with Article 66 of the Official Controls Regulation” wedi ei roi yn lle’r geiriau o “it is either:” hyd at y diwedd;
- (h) ym Mhennod 7, yn Adran 1—
- (i) pwynt A wedi ei hepgor;
 - (ii) ym mhwynt B(1)—
 - (aa) yn y frawddeg gyntaf, “pursuant to Council Directive 72/462/EEC” wedi ei hepgor;
 - (bb) yn yr ail frawddeg, “Commission Regulation (EC) No 798/2008 laying down a list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements(1)” wedi ei roi yn lle “Directive 91/494/EEC”;
- (d) in Chapter 6, in point 2—
- (i) for “Member States may carry out” there were substituted “Where”;
 - (ii) after “random sampling” there were inserted “has been carried out”;
 - (iii) for “negative. Where during one of these checks” there were substituted “negative, and”;
- (e) in Chapter 6, in point 3—
- (i) “Member States must keep” were omitted;
 - (ii) after “undergone sampling” there were inserted “must be kept by the appropriate authority”;
- (f) in Chapter 6, in point 4—
- (i) for “Article 3(3) of Directive 89/662/EEC” there were substituted “Article 51(1)(c) of the Official Controls Regulation”;
 - (ii) for the words from “approved under the procedure” to the end there were substituted “designated as border control posts under Article 59(1) of the Official Controls Regulation”;
- (g) in Chapter 6, in point 5, for the words from “it is either:” to the end there were substituted “control measures must be taken in accordance with Article 66 of the Official Controls Regulation”;
- (h) in Chapter 7, in Section 1—
- (i) point A were omitted;
 - (ii) in point B(1)—
 - (aa) in the first sentence, “pursuant to Council Directive 72/462/EEC” were omitted;
 - (bb) in the second sentence, for “Directive 91/494/EEC” there were substituted “Commission Regulation (EC) No 798/2008 laying down a list of third countries, territories, zones or compartments from which poultry and poultry products may be imported into and transit through the Community and the veterinary certification requirements(1)”;

(1) EUR 2008/798, a ddiwygiwyd gan O.S. 2020/1462 a 1631, 2021/211 a 1454 a 2022/735.

(1) EUR 2008/798, amended by S.I. 2020/1462 and 1631, 2021/211 and 1454 and 2022/735.

- (iii) ym mhwynt B(2)—
 - (aa) “, including those referred to in Council Directive 77/99/EEC” wedi ei hepgor;
 - (bb) “Directive 2002/99” wedi ei roi yn lle “Directive 72/462/EEC”;
- (i) ym Mhennod 7, yn Adran 3, “may be set out by the appropriate authority by regulations” wedi ei roi yn lle “are to be adopted, where necessary, in accordance with the procedure laid down in Article 18”;
- (j) ym Mhennod 9, ym mhwynt (1)—
 - (i) “Member States shall authorize the importation into the Community of” wedi ei hepgor;
 - (ii) “referred to in Article 10(2)(a) of this Directive may be imported into Wales” wedi ei roi yn lle “annexed to Decision 79/542/EEC from which the importation of fresh meat of the species concerned is permitted”;
- (k) Pennod 11 wedi ei hepgor;
- (l) y canlynol wedi ei fewnosod ar ôl Atodiad 1—

- (iii) in point B(2)—
 - (aa) “, including those referred to in Council Directive 77/99/EEC” were omitted;
 - (bb) for “Directive 72/462/EEC” there were substituted “Directive 2002/99”;
- (i) in Chapter 7, in Section 3, for “are to be adopted, where necessary, in accordance with the procedure laid down in Article 18” there were substituted “may be set out by the appropriate authority by regulations”;
- (j) in Chapter 9, in point (1)—
 - (i) “Member States shall authorize the importation into the Community of” were omitted;
 - (ii) for “annexed to Decision 79/542/EEC from which the importation of fresh meat of the species concerned is permitted” there were substituted “referred to in Article 10(2)(a) of this Directive may be imported into Wales”;
- (k) Chapter 11 were omitted;
- (l) after Annex 1, there were inserted—

“ANNEX 1A

SERIOUS TRANSMISSIBLE DISEASES

A. Diseases of terrestrial animals

List A.1—

- (1) African horse sickness.
- (2) African swine fever.
- (3) Anthrax.
- (4) Avian influenza (HPAI in poultry, captive birds and wild birds and LPAI in poultry and captive birds).
- (5) Bluetongue.
- (6) Bovine spongiform encephalopathy.
- (7) Classical swine fever.
- (8) Contagious bovine pleuropneumonia.
- (9) Dourine.
- (10) Equine encephalomyelitis of the following types—
 - (a) Eastern equine encephalomyelitis;
 - (b) Japanese encephalitis;

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- (10) Equine encephalomyelitis of the following types—
 - (a) Eastern equine encephalomyelitis;
 - (b) Japanese encephalitis;

- (c) Venezuelan equine encephalomyelitis;
 - (d) West Nile fever;
 - (e) Western equine encephalomyelitis.
 - (11) Equine infectious anaemia.
 - (12) Foot-and-mouth disease.
 - (13) Glanders.
 - (14) Lumpy skin disease.
 - (15) Newcastle disease.
 - (16) Peste des petits ruminants.
 - (17) Infection with rabies virus.
 - (18) Rift Valley fever.
 - (19) Rinderpest.
 - (20) Sheep pox and goat pox.
 - (21) Small hive beetle infestation (*Aethina tumida*).
 - (22) Swine vesicular disease.
 - (23) *Tropilaelaps* infestation of honey bees.
 - (24) Vesicular stomatitis.
- List A.2—
- (1) Bovine brucellosis.
 - (2) Bovine tuberculosis.
 - (3) Enzootic bovine leucosis.
 - (4) Caprine and ovine brucellosis (excluding *Brucella ovis*).

B. Diseases of aquaculture animals

- (1) Epizootic haematopoietic necrosis.
- (2) Infectious haematopoietic necrosis.
- (3) Infectious salmon anaemia (ISA): infection with genotype HPR-deleted of the genus *Isavirus* (ISA V).
- (4) Infection with *Perkinsus marinus*.
- (5) Infection with *Mikrocytos mackini*.
- (6) Infection with *Marteilia refringens*.
- (7) Infection with *Bonamia ostreae*.
- (8) Infection with *Bonamia exitiosa*.
- (9) Koi herpes virus disease.
- (10) Taura syndrome.
- (11) Viral haemorrhagic septicaemia.
- (12) White spot disease.
- (13) Yellowhead disease.”

- (c) Venezuelan equine encephalomyelitis;
 - (d) West Nile fever;
 - (e) Western equine encephalomyelitis.
 - (11) Equine infectious anaemia.
 - (12) Foot-and-mouth disease.
 - (13) Glanders.
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- (7) Infection with *Bonamia ostreae*.
- (8) Infection with *Bonamia exitiosa*.
- (9) Koi herpes virus disease.
- (10) Taura syndrome.
- (11) Viral haemorrhagic septicaemia.
- (12) White spot disease.
- (13) Yellowhead disease.”

Addasiadau i Gyfarwyddeb 2002/99

16.—(1) Mae Cyfarwyddeb 2002/99 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i'w darllen fel pe bai—

- (a) yn y paragraff cyntaf, “and introduction from third countries, for importation into Wales,” wedi ei roi yn lle “and distribution within the Community and the introduction from third countries”;
- (b) yn yr ail baragraff, “the Official Controls Regulation and the legislation” wedi ei roi yn lle “Directives 89/662/EEC and 97/78/EC and the Directives”.

(3) Mae Erthygl 2 i'w darllen fel pe bai—

- (a) yn y paragraff cyntaf, “the Official Controls Regulation” wedi ei roi yn lle “Directive 97/78/EC”;
- (b) ym mhwynt 2, yn y diffiniad o “introduction”—
 - (i) y canlynol wedi ei roi yn lle'r geiriau o “one of the territories listed in Annex I to Directive 97/78/EC” hyd at y diwedd—

“Wales to present those goods to Customs on import, in accordance with section 34 of the Taxation (Cross-Border Trade) Act 2018(1), and place them under the control of an HMRC officer for the purpose of—

- (a) the customs procedures referred to in section 3 of that Act; or
- (b) where a temporary storage declaration has been made in accordance with regulation 8(2) of the Customs (Import Duty) (EU Exit) Regulations 2018(2)—
 - (i) making a Customs declaration in accordance with paragraph 1(1) of Schedule 1 to the Taxation (Cross-Border Trade) Act 2018; or
 - (ii) deciding whether the goods must be exported or destroyed.”;

(1) 2018 p. 22.

(2) O.S. 2018/1248, a ddiwygiwyd gan O.S. 2018/1249, 2019/108, 326, 385, 486, 1215 a 1346, 2020/967, 1088, 1234, 1431, 1449, 1491, 1552 a 1629, 2021/478, 697, 830, 1156, 1205, 1347 a 1444, a 2022/271 a 628; mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

Modifications to Directive 2002/99

16.—(1) Directive 2002/99 is modified as follows.

(2) Article 1 is to be read as if—

- (a) in the first paragraph, for “and distribution within the Community and the introduction from third countries” there were substituted “and introduction from third countries, for importation into Wales,”;
- (b) in the second paragraph, for “Directives 89/662/EEC and 97/78/EC and the Directives” there were substituted “the Official Controls Regulation and the legislation”.

(3) Article 2 is to be read as if—

- (a) in the first paragraph, for “Directive 97/78/EC” there were substituted “the Official Controls Regulation”;
- (b) in point 2, in the definition of “introduction”—
 - (i) for the words from “one of the territories listed in Annex I to Directive 97/78/EC” to the end there were substituted—

“Wales to present those goods to Customs on import, in accordance with section 34 of the Taxation (Cross-Border Trade) Act 2018(1), and place them under the control of an HMRC officer for the purpose of—

- (a) the customs procedures referred to in section 3 of that Act; or
- (b) where a temporary storage declaration has been made in accordance with regulation 8(2) of the Customs (Import Duty) (EU Exit) Regulations 2018(2)—
 - (i) making a Customs declaration in accordance with paragraph 1(1) of Schedule 1 to the Taxation (Cross-Border Trade) Act 2018; or
 - (ii) deciding whether the goods must be exported or destroyed.”;

(1) 2018 c. 22.

(2) S.I. 2018/1248, amended by S.I. 2018/1249, 2019/108, 326, 385, 486, 1215 and 1346, 2020/967, 1088, 1234, 1431, 1449, 1491, 1552 and 1629, 2021/478, 697, 830, 1156, 1205, 1347 and 1444, and 2022/271 and 628; there are other amending instruments but none is relevant.

(ii) y canlynol wedi ei fewnosod ar ôl pwynt 2—

“2A. “HMRC officer” has the meaning given in section 37(1) of the Taxation (Cross-Border Trade) Act 2018.”;

(iii) pwyntiau 3 a 4 wedi eu hepgor.

(4) Mae teitl Pennod 1 i’w ddarllen fel pe bai “INTENDED FOR IMPORTATION INTO WALES” wedi ei roi yn lle “WITHIN THE COMMUNITY”.

(5) Mae Erthygl 3 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) “Food business operators must” wedi ei roi yn lle “Member States shall”;

(ii) “and processing of” wedi ei roi yn lle “, processing and distribution of”;

(iii) “intended for importation into Wales” wedi ei roi yn lle “within the Community”;

(iv) “they” wedi ei roi yn lle “food business operators”;

(b) ym mharagraff 2, “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;

(c) ym mharagraff 3—

(i) ym mhwynt (a), “rules equivalent to the legislation” wedi ei roi yn lle “the rules”;

(ii) ym mhwynt (c), “the Aquatic Animal Health (England and Wales) Regulations 2009 and Regulation (EC) No 1251/2008” wedi ei roi yn lle “Directive 91/67/EEC”.

(6) Mae Erthygl 4 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) yn y geiriau o flaen pwynt (i)—

(aa) “Member states may authorise” wedi ei hepgor;

(bb) “may be authorised” wedi ei fewnosod ar ôl “suspected of being infected,”;

(ii) ym mhwynt (iv), “competent authority of the third country” wedi ei roi yn lle “Member State”;

(iii) yn yr ail is-baragraff, y canlynol wedi ei roi yn lle’r geiriau o “in accordance with Annexes II and III(1)” hyd at y diwedd—

(ii) after point 2, there were inserted—

“2A. “HMRC officer” has the meaning given in section 37(1) of the Taxation (Cross-Border Trade) Act 2018.”;

(iii) points 3 and 4 were omitted.

(4) The title of Chapter 1 is to be read as if for “WITHIN THE COMMUNITY” there were substituted “INTENDED FOR IMPORTATION INTO WALES.”

(5) Article 3 is to be read as if—

(a) in paragraph 1—

(i) for “Member States shall” there were substituted “Food business operators must”;

(ii) for “, processing and distribution of” there were substituted “and processing of”;

(iii) for “within the Community” there were substituted “intended for importation into Wales”;

(iv) for “food business operators” there were substituted “they”;

(b) in paragraph 2, for “Community legislation” there were substituted “legislation in force in Wales”;

(c) in paragraph 3—

(i) in point (a), for “the rules” there were substituted “rules equivalent to the legislation”;

(ii) in point (c), for “Directive 91/67/EEC” there were substituted “the Aquatic Animal Health (England and Wales) Regulations 2009 and Regulation (EC) No 1251/2008”.

(6) Article 4 is to be read as if—

(a) in paragraph 1—

(i) in the words before point (i)—

(aa) “Member states may authorise” were omitted;

(bb) after “suspected of being infected,” there were inserted “may be authorised”;

(ii) in point (iv), for “Member State” there were substituted “competent authority of the third country”;

(iii) in the second subparagraph, for the words from “in accordance with Annexes II and III(1)” to the end there were substituted—

“in accordance with—

- (a) any detailed rules adopted by the appropriate authority by regulations, or
- (b) where detailed rules are yet to be adopted under point (a), Annex 3 or any relevant detailed rules under any enactment in force in relation to Wales.”;

(b) ym mharagraff 2—

- (i) “the Aquatic Animal Health (England and Wales) Regulations 2009 and Regulation (EC) No 1251/2008” wedi ei roi yn lle “Directive 91/67/EEC”;
- (ii) y canlynol wedi ei roi yn lle’r geiriau o “in accordance with further conditions” hyd at y diwedd—

“in accordance with—

- (a) any further conditions adopted by the appropriate authority by regulations, or
- (b) where conditions are yet to be adopted under subparagraph (a), any further conditions set out under any enactment in force in relation to Wales.”;

(c) ym mharagraff 3—

- (i) yn yr is-baragraff cyntaf, “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in certain situations in accordance with the procedure referred to in Article 12(2)”;
- (ii) yn yr ail is-baragraff—
 - (aa) “Wales may” wedi ei roi yn lle “the Community shall”;
 - (bb) “also be adopted by the appropriate authority in accordance with a procedure set out by the appropriate authority in regulations” wedi ei roi yn lle “be adopted in accordance with the same procedure”.

(7) Mae Erthygl 7 i’w darllen fel pe bai—

- (a) “Member States shall take measures to ensure that” wedi ei hepgor;
- (b) “may be” wedi ei roi yn lle “are”;
- (c) “into Wales” wedi ei fewnosod ar ôl “third countries”;

“in accordance with—

- (a) any detailed rules adopted by the appropriate authority by regulations, or
- (b) where detailed rules are yet to be adopted under point (a), Annex 3 or any relevant detailed rules under any enactment in force in relation to Wales.”;

(b) in paragraph 2—

- (i) for “Directive 91/67/EEC” there were substituted “the Aquatic Animal Health (England and Wales) Regulations 2009 and Regulation (EC) No 1251/2008”;
- (ii) for the words from “in accordance with further conditions” to the end there were substituted—

“in accordance with—

- (a) any further conditions adopted by the appropriate authority by regulations, or
- (b) where conditions are yet to be adopted under subparagraph (a), any further conditions set out under any enactment in force in relation to Wales.”;

(c) in paragraph 3—

- (i) in the first subparagraph, for “in certain situations in accordance with the procedure referred to in Article 12(2)” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations”;
- (ii) in the second subparagraph—
 - (aa) for “the Community shall” there were substituted “Wales may”;
 - (bb) for “be adopted in accordance with the same procedure” there were substituted “also be adopted by the appropriate authority in accordance with a procedure set out by the appropriate authority in regulations”.

(7) Article 7 is to be read as if—

- (a) “Member States shall take measures to ensure that” were omitted;
- (b) for “are” there were substituted “may be”;
- (c) after “third countries” there were inserted “into Wales”;

- (d) “and processing of” wedi ei roi yn lle “, processing and distribution of”;
- (e) “in the Community” wedi ei hepgor.
- (8) Mae Erthygl 8 i’w darllen fel pe bai—
- (a) yn y pennawd, “national legislation” wedi ei roi yn lle “Community rules”;
- (b) yn y geiriau o flaen paragraff 1, “the requirements in paragraphs 1 to 5 may be established by the appropriate authority by regulations” wedi ei roi yn lle “the following shall be established in accordance with the procedure referred to in Article 12(2)”;
- (c) ym mharagraff 1—
- (i) yn yr ail frawddeg—
- (aa) “an” wedi ei roi yn lle “a Community”;
- (bb) “the relevant legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
- (ii) yn y drydedd frawddeg, ym mhwynt (c), “Wales” wedi ei roi yn lle “the Community”;
- (iii) yn y drydedd frawddeg, ym mhwynt (f)—
- (aa) “Community” wedi ei hepgor;
- (bb) “appropriate authority” wedi ei roi yn lle “Commission”;
- (iv) yn y drydedd frawddeg, ym mhwynt (g), “Wales” wedi ei roi yn lle “the Community”;
- (d) paragraff 2 wedi ei hepgor;
- (e) ym mharagraff 3, “shall be established in accordance with the procedure referred to in Article 12(2)” wedi ei hepgor;
- (f) ym mharagraff 4, “shall be established in accordance with the procedure referred to in Article 12(2)” wedi ei hepgor;
- (g) ym mharagraff 5, “, may be established in accordance with the procedure referred to in Article 12(2)” wedi ei hepgor.
- (9) Mae Erthygl 9 i’w darllen fel pe bai—
- (a) “Health certificates” wedi ei roi yn lle’r teitl;
- (b) ym mharagraff 1—
- (i) “A relevant health certificate, in the form published by the appropriate authority from time to time, that meets the requirements of Article 3 of Commission Implementing Regulation (EU) 2019/628 concerning model
- (d) for “, processing and distribution of” there were substituted “and processing of”;
- (e) “in the Community” were omitted.
- (8) Article 8 is to be read as if—
- (a) in the heading, for “Community rules” there were substituted “national legislation”;
- (b) in the words before paragraph 1, for “the following shall be established in accordance with the procedure referred to in Article 12(2)” there were substituted “the requirements in paragraphs 1 to 5 may be established by the appropriate authority by regulations”;
- (c) in paragraph 1—
- (i) in the second sentence—
- (aa) for “a Community” there were substituted “an”;
- (bb) for “Community legislation” there were substituted “the relevant legislation in force in Wales”;
- (ii) in the third sentence, in point (c), for “the Community” there were substituted “Wales”;
- (iii) in the third sentence, in point (f)—
- (aa) “Community” were omitted;
- (bb) for “Commission” there were substituted “appropriate authority”;
- (iv) in the third sentence, in point (g), for “the Community” there were substituted “Wales”;
- (d) paragraph 2 were omitted;
- (e) in paragraph 3, “shall be established in accordance with the procedure referred to in Article 12(2)” were omitted;
- (f) in paragraph 4, “shall be established in accordance with the procedure referred to in Article 12(2)” were omitted;
- (g) in paragraph 5, “, may be established in accordance with the procedure referred to in Article 12(2)” were omitted.
- (9) Article 9 is to be read as if—
- (a) for the title there were substituted “Health certificates”;
- (b) in paragraph 1—
- (i) for the words from “A veterinary certificate” to “Annex IV” there were substituted “A relevant health certificate, in the form published by the appropriate authority from time to time, that meets the requirements of Article 3 of

official certificates for certain animals and goods(1)” wedi ei roi yn lle’r geiriau o “A veterinary certificate” hyd at “Annex IV”;

(ii) “Wales” wedi ei roi yn lle “the Community”;

(c) ym mharagraff 2—

(i) yn y geiriau o flaen pwynt (a), “health” wedi ei roi yn lle “veterinary”;

(ii) ym mhwynt (a), “legislation in force in Wales” wedi ei roi yn lle “the Community legislation”;

(iii) ym mhwynt (b), “established or applied under Article 8(4), or applied by other relevant legislation in force in Wales” wedi ei roi yn lle “established in accordance with the procedure referred to in Article 12(2)”;

(d) ym mharagraff 3—

(i) “Health certificates” wedi ei roi yn lle “Documents”;

(ii) “Community” wedi ei hepgor;

(iii) “in force in relation to Wales” wedi ei fewnosod ar ôl “animal health legislation”;

(e) ym mharagraff 4—

(i) “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,” wedi ei roi yn lle “In accordance with the procedure referred to in Article 12(2)”;

(ii) ym mhwynt (a), “make provision” wedi ei roi yn lle “provisions may be made”;

(iii) pwynt (b) wedi ei hepgor;

(iv) ym mhwynt (c)—

(aa) “establish” wedi ei fewnosod ar ddechrau’r frawddeg honno;

(bb) “may be established” wedi ei hepgor.

(10) Mae Erthygl 11 i’w darllen fel pe bai’r canlynol wedi ei roi yn lle’r Erthygl honno—

“11. The appropriate authority may by regulations modify the Annexes or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales)

Commission Implementing Regulation (EU) 2019/628 concerning model official certificates for certain animals and goods(1)”;

(ii) for “the Community” there were substituted “Wales”;

(c) in paragraph 2—

(i) in the words before point (a), for “veterinary” there were substituted “health”;

(ii) in point (a), for “the Community legislation” there were substituted “legislation in force in Wales”;

(iii) in point (b), for “established in accordance with the procedure referred to in Article 12(2)” there were substituted “established or applied under Article 8(4), or applied by other relevant legislation in force in Wales”;

(d) in paragraph 3—

(i) for “Documents” there were substituted “Health certificates”;

(ii) “Community” were omitted;

(iii) after “animal health legislation” there were inserted “in force in relation to Wales”;

(e) in paragraph 4—

(i) for “In accordance with the procedure referred to in Article 12(2)” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,”;

(ii) in point (a), for “provisions may be made” there were substituted “make provision”;

(iii) point (b) were omitted;

(iv) in point (c)—

(aa) at the beginning of that sentence, there were inserted “establish”;

(bb) “may be established” were omitted.

(10) Article 11 is to be read as if for that Article there were substituted—

“11. The appropriate authority may by regulations modify the Annexes or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales)

(1) EUR 2019/628, a ddiwygiwyd gan O.S. 2020/1631.

(1) EUR 2019/628, amended by S.I. 2020/1631.

(EU Exit) Regulations 2022 in order to take account in particular of—

- (i) scientific opinions and scientific knowledge, particularly concerning new risk assessments;
- (ii) technical developments; and
- (iii) the setting of safety targets for animal health.”

(11) Mae Atodiad 1 i’w ddarllen fel pe bai’r canlynol wedi ei roi yn lle’r Atodiad hwnnw—

“ANNEX 1

Diseases of relevance to products of animal origin intended for importation into Wales and for which control measures have been introduced under animal health legislation

<i>Disease</i>	<i>Legislation</i>
Classical swine fever	The Diseases of Swine Regulations 2014 (S.I. 2014/1894), implementing Council Directive 2001/89 on Community measures for the control of classical swine fever
African swine fever	The Diseases of Swine Regulations 2014 (S.I. 2014/1894), implementing Council Directive 2002/60/EC laying down specific provisions for the control of African swine fever
Rinderpest (Cattle Plague)	The Cattle Plague Order of 1928 (S.I. 1928/206)
Sheep and goat plague (Peste des Petits ruminants)	The Specified Diseases (Notification and Slaughter) Order 1992 (S.I. 1992/3159) and the Specified Diseases (Notification) Order 1996 (S.I. 1996/2628)
Swine vesicular disease	The Diseases of Swine Regulations 2014 (S.I. 2014/1894), implementing Council Directive 92/119/EEC introducing general Community measures for the control of certain animal diseases and specific measures relating to swine vesicular disease

(EU Exit) Regulations 2022 in order to take account in particular of—

- (i) scientific opinions and scientific knowledge, particularly concerning new risk assessments;
- (ii) technical developments; and
- (iii) the setting of safety targets for animal health.”

(11) Annex 1 is to be read as if for that Annex there were substituted—

“ANNEX 1

Diseases of relevance to products of animal origin intended for importation into Wales and for which control measures have been introduced under animal health legislation

<i>Disease</i>	<i>Legislation</i>
Classical swine fever	The Diseases of Swine Regulations 2014 (S.I. 2014/1894), implementing Council Directive 2001/89 on Community measures for the control of classical swine fever
African swine fever	The Diseases of Swine Regulations 2014 (S.I. 2014/1894), implementing Council Directive 2002/60/EC laying down specific provisions for the control of African swine fever
Rinderpest (Cattle Plague)	The Cattle Plague Order of 1928 (S.I. 1928/206)
Sheep and goat plague (Peste des Petits ruminants)	The Specified Diseases (Notification and Slaughter) Order 1992 (S.I. 1992/3159) and the Specified Diseases (Notification) Order 1996 (S.I. 1996/2628)
Swine vesicular disease	The Diseases of Swine Regulations 2014 (S.I. 2014/1894), implementing Council Directive 92/119/EEC introducing general Community measures for the control of certain animal diseases and specific measures relating to swine vesicular disease

Foot-and-mouth disease	The Foot-and-Mouth Disease Orders, implementing Council Directive 2003/85/EC on Community measures for the control of foot-and-mouth disease	Foot-and-mouth disease	The Foot-and-Mouth Disease Orders, implementing Council Directive 2003/85/EC on Community measures for the control of foot-and-mouth disease
Avian influenza	The Avian Influenza and Influenza of Avian Origin in Mammals (Wales) (No 2) Order 2006 (S.I. 2006/2927 (W. 262)) and the Avian Influenza (Preventive Measures) (Wales) Regulations 2006 (S.I. 2006/2803 (W. 242)), implementing Council Directive 2005/94/EC on Community measures for the control of avian influenza	Avian influenza	The Avian Influenza and Influenza of Avian Origin in Mammals (Wales) (No 2) Order 2006 (S.I. 2006/2927 (W. 262)) and the Avian Influenza (Preventive Measures) (Wales) Regulations 2006 (S.I. 2006/2803 (W. 242)), implementing Council Directive 2005/94/EC on Community measures for the control of avian influenza
Newcastle disease	The Diseases of Poultry Orders, implementing Council Directive 92/66/EEC introducing Community measures for the control of Newcastle disease	Newcastle disease	The Diseases of Poultry Orders, implementing Council Directive 92/66/EEC introducing Community measures for the control of Newcastle disease
Aquaculture diseases	The Aquatic Animal Health (England and Wales) Regulations 2009 (S.I. 2009/463) and Regulation (EC) No 1251/2008".	Aquaculture diseases	The Aquatic Animal Health (England and Wales) Regulations 2009 (S.I. 2009/463) and Regulation (EC) No 1251/2008".

(12) Mae Atodiad 3 i'w ddarllen fel pe bai, yn y tabl cyntaf sy'n ymwneud â chig, yn y golofn o'r enw "Meat Treatment", yn yr wythfed res yn y tabl hwnnw mewn perthynas â phwynt "(g)", "appropriate authority, in regulations made under Article 4(1)(iv)(a)" wedi ei roi yn lle "Article 12(2) procedure following an opinion by the relevant Scientific Committee".

Addasiadau i Gyfarwyddeb 2004/68

17.—(1) Mae Cyfarwyddeb 2004/68 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i'w darllen fel pe bai "Wales" wedi ei roi yn lle "the Community".

(3) Mae Erthygl 2 i'w darllen fel pe bai—

- (a) pwynt (a) wedi ei hepgor;
- (b) ym mhwynt (b), yn y diffiniad o "authorised third country", "Wales" wedi ei roi yn lle "the Community";

(12) Annex 3 is to be read as if, in the first table concerning meat, in the column entitled "Meat Treatment", in the eighth row of that table concerning point "(g)", for "Article 12(2) procedure following an opinion by the relevant Scientific Committee" there were substituted "appropriate authority, in regulations made under Article 4(1)(iv)(a)".

Modifications to Directive 2004/68

17.—(1) Directive 2004/68 is modified as follows.

(2) Article 1 is to be read as if for "the Community" there were substituted "Wales".

(3) Article 2 is to be read as if—

- (a) point (a) were omitted;
- (b) in point (b), in the definition of "authorised third country", for "the Community" there were substituted "Wales";

- (c) y canlynol wedi ei fewnosod ar ôl pwynt (b)—
- “border control post’ has the meaning given in Article 3 of the Official Controls Regulation;”;
- (d) ym mhwynt (c), yn y diffiniad o “official veterinarian”, “has the meaning given in Article 3 of the Official Controls Regulation” wedi ei roi yn lle’r geiriau o “shall mean a” hyd at y diwedd.
- (4) Mae teitl Pennod 2 i’w ddarllen fel pe bai “Wales” wedi ei roi yn lle “the Community”.
- (5) Mae Erthygl 3 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
- (i) yn yr is-baragraff cyntaf, “Wales” wedi ei roi yn lle “the Community”;
- (ii) yn yr is-baragraff cyntaf, y canlynol wedi ei roi yn lle’r geiriau o “or lists to be drawn up” hyd at ddiwedd y frawddeg honno—
- “authorised by legislation in force in Wales.
- The appropriate authority may by regulations draw up lists of third countries from which the animals covered by this Directive may be imported into Wales.”;
- (iii) yn yr ail is-baragraff, “the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, provide” wedi ei roi yn lle “it may be decided in accordance with the procedure referred to in Article 14(2)”;
- (iv) yn y trydydd is-baragraff, “Wales” wedi ei roi yn lle “the Community”;
- (b) ym mharagraff 2—
- (i) “Wales” wedi ei roi yn lle “the Community”;
- (ii) “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations,” wedi ei roi yn lle “in accordance with the procedure referred to in Article 14(2)”.
- (6) Mae Erthygl 4 i’w darllen fel pe bai—
- (a) ym mhwynt (a), “Wales” wedi ei roi yn lle “the Community”;
- (b) ym mhwynt (d), “Wales” wedi ei roi yn lle “the Community”;
- (c) after point (b), there were inserted—
- “border control post’ has the meaning given in Article 3 of the Official Controls Regulation;”;
- (d) in point (c), in the definition of “official veterinarian”, for the words from “shall mean a” to the end there were substituted “has the meaning given in Article 3 of the Official Controls Regulation”.
- (4) The title of Chapter 2 is to be read as if for “the Community” there were substituted “Wales”.
- (5) Article 3 is to be read as if—
- (a) in paragraph 1—
- (i) in the first subparagraph, for “the Community” there were substituted “Wales”;
- (ii) in the first subparagraph, for the words from “or lists to be drawn up” to the end of that sentence there were substituted—
- “authorised by legislation in force in Wales.
- The appropriate authority may by regulations draw up lists of third countries from which the animals covered by this Directive may be imported into Wales.”;
- (iii) in the second subparagraph, for “it may be decided in accordance with the procedure referred to in Article 14(2)” there were substituted “the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, provide”;
- (iv) in the third subparagraph, for “the Community” there were substituted “Wales”;
- (b) in paragraph 2—
- (i) for “the Community” there were substituted “Wales”;
- (ii) for “in accordance with the procedure referred to in Article 14(2)” there were substituted “by the appropriate authority, in accordance with a procedure set out by the appropriate authority by regulations,”.
- (6) Article 4 is to be read as if—
- (a) in point (a), for “the Community” there were substituted “Wales”;
- (b) in point (d), for “the Community” there were substituted “Wales”;

- (c) ym mhwynt (f), “appropriate authority” wedi ei roi yn lle “Commission and the Member States”;
- (d) ym mhwynt (h)—
- (i) “Community” wedi ei hepgor;
 - (ii) “appropriate authority” wedi ei roi yn lle “Commission”.
- (7) Mae Erthygl 6 i’w darllen fel pe bai—
- (a) yn y teitl, “Wales” wedi ei roi yn lle “the Community”;
 - (b) ym mharagraff 1—
 - (i) yn y frawddeg gyntaf—
 - (aa) “Wales” wedi ei roi yn lle “the Community”;
 - (bb) “set out by the appropriate authority by regulations” wedi ei roi yn lle “laid down in accordance with the procedure referred to in Article 14(2)”; - (ii) ym mhwynt (d), “Wales” wedi ei roi yn lle “the Community”;
 - (iii) ym mhwynt (e), “imports into Wales” wedi ei roi yn lle “intra-Community trade”; - (c) ym mharagraff 2, “set out in legislation in force in Wales” wedi ei roi yn lle “laid down in Community legislation”;
 - (d) ym mharagraff 3, “appropriate authority” wedi ei roi yn lle “Community”.
- (8) Mae Erthygl 7 i’w darllen fel pe bai—
- (a) yn y teitl, “Wales” wedi ei roi yn lle “the Community”;
 - (b) yn y geiriau o flaen pwynt (a), “Wales” wedi ei roi yn lle “the Community”;
 - (c) ym mhwynt (c), “Wales” wedi ei roi yn lle “the Community”;
 - (d) ym mhwynt (d)—
 - (i) “Wales” wedi ei roi yn lle “the Community”;
 - (ii) “Regulation (EC) No 1/2005” wedi ei roi yn lle “Directive 91/628/EEC”; - (e) ym mhwynt (e)—
 - (i) “relevant health certificate, in the form published by the appropriate authority from time to time” wedi ei roi yn lle “veterinary certificate”, yn y lle cyntaf y mae’n digwydd;
- (c) in point (f), for “Commission and the Member States” there were substituted “appropriate authority”;
- (d) in point (h)—
- (i) “Community” were omitted;
 - (ii) for “Commission” there were substituted “appropriate authority”.
- (7) Article 6 is to be read as if—
- (a) in the title, for “the Community” there were substituted “Wales”;
 - (b) in paragraph 1—
 - (i) in the first sentence—
 - (aa) for “the Community” there were substituted “Wales”;
 - (bb) for “laid down in accordance with the procedure referred to in Article 14(2)” there were substituted “set out by the appropriate authority by regulations”; - (ii) in point (d), for “the Community” there were substituted “Wales”;
 - (iii) in point (e), for “intra-Community trade” there were substituted “imports into Wales”; - (c) in paragraph 2, for “laid down in Community legislation” there were substituted “set out in legislation in force in Wales”;
 - (d) in paragraph 3, for “Community” there were substituted “appropriate authority”.
- (8) Article 7 is to be read as if—
- (a) in the title, for “the Community” there were substituted “Wales”;
 - (b) in the words before point (a), for “the Community” there were substituted “Wales”;
 - (c) in point (c), for “the Community” there were substituted “Wales”;
 - (d) in point (d)—
 - (i) for “the Community” there were substituted “Wales”;
 - (ii) for “Directive 91/628/EEC” there were substituted “Regulation (EC) No 1/2005”; - (e) in point (e)—
 - (i) for “veterinary certificate”, in the first place where it occurs, there were substituted “relevant health certificate, in the form published by the appropriate authority from time to time”;

- (ii) y geiriau o “and with a specimen” hyd at ddiwedd y frawddeg honno wedi eu hepgor;
- (iii) “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “under the same procedure”;
- (f) ym mhwynt (f)—
- (i) “Wales” wedi ei roi yn lle “the Community”;
- (ii) “a designated border control post” wedi ei roi yn lle “an agreed border inspection post”;
- (iii) “Article 47 of the Official Controls Regulation” wedi ei roi yn lle “Article 4 of Directive 91/496/EEC”.
- (9) Mae Erthygl 8 i’w darllen fel pe bai—
- (a) yn y geiriau o flaen pwynt (a)—
- (i) “, including model veterinary certificates,” wedi ei hepgor;
- (ii) “set out by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “laid down in accordance with the procedure referred to in Article 14(2)”;
- (b) pwynt (a) wedi ei hepgor;
- (c) ym mhwynt (d)—
- (i) “Wales” wedi ei roi yn lle “the Community”, yn y ddau le y mae’n digwydd;
- (ii) “designated border control posts” wedi ei roi yn lle “approved Community border inspection posts”;
- (d) ym mhwynt (f)—
- (i) “a designated border control post” wedi ei roi yn lle “an approved Community border inspection post”;
- (ii) “Wales” wedi ei roi yn lle “the Community”.
- (10) Mae Erthygl 9 i’w darllen fel pe bai—
- (a) “and in accordance with the procedure referred to in Article 14(2),” wedi ei hepgor;
- (b) “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei fewnosod ar ôl “conditions may be established”;
- (c) “Wales” wedi ei roi yn lle “the Community”.
- (ii) the words from “and with a specimen” to the end of that sentence were omitted;
- (iii) for “under the same procedure” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (f) in point (f)—
- (i) for “the Community” there were substituted “Wales”;
- (ii) for “an agreed border inspection post” there were substituted “a designated border control post”;
- (iii) for “Article 4 of Directive 91/496/EEC” there were substituted “Article 47 of the Official Controls Regulation”.
- (9) Article 8 is to be read as if—
- (a) in the words before point (a)—
- (i) “, including model veterinary certificates,” were omitted;
- (ii) for “laid down in accordance with the procedure referred to in Article 14(2)” there were substituted “set out by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (b) point (a) were omitted;
- (c) in point (d)—
- (i) for “the Community”, in both places where it occurs, there were substituted “Wales”;
- (ii) for “approved Community border inspection posts” there were substituted “designated border control posts”;
- (d) in point (f)—
- (i) for “an approved Community border inspection post” there were substituted “a designated border control post”;
- (ii) for “the Community” there were substituted “Wales”.
- (10) Article 9 is to be read as if—
- (a) “and in accordance with the procedure referred to in Article 14(2),” were omitted;
- (b) after “conditions may be established” there were inserted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (c) for “the Community” there were substituted “Wales”.

(11) Mae Erthygl 10 i'w darllen fel pe bai—

- (a) “and in accordance with the procedure referred to in Article 14(2),” wedi ei hepgor;
- (b) “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei fewnosod ar ôl “a specific period may be determined”.

(12) Mae Erthygl 11 i'w darllen fel pe bai—

- (a) yn y pennawd, “Health” wedi ei roi yn lle “Veterinary”;
- (b) ym mharagraff 1—
 - (i) “health” wedi ei roi yn lle “veterinary”;
 - (ii) “Wales” wedi ei roi yn lle “the Community”;
- (c) ym mharagraff 2—
 - (i) “health” wedi ei roi yn lle “veterinary”;
 - (ii) “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
- (d) ym mharagraff 3—
 - (i) “health” wedi ei roi yn lle “veterinary”;
 - (ii) “legislation in force in Wales” wedi ei roi yn lle “Community legislation”;
- (e) ym mharagraff 4—
 - (i) “health” wedi ei roi yn lle “veterinary”;
 - (ii) “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 14(2)”.

(13) Mae Erthygl 13 i'w darllen fel pe bai—

- (a) ym mharagraff 1—
 - (i) “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 14(2)”;
 - (ii) pwyntiau (d) ac (e) wedi eu hepgor;
- (b) y canlynol wedi ei roi yn lle paragraff 2—

“2 The appropriate authority may by regulations—

 - (a) modify the Annexes in order to take account of, in particular—

(11) Article 10 is to be read as if—

- (a) “and in accordance with the procedure referred to in Article 14(2),” were omitted;
- (b) after “a specific period may be determined” there were inserted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”.

(12) Article 11 is to be read as if—

- (a) in the heading, for “Veterinary” there were substituted “Health”;
- (b) in paragraph 1—
 - (i) for “veterinary” there were substituted “health”;
 - (ii) for “the Community” there were substituted “Wales”;
- (c) in paragraph 2—
 - (i) for “veterinary” there were substituted “health”;
 - (ii) for “Community legislation” there were substituted “legislation in force in Wales”;
- (d) in paragraph 3—
 - (i) for “veterinary” there were substituted “health”;
 - (ii) for “Community legislation” there were substituted “legislation in force in Wales”;
- (e) in paragraph 4—
 - (i) for “veterinary” there were substituted “health”;
 - (ii) for “in accordance with the procedure referred to in Article 14(2)” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”.

(13) Article 13 is to be read as if—

- (a) in paragraph 1—
 - (i) for “in accordance with the procedure referred to in Article 14(2)” there were substituted “by the appropriate authority by regulations”;
 - (ii) points (d) and (e) were omitted;
- (b) for paragraph 2 there were substituted—

“2. The appropriate authority may by regulations—

 - (a) modify the Annexes in order to take account of, in particular—

- (i) scientific opinions and scientific knowledge particularly concerning new risk assessments;
 - (ii) technical developments and amendments to international standards;
 - (iii) the setting of safety targets for animal health;
- (b) amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”
- (14) Mae Atodiad 3 i’w ddarllen fel pe bai—
- (a) yn y teitl, “health” wedi ei roi yn lle “veterinary”;
 - (b) ym mharagraff 1, “health” wedi ei roi yn lle “veterinary”;
 - (c) ym mharagraff 2—
 - (i) “In Wales, health” wedi ei roi yn lle “Veterinary”;
 - (ii) “English and Welsh.” wedi ei roi yn lle’r geiriau o “the official language or languages” hyd at y diwedd;
 - (d) ym mharagraff 3—
 - (i) “health” wedi ei roi yn lle “veterinary”;
 - (ii) “Wales” wedi ei roi yn lle “the Community”;
 - (e) ym mharagraff 4, “Health” wedi ei roi yn lle “Veterinary”;
 - (f) ym mharagraff 5, “health” wedi ei roi yn lle “veterinary”, yn y ddau le y mae’n digwydd;
 - (g) ym mharagraff 6, “health” wedi ei roi yn lle “veterinary”.

Addasiadau i Gyfarwyddeb 2009/156

18.—(1) Mae Cyfarwyddeb 2009/156 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i’w darllen fel pe bai “movement between Member States and” wedi ei hepgor.

(3) Mae Erthygl 2 i’w darllen fel pe bai—

- (a) ym mhwynt (c), yn y diffiniad o “registered Equidae”, “as mentioned in Article 2(e) of Regulation (EU) 2015/262(1), and” wedi ei roi yn lle’r geiriau o “as defined in Council Directive 90/427/EEC” hyd at “equidae”;

- (i) scientific opinions and scientific knowledge particularly concerning new risk assessments;
 - (ii) technical developments and amendments to international standards;
 - (iii) the setting of safety targets for animal health;
- (b) amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(14) Annex 3 is to be read as if—

- (a) in the title, for “veterinary” there were substituted “health”;
- (b) in paragraph 1, for “veterinary” there were substituted “health”;
- (c) in paragraph 2—
 - (i) for “Veterinary” there were substituted “In Wales, health”;
 - (ii) for the words from “the official language or languages” to the end there were substituted “English and Welsh.”;
- (d) in paragraph 3—
 - (i) for “veterinary” there were substituted “health”;
 - (ii) for “the Community” there were substituted “Wales”;
- (e) in paragraph 4, for “Veterinary” there were substituted “Health”;
- (f) in paragraph 5, for “veterinary”, in both places where it occurs, there were substituted “health”;
- (g) in paragraph 6, for “veterinary” there were substituted “health”.

Modifications to Directive 2009/156

18.—(1) Directive 2009/156 is modified as follows.

(2) Article 1 is to be read as if “movement between Member States and” were omitted.

(3) Article 2 is to be read as if—

- (a) in point (c), in the definition of “registered Equidae”, for the words from “as defined in Council Directive 90/427/EEC” to “equidae” there were substituted “as mentioned in Article 2(e) of Regulation (EU) 2015/262(1), and”;

(1) EUR 2015/262, a ddiwygiwyd gan O.S. 2019/591 a 2020/1388.

(1) EUR 2015/262, amended by S.I. 2019/591 and 2020/1388.

- (b) y canlynol wedi ei fewnosod ar ôl pwynt (c)—
- “(ca) ‘unregistered equidae’ means equidae other than those mentioned in point (c);”;
- (c) ym mhwynt (d), yn y diffiniad o “equidae for slaughter”, “, referred to in Article 7,” wedi ei hepgor;
- (d) ym mhwynt (f), yn y diffiniad o “Member State or third country free from African horse sickness”, “Member State or” wedi ei hepgor, yn y ddau le y mae’n digwydd;
- (e) ym mhwynt (h), yn y diffiniad o “official veterinarian”, “Member State or of a” wedi ei hepgor;
- (f) ym mhwynt (i), yn y diffiniad o “temporary admission”, “Wales” wedi ei roi yn lle “Community territory”;
- (g) y canlynol wedi ei fewnosod ar ôl pwynt (i)—
- “(j) ‘approved marshalling centre’ means an assembly centre as defined in Article 2(2)(o) of Directive 64/432;
- (k) ‘Regulation (EU) 2015/262’ means Commission Implementing Regulation (EU) 2015/262 laying down rules pursuant to Council Directives 90/427/EEC and 2009/156/EC as regards the methods for the identification of equidae;
- (l) ‘Regulation (EU) 2018/659’ means Commission Implementing Regulation (EU) 2018/659 on the conditions for the entry into the Union of live equidae and of semen, ova and embryos of equidae(1).”

(4) Mae teitl Pennod 2 i’w ddarllen fel pe bai “General requirements for the purposes of Articles 13(2), 15(a) and 16(1)” wedi ei roi yn lle’r teitl hwnnw.

(5) Yn Erthygl 4—

- (a) ym mharagraff 1—
- (i) yn yr ail frawddeg, “of registered equidae” wedi ei fewnosod ar ôl “Inspection”;
- (ii) “Inspection of all other equidae must be carried out on the day of loading of the animals for dispatch to Wales” wedi ei roi yn lle’r geiriau o “In the case of registered equidae” hyd at y diwedd;

(b) after point (c), there were inserted—

“(ca) ‘unregistered equidae’ means equidae other than those mentioned in point (c);”;

- (c) in point (d), in the definition of “equidae for slaughter”, “, referred to in Article 7,” were omitted;
- (d) in point (f), in the definition of “Member State or third country free from African horse sickness”, “Member State or”, in both places where it occurs, were omitted;
- (e) in point (h), in the definition of “official veterinarian”, “Member State or of a” were omitted;
- (f) in point (i), in the definition of “temporary admission”, for “Community territory” there were substituted “Wales”;
- (g) after point (i), there were inserted—
- “(j) ‘approved marshalling centre’ means an assembly centre as defined in Article 2(2)(o) of Directive 64/432;
- (k) ‘Regulation (EU) 2015/262’ means Commission Implementing Regulation (EU) 2015/262 laying down rules pursuant to Council Directives 90/427/EEC and 2009/156/EC as regards the methods for the identification of equidae;
- (l) ‘Regulation (EU) 2018/659’ means Commission Implementing Regulation (EU) 2018/659 on the conditions for the entry into the Union of live equidae and of semen, ova and embryos of equidae(1).”

(4) The title of Chapter 2 is to be read as if for that title there were substituted “General requirements for the purposes of Articles 13(2), 15(a) and 16(1)”.

(5) In Article 4—

- (a) in paragraph 1—
- (i) in the second sentence, after “Inspection” there were inserted “of registered equidae”;
- (ii) for the words from “In the case of registered equidae” to the end, there were substituted “Inspection of all other equidae must be carried out on the day of loading of the animals for dispatch to Wales”;

(1) EUR 2018/659, a ddiwygiwyd gan O.S. 2020/1462 a 2022/735.

(1) EUR 2018/659, amended by S.I. 2020/1462 and 2022/735.

- (b) ym mharagraff 4(a)—
- (i) yn yr is-baragraff cyntaf, “Regulation (EU) 2015/262” wedi ei roi yn lle “Directive 90/427/EEC”;
 - (ii) yn yr ail is-baragraff, “is set out in Articles 34 to 36 of Regulation (EU) 2015/262, as from time to time supplemented by any procedures that may be adopted by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle’r geiriau o “shall be adopted” hyd at y diwedd;
- (c) ym mharagraff 4(b), “Regulation (EU) 2015/262 and any new methods that may be established by the appropriate authority by regulations” wedi ei roi yn lle’r geiriau o “accordance with” hyd at ddiwedd y frawddeg honno;
- (d) ym mharagraff 5, yn yr ail is-baragraff, “appropriate authority” wedi ei roi yn lle “Commission”;
- (e) ym mharagraff 6—
- (i) yn y geiriau o flaen pwynt (a), “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, draw up a voluntary or compulsory programme for a disease to which equidae are susceptible” wedi ei roi yn lle’r geiriau o “Where a Member State draws up” hyd at “from 1 July 2013 for Croatia”;
 - (ii) pwynt (h) wedi ei hepgor;
 - (iii) y canlynol wedi ei roi yn lle’r ail is-baragraff—
- “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.”;
- (iv) y trydydd is-baragraff wedi ei hepgor.
- (6) Yn Erthygl 5—
- (a) ym mharagraff 1, “third country” wedi ei roi yn lle “Member State”;
 - (b) ym mharagraff 2, “third country” wedi ei roi yn lle “Member State”;
 - (c) ym mharagraff 3, “specified in the African Horse Sickness (Wales) Regulations
- (b) in paragraph 4(a)—
- (i) in the first subparagraph, for “Directive 90/427/EEC” there were substituted “Regulation (EU) 2015/262”;
 - (ii) in the second subparagraph, for the words from “shall be adopted” to the end there were substituted “is set out in Articles 34 to 36 of Regulation (EU) 2015/262, as from time to time supplemented by any procedures that may be adopted by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (c) in paragraph 4(b), for the words from “accordance with” to the end of that sentence there were substituted “Regulation (EU) 2015/262 and any new methods that may be established by the appropriate authority by regulations”;
- (d) in paragraph 5, in the second subparagraph, for “Commission” there were substituted “appropriate authority”;
- (e) in paragraph 6—
- (i) in the words before point (a), for the words from “Where a Member State draws up” to “from 1 July 2013 for Croatia” there were substituted “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, draw up a voluntary or compulsory programme for a disease to which equidae are susceptible”;
 - (ii) point (h) were omitted;
 - (iii) for the second subparagraph, there were substituted—
- “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.”;
- (iv) the third subparagraph were omitted.
- (6) In Article 5—
- (a) in paragraph 1, for “Member State” there were substituted “third country”;
 - (b) in paragraph 2, for “Member State” there were substituted “third country”;
 - (c) in paragraph 3, for the words from “specified in” to the end there were substituted “specified

2013(1).” wedi ei roi yn lle’r geiriau o “specified in” hyd at y diwedd;

- (d) ym mharagraff 4, “the relevant provisions of the legislation referred to in paragraph 3” wedi ei roi yn lle “Article 6(1)(d) of Directive 92/35/EEC”;
- (e) ym mharagraff 5—
 - (i) yn y geiriau o flaen pwynt (a), “third country” wedi ei roi yn lle “Member State”;
 - (ii) ym mhwynt (a), “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 21(3)”;
 - (iii) ym mhwynt (c), “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out other monitoring methods;” wedi ei roi yn lle’r ail is-baragraff.

(7) Mae Erthygl 11 i’w darllen fel pe bai “Wales” wedi ei roi yn lle “the Community”.

(8) Mae Erthygl 12 i’w darllen fel pe bai—

- (a) ym mharagraff 1—
 - (i) yn yr is-baragraff cyntaf—
 - (aa) “Wales” wedi ei roi yn lle “the Community”;
 - (bb) “authorised by legislation in force in Wales. The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, draw up lists of third countries from which equidae may be imported.” wedi ei roi yn lle’r geiriau o “to be drawn up” hyd at ddiwedd y frawddeg honno;
 - (ii) yn yr ail is-baragraff, “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 21(2)”;
 - (iii) yn y trydydd is-baragraff, “and from the Community” wedi ei hepgor;
- (b) ym mharagraff 2—
 - (i) ym mhwynt (a), “Wales” wedi ei roi yn lle “the Community”;

in the African Horse Sickness (Wales) Regulations 2013(1).”;

- (d) in paragraph 4, for “Article 6(1)(d) of Directive 92/35/EEC” there were substituted “the relevant provisions of the legislation referred to in paragraph 3”;
- (e) in paragraph 5—
 - (i) in the words before point (a), for “Member State” there were substituted “third country”;
 - (ii) in point (a), for “in accordance with the procedure referred to in Article 21(3)” there were substituted “by the appropriate authority by regulations”;
 - (iii) in point (c), for the second subparagraph there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out other monitoring methods;”.

(7) Article 11 is to be read as if for “the Community” there were substituted “Wales”.

(8) Article 12 is to be read as if—

- (a) in paragraph 1—
 - (i) in the first subparagraph—
 - (aa) for “the Community” there were substituted “Wales”;
 - (bb) for the words from “to be drawn up” to the end of that sentence there were substituted “authorised by legislation in force in Wales. The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, draw up lists of third countries from which equidae may be imported.”;
 - (ii) in the second subparagraph, for “in accordance with the procedure referred to in Article 21(2)” there were substituted “by the appropriate authority by regulations”;
 - (iii) in the third subparagraph, “and from the Community” were omitted;
- (b) in paragraph 2—
 - (i) in point (a), for “the Community” there were substituted “Wales”;

(1) O.S. 2013/1662 (Cy. 158), a ddiwygiwyd gan O.S. 2019/371 (Cy. 92) a 463 (Cy. 111).

(1) S.I. 2013/1662 (W. 158), amended by S.I. 2019/371 (W. 92) and 463 (W. 111).

- (ii) ym mhwynt (d), “Wales” wedi ei roi yn lle “the Community”;
 - (iii) ym mhwynt (f), “appropriate authority” wedi ei roi yn lle “Commission and the Member States”;
 - (iv) ym mhwynt (h)—
 - (aa) “Community” wedi ei hepgor;
 - (bb) “appropriate authority” wedi ei roi yn lle “Commission”;
- (c) paragraff 3 wedi ei hepgor;
- (d) ym mharagraff 4, “may be established by the appropriate authority by regulations or in accordance with a procedure set out by the appropriate authority by regulations.” wedi ei roi yn lle’r geiriau o “shall be established” hyd at y diwedd;
- (e) ym mharagraff 5, “may be established by the appropriate authority by regulations or in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle’r geiriau “may be adopted in accordance with the procedure referred to in Article 21(2)”.
- (9) Mae Erthygl 13 i’w darllen fel pe bai, ym mharagraff 2—
- (a) yn y geiriau o flaen pwynt (a), “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, provide” wedi ei roi yn lle “In accordance with the procedure referred to in Article 21(2) it may be decided”;
 - (b) ym mhwynt (b), “Wales” wedi ei roi yn lle “the Community”.
- (10) Mae Erthygl 14 i’w darllen fel pe bai “Wales” wedi ei roi yn lle “the Member State of destination”.
- (11) Mae Erthygl 15 i’w darllen fel pe bai—
- (a) yn y geiriau o flaen pwynt (a), “referred to in” wedi ei roi yn lle “drawn up in accordance with”;
 - (b) ym mhwynt (a)—
 - (i) “in Regulation (EU) 2018/659 or any animal health requirements” wedi ei fewnosod ar ôl “animal health requirements”;
 - (ii) “species in question and” wedi ei roi yn lle “species in question,”;
 - (iii) “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 21(2)”;
- (ii) in point (d), for “the Community” there were substituted “Wales”;
 - (iii) in point (f), for “Commission and the Member States” there were substituted “appropriate authority”;
 - (iv) in point (h)—
 - (aa) “Community” were omitted;
 - (bb) for “Commission” there were substituted “appropriate authority”;
- (c) paragraph 3 were omitted;
- (d) in paragraph 4, for the words from “shall be established” to the end, there were substituted “may be established by the appropriate authority by regulations or in accordance with a procedure set out by the appropriate authority by regulations.”;
- (e) in paragraph 5, for the words “may be adopted in accordance with the procedure referred to in Article 21(2)” there were substituted “may be established by the appropriate authority by regulations or in accordance with a procedure set out by the appropriate authority by regulations”.
- (9) Article 13 is to be read as if, in paragraph 2—
- (a) in the words before point (a), for “In accordance with the procedure referred to in Article 21(2) it may be decided” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, provide”;
 - (b) in point (b), for “the Community” there were substituted “Wales”.
- (10) Article 14 is to be read as if for “the Member State of destination” there were substituted “Wales”.
- (11) Article 15 is to be read as if—
- (a) in the words before point (a), for “drawn up in accordance with” there were substituted “referred to in”;
 - (b) in point (a)—
 - (i) after “animal health requirements” there were inserted “in Regulation (EU) 2018/659 or any animal health requirements”;
 - (ii) for “species in question,” there were substituted “species in question and”;
 - (iii) for “in accordance with the procedure referred to in Article 21(2)” there were substituted “by the appropriate authority by regulations”;

- (c) ym mhwynt (b)(ii)—
- (i) yn y paragraff cyntaf, “authorised for use in Regulation 2018/659 or by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “recognised in accordance with the procedure referred to in Article 21(2)”;
 - (ii) y canlynol wedi ei roi yn lle’r ail baragraff—
“The appropriate authority may by regulations set out the categories of male equidae to which this requirement applies.”
- (12) Mae Erthygl 16 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
 - (i) yn y geiriau o flaen pwynt (a), “relevant health certificate, in the form published by the appropriate authority from time to time,” wedi ei roi yn lle “health certificate” yn y lle cyntaf y mae’n digwydd;
 - (ii) ym mhwynt (a), “Wales” wedi ei roi yn lle “the Member State of destination”;
 - (iii) ym mhwynt (b), “English and Welsh” wedi ei roi yn lle’r geiriau o “one of the official” hyd at y diwedd;
 - (iv) y frawddeg olaf wedi ei hepgor;
 - (b) paragraff 2 wedi ei hepgor.
- (13) Mae Erthygl 17 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
 - (i) “Wales” wedi ei roi yn lle “the Member State of destination”;
 - (ii) “as referred to in Article 7,” wedi ei hepgor;
 - (iii) “the period specified in Article 21 of Regulation (EU) 2018/659” wedi ei roi yn lle “a period specified in the decisions to be adopted pursuant to Article 15”;
 - (b) ym mharagraff 2—
 - (i) “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 21(2)”;
 - (ii) “of the Member State of destination” wedi ei hepgor.
- (c) in point (b)(ii)—
- (i) in the first paragraph, for “recognised in accordance with the procedure referred to in Article 21(2)” there were substituted “authorised for use in Regulation 2018/659 or by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
 - (ii) for the second paragraph there were substituted—
“The appropriate authority may by regulations set out the categories of male equidae to which this requirement applies.”
- (12) Article 16 is to be read as if—
- (a) in paragraph 1—
 - (i) in the words before point (a), for “health certificate” in the first place where it occurs, there were substituted “relevant health certificate, in the form published by the appropriate authority from time to time,”;
 - (ii) in point (a), for “the Member State of destination” there were substituted “Wales”;
 - (iii) in point (b), for the words from “one of the official” to the end there were substituted “English and Welsh”;
 - (iv) the last sentence were omitted;
 - (b) paragraph 2 were omitted.
- (13) Article 17 is to be read as if—
- (a) in paragraph 1—
 - (i) for “the Member State of destination” there were substituted “Wales”;
 - (ii) “as referred to in Article 7,” were omitted;
 - (iii) for “a period specified in the decisions to be adopted pursuant to Article 15” there were substituted “the period specified in Article 21 of Regulation (EU) 2018/659”;
 - (b) in paragraph 2—
 - (i) for “in accordance with the procedure referred to in Article 21(2)” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
 - (ii) “of the Member State of destination” were omitted.

(14) Mae Erthygl 19 i'w darllen fel pe bai—

- (a) “The appropriate authority may by regulations set out a procedure to” wedi ei roi yn lle'r geiriau o flaen pwynt (a);
- (b) ym mhwynt (a), “determine that” wedi ei roi yn lle “it may be decided that”;
- (c) ym mhwynt (b)—
 - (i) “establish that,” wedi ei fewnosod ar y dechrau;
 - (ii) “Wales” wedi ei roi yn lle “Community territory” yn y ddau le y mae'n digwydd”;
 - (iii) “, shall be established” wedi ei hepgor;
- (d) ym mhwynt (c)—
 - (i) “determine that” wedi ei fewnosod ar y dechrau;
 - (ii) “shall be determined” wedi ei hepgor;
- (e) ym mhwynt (d)—
 - (i) “designate” wedi ei fewnosod ar y dechrau;
 - (ii) “and provide” wedi ei roi yn lle “may be designated and”;
 - (iii) “national” wedi ei roi yn lle “Community”;
 - (iv) “Wales” wedi ei roi yn lle “Member States shall be provided for”.

(15) Mae Erthygl 20 i'w darllen fel pe bai'r canlynol wedi ei roi yn lle'r testun presennol—

“20. The appropriate authority may by regulations modify Annexes 1 and 4, or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(16) Mae Atodiad 4 i'w darllen fel pe bai, yn Rhan B—

- (a) yn y geiriau o flaen pwynt 1, yn y pedwerydd is-baragraff, “the European Union Reference Laboratory or” wedi ei hepgor;
- (b) ym mhwynt 2.1, yn y paragraff cyntaf, yr ail a'r drydedd frawddeg wedi eu hepgor.

Addasiadau i Gyfarwyddeb 2009/158

19.—(1) Mae Cyfarwyddeb 2009/158 wedi ei haddasu fel a ganlyn.

(2) Mae Erthygl 1 i'w darllen fel pe bai “intra-Community trade in, and” wedi ei hepgor.

(14) Article 19 is to be read as if—

- (a) for the words before point (a), there were substituted “The appropriate authority may by regulations set out a procedure to”;
- (b) in point (a), for “it may be decided that” there were substituted “determine that”;
- (c) in point (b)—
 - (i) at the beginning there were inserted “establish that,”;
 - (ii) in both places where it occurs, for “Community territory” there were substituted “Wales”;
 - (iii) “, shall be established” were omitted;
- (d) in point (c)—
 - (i) at the beginning there were inserted “determine that”;
 - (ii) “shall be determined” were omitted;
- (e) in point (d)—
 - (i) at the beginning there were inserted “designate”;
 - (ii) for “may be designated and” there were substituted “and provide”;
 - (iii) for “Community” there were substituted “national”;
 - (iv) for “Member States shall be provided for” there were substituted “Wales”.

(15) Article 20 is to be read as if for the existing text there were substituted—

“20. The appropriate authority may by regulations modify Annexes 1 and 4, or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022.”

(16) Annex 4 is to be read as if, in Part B—

- (a) in the words before point 1, in the fourth subparagraph, “the European Union Reference Laboratory or” were omitted;
- (b) in point 2.1, in the first paragraph, the second and third sentences were omitted.

Modifications to Directive 2009/158

19.—(1) Directive 2009/158 is modified as follows.

(2) Article 1 is to be read as if “intra-Community trade in, and” were omitted.

(3) Mae Erthygl 2 i'w darllen fel pe bai—

- (a) yn y paragraff cyntaf, “has the meaning given in Article 3 of the Official Controls Regulation” wedi ei roi yn lle'r geiriau o “and ‘third country’” hyd at y diwedd;
- (b) ym mhwynt 11, yn y diffiniad o “approved laboratory”, “located in the territory of a Member State,” wedi ei hepgor;
- (c) ym mhwynt 14, yn y diffiniad o “outbreak”, “means the holding or place situated in the territory of the relevant third country where animals are assembled and where one or more cases has or have been officially confirmed” wedi ei roi yn lle'r geiriau o “means an outbreak” hyd at y diwedd.

(4) Mae teitl Pennod 2 i'w ddarllen fel pe bai “ANIMAL HEALTH CONDITIONS RETAINED FOR THE PURPOSE OF SETTING IMPORT REQUIREMENTS IN REGULATIONS MADE UNDER ARTICLE 25(1)(b)” wedi ei roi yn lle'r teitl hwnnw.

(5) Mae Erthygl 5 i'w darllen fel pe bai—

- (a) “imported into Wales” wedi ei roi yn lle “traded in the Community”;
- (b) pwynt (d) wedi ei hepgor.

(6) Mae Erthygl 6 i'w darllen fel pe bai, ym mhwynt (a)(iii), “animal and public health legislation of the relevant third country” wedi ei roi yn lle “Community legislation”.

(7) Mae Erthygl 8 i'w darllen fel pe bai, ym mharagraff 1(a)—

- (a) ym mhwynt (i), “Community” wedi ei hepgor;
- (b) ym mhwynt (iii), yn yr indent cyntaf, “at the time specified in the health certificate, and in any event not more than” wedi ei roi yn lle “during the”.

(8) Mae Erthygl 10 i'w darllen fel pe bai, ym mhwynt (a), “Community” wedi ei hepgor.

(9) Mae Erthygl 11 i'w darllen fel pe bai—

- (a) ym mhwynt (a), “or, where that is not the case, for the time period specified in the health certificate which must be more than” wedi ei roi yn lle “or for more than”;
- (b) ym mhwynt (d), “animal and public health legislation of the relevant third country” wedi ei roi yn lle “Community legislation”.

(3) Article 2 is to be read as if—

- (a) in the first paragraph, for the words from “and ‘third country’” to the end there were substituted “has the meaning given in Article 3 of the Official Controls Regulation”;
- (b) in point 11, in the definition of “approved laboratory”, “located in the territory of a Member State,” were omitted;
- (c) in point 14, in the definition of “outbreak”, for the words from “means an outbreak” to the end there were substituted “means the holding or place situated in the territory of the relevant third country where animals are assembled and where one or more cases has or have been officially confirmed”.

(4) The title of Chapter 2 is to be read as if for that title there were substituted “ANIMAL HEALTH CONDITIONS RETAINED FOR THE PURPOSE OF SETTING IMPORT REQUIREMENTS IN REGULATIONS MADE UNDER ARTICLE 25(1)(b)”.

(5) Article 5 is to be read as if—

- (a) for “traded in the Community” there were substituted “imported into Wales”;
- (b) point (d) were omitted.

(6) Article 6 is to be read as if, in point (a)(iii), for “Community legislation” there were substituted “animal and public health legislation of the relevant third country”.

(7) Article 8 is to be read as if, in paragraph 1(a)—

- (a) in point (i), “Community” were omitted;
- (b) in point (iii), in the first indent, for “during the” there were substituted “at the time specified in the health certificate, and in any event not more than”.

(8) Article 10 is to be read as if, in point (a), “Community” were omitted.

(9) Article 11 is to be read as if—

- (a) in point (a), for “or for more than” there were substituted “or, where that is not the case, for the time period specified in the health certificate which must be more than”;
- (b) in point (d), for “Community legislation” there were substituted “animal and public health legislation of the relevant third country”.

(10) Mae Erthygl 12 i'w darllen fel pe bai, ym mharagraff 1—

- (a) y canlynol wedi ei roi yn lle pwynt (a)—
 - “(a) where it has been held since hatching or, provided the period specified in the health certificate is more than 21 days, for that period;
 - (ab) where the poultry to be consigned have not been placed in contact with newly arrived poultry during the two weeks preceding consignment;”;
- (b) ym mhwynt (c), “, at the time specified in the health certificate but in any event not more than” wedi ei roi yn lle “during the”;
- (c) ym mhwynt (d), “animal and public health legislation of the relevant third country” wedi ei roi yn lle “Community legislation”.

(11) Mae Erthygl 14 i'w darllen fel pe bai—

- (a) ym mharagraff 1, “imports of” wedi ei roi yn lle “intra-Community trade in”;
- (b) ym mharagraff 2—
 - (i) ym mhwynt (a), “relevant third country” wedi ei roi yn lle “Community”;
 - (ii) ym mhwynt (e), “animal and public health legislation of the relevant third country” wedi ei roi yn lle “Community legislation”.

(12) Mae Erthygl 15 i'w darllen fel pe bai—

- (a) ym mharagraff 1, yn y geiriau o flaen pwynt (a)—
 - (i) “third countries” wedi ei roi yn lle “Member States” yn y ddau le y mae'n digwydd”;
 - (ii) “Wales or a region of Wales” wedi ei roi yn lle “a Member State or region of a Member State”;

(b) ym mharagraff 2—

- (i) y canlynol wedi ei roi yn lle'r is-baragraff cyntaf, yr ail a'r trydydd—

“The appropriate authority may, by regulations or in accordance with a procedure set out by regulations, draw up a programme, as referred to in Article 16(1), for the control of Newcastle disease for the purpose of establishing Newcastle disease non-vaccinating status.

The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.”

(10) Article 12 is to be read as if, in paragraph 1—

- (a) for point (a) there were substituted—
 - “(a) where it has been held since hatching or, provided the period specified in the health certificate is more than 21 days, for that period;
 - (ab) where the poultry to be consigned have not been placed in contact with newly arrived poultry during the two weeks preceding consignment;”;
- (b) in point (c), for “during the” there were substituted “, at the time specified in the health certificate but in any event not more than”;
- (c) in point (d), for “Community legislation” there were substituted “animal and public health legislation of the relevant third country”.

(11) Article 14 is to be read as if—

- (a) in paragraph 1, for “intra-Community trade in” there were substituted “imports of”;
- (b) in paragraph 2—
 - (i) in point (a), for “Community” there were substituted “relevant third country”;
 - (ii) in point (e), for “Community legislation” there were substituted “animal and public health legislation of the relevant third country”.

(12) Article 15 is to be read as if—

- (a) in paragraph 1, in the words before point (a)—
 - (i) for “Member States”, in both places where it occurs, there were substituted “third countries”;
 - (ii) for “a Member State or region of a Member State” there were substituted “Wales or a region of Wales”;

(b) in paragraph 2—

- (i) for the first, second and third subparagraphs there were substituted —

“The appropriate authority may, by regulations or in accordance with a procedure set out by regulations, draw up a programme, as referred to in Article 16(1), for the control of Newcastle disease for the purpose of establishing Newcastle disease non-vaccinating status.

The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.

Where the appropriate authority considers that a region of Wales has achieved Newcastle disease non-vaccinating status, the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, determine that Newcastle disease non-vaccinating status has been established.”;

(ii) yn y pedwerydd is-baragraff—

(aa) yn y geiriau o flaen pwynt (a), “Newcastle disease non-vaccinating status” wedi ei roi yn lle “a Member State’s or region’s status as Newcastle disease non-vaccinating”;

(bb) ym mhwynt (a), “except where there is a compulsory vaccination programme for racing pigeons established by the appropriate authority” wedi ei roi yn lle’r geiriau o “except for the compulsory vaccination” hyd at y diwedd;

(cc) ym mhwynt (b), “by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 33(2)”;

(dd) ym mhwynt (c), “a compulsory vaccination programme established by the appropriate authority” wedi ei roi yn lle “Article 17(3) of Directive 92/66/EEC”;

(c) ym mharagraff 3, yn y geiriau o flaen pwynt (a)—

(i) “appropriate authority” wedi ei roi yn lle “Commission”;

(ii) “in accordance with a procedure set out by the appropriate authority by regulations,” wedi ei roi yn lle “in accordance with the procedure referred to in Article 33(2)”.

(13) Mae Erthygl 16 i’w darllen fel pe bai—

(a) ym mharagraff 1—

(i) “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, draw up” wedi ei roi yn lle “Where a Member State draws up or has drawn up”;

(ii) “it may present the programme to the Commission,” wedi ei hepgor;

Where the appropriate authority considers that a region of Wales has achieved Newcastle disease non-vaccinating status, the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, determine that Newcastle disease non-vaccinating status has been established.”;

(ii) in the fourth subparagraph—

(aa) in the words before point (a), for “a Member State’s or region’s status as Newcastle disease non-vaccinating” there were substituted “Newcastle disease non-vaccinating status”;

(bb) in point (a), for the words from “except for the compulsory vaccination” to the end there were substituted “except where there is a compulsory vaccination programme for racing pigeons established by the appropriate authority”;

(cc) in point (b), for “in accordance with the procedure referred to in Article 33(2)” there were substituted “by the appropriate authority by regulations”;

(dd) in point (c), for “Article 17(3) of Directive 92/66/EEC” there were substituted “a compulsory vaccination programme established by the appropriate authority”;

(c) in paragraph 3, in the words before point (a)—

(i) for “Commission” there were substituted “appropriate authority”;

(ii) for “in accordance with the procedure referred to in Article 33(2)” there were substituted “in accordance with a procedure set out by the appropriate authority by regulations,”.

(13) Article 16 is to be read as if—

(a) in paragraph 1—

(i) for “Where a Member State draws up or has drawn up” there were substituted “The appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, draw up”;

(ii) “it may present the programme to the Commission,” were omitted;

- (b) y canlynol wedi ei roi yn lle paragraff 2—
 “2 The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.”;
- (c) paragraff 3 wedi ei hepgor.
- (14) Mae Erthygl 17 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
- (i) yn y geiriau o flaen pwynt (a)—
- (aa) “the appropriate authority” wedi ei roi yn lle “a Member State”;
- (bb) “the appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, draw up a plan” wedi ei roi yn lle “it shall present to the Commission appropriate supporting documentation.”;
- (ii) ym mhwynt (a), “Wales” wedi ei roi yn lle “that Member State”;
- (b) y canlynol wedi ei roi yn lle paragraff 2—
 “2 The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.”;
- (c) paragraff 3 wedi ei hepgor.
- (15) Mae Erthygl 18 i’w darllen fel pe bai—
- (a) ym mharagraff 2(b)(i), “third country” wedi ei roi yn lle “Member State”;
- (b) ym mharagraff 7, “competent authority of the third country” wedi ei roi yn lle “competent authority of the Member State”.
- (16) Mae Erthygl 21 i’w darllen fel pe bai—
- (a) “Third countries” wedi ei roi yn lle’r geiriau o “The Member States of destination” hyd at “one or more Member States”;
- (b) “may be granted by the appropriate authority” wedi ei fewnosod ar ôl “of dispatch”;
- (c) “Erthygl 26” wedi ei roi yn lle “Erthygl 20”.
- (17) Mae Erthygl 22 i’w darllen fel pe bai “Wales” wedi ei roi yn lle “the Community”.
- (b) for paragraph 2, there were substituted—
 “2. The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.”;
- (c) paragraph 3 were omitted.
- (14) Article 17 is to be read as if—
- (a) in paragraph 1—
- (i) in the words before point (a)—
- (aa) for “a Member State” there were substituted “the appropriate authority”;
- (bb) for “it shall present to the Commission appropriate supporting documentation,” there were substituted “the appropriate authority may, by regulations or in accordance with a procedure set out by the appropriate authority by regulations, draw up a plan”;
- (ii) in point (a), for “that Member State” there were substituted “Wales”;
- (b) for paragraph 2 there were substituted—
 “2. The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, set out any additional guarantees, general or specific, which may be required for importation into Wales.”;
- (c) paragraph 3 were omitted.
- (15) Article 18 is to be read as if—
- (a) in paragraph 2(b)(i), for “Member State” there were substituted “third country”;
- (b) in paragraph 7, for “competent authority of the Member State” there were substituted “competent authority of the third country”.
- (16) Article 21 is to be read as if—
- (a) for the words from “The Member States of destination” to “one or more Member States” there were substituted “Third countries”;
- (b) after “of dispatch” there were inserted “may be granted by the appropriate authority”;
- (c) for “Article 20” there were substituted “Article 26”.
- (17) Article 22 is to be read as if for “the Community” there were substituted “Wales”.

(18) Mae Erthygl 23 i'w darllen fel pe bai—

- (a) ym mharagraff 1, y canlynol wedi ei roi yn lle'r geiriau o "on a list drawn up by the Commission" hyd at y diwedd—

"on a list authorised by legislation in Wales.

The appropriate authority may by regulations draw up lists of third countries from which poultry and hatching eggs covered by this Directive may be imported into Wales.”;

(b) ym mharagraff 2—

- (i) ym mhwynt (a), "Wales" wedi ei roi yn lle "the Member States”;

- (ii) ym mhwynt (g), "legislation in force in Wales" wedi ei roi yn lle "Community rules”;

(c) paragraff 3 wedi ei hepgor.

(19) Mae Erthygl 24 i'w darllen fel pe bai—

(a) ym mharagraff 1—

- (i) ym mhwynt (a), "and Newcastle disease, as referred to in the Diseases of Poultry Orders, are legally notifiable diseases" wedi ei roi yn lle'r geiriau o "and Newcastle disease" hyd at y diwedd;

- (ii) ym mhwynt (b), "the Diseases of Poultry Orders" wedi ei roi yn lle "Directives 2005/94/EC and 92/66/EEC respectively”;

(b) ym mharagraff 2, "The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, determine" wedi ei roi yn lle "The Commission may, in accordance with the procedure referred to in Article 33(2), decide”.

(20) Mae Erthygl 25 i'w darllen fel pe bai—

(a) ym mharagraff 1—

- (i) yn y geiriau o flaen pwynt (a), "referred to in" wedi ei roi yn lle "drawn up in accordance with”;

- (ii) ym mhwynt (a), "by the appropriate authority by regulations" wedi ei roi yn lle "in accordance with the procedure referred to in Article 33(2)”;

- (iii) ym mhwynt (b), "by the appropriate authority by regulations" wedi ei roi yn lle "in accordance with the procedure referred to in Article 33(2)”;

(18) Article 23 is to be read as if—

- (a) in paragraph 1, for the words from "on a list drawn up by the Commission" to the end there were substituted—

"on a list authorised by legislation in Wales.

The appropriate authority may by regulations draw up lists of third countries from which poultry and hatching eggs covered by this Directive may be imported into Wales.”;

(b) in paragraph 2—

- (i) in point (a), for "the Member States" there were substituted "Wales”;

- (ii) in point (g), for "Community rules" there were substituted "legislation in force in Wales”;

(c) paragraph 3 were omitted.

(19) Article 24 is to be read as if—

(a) in paragraph 1—

- (i) in point (a), for the words from "and Newcastle disease" to the end there were substituted "and Newcastle disease, as referred to in the Diseases of Poultry Orders, are legally notifiable diseases”;

- (ii) in point (b), for "Directives 2005/94/EC and 92/66/EEC respectively" there were substituted "the Diseases of Poultry Orders”;

(b) in paragraph 2, for "The Commission may, in accordance with the procedure referred to in Article 33(2), decide" there were substituted "The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, determine”.

(20) Article 25 is to be read as if—

(a) in paragraph 1—

- (i) in the words before point (a), for "drawn up in accordance with" there were substituted "referred to in”;

- (ii) in point (a), for "in accordance with the procedure referred to in Article 33(2)" there were substituted "by the appropriate authority by regulations”;

- (iii) in point (b), for "in accordance with the procedure referred to in Article 33(2)" there were substituted "by the appropriate authority by regulations”;

- (b) ym mharagraff 2, “The appropriate authority may by regulations grant derogations” wedi ei roi yn lle “In accordance with the procedure referred to in Article 33(2), derogations may be granted”.
- (21) Mae Erthygl 26 i’w darllen fel pe bai—
- (a) ym mharagraff 1—
- (i) yn yr is-baragraff cyntaf, “relevant health certificate, in the form published by the appropriate authority from time to time, that is” wedi ei roi yn lle “certificate”;
- (ii) ym mhwynt (a), “Wales” wedi ei roi yn lle “the Member State of destination”;
- (iii) ym mhwynt (b), “English and Welsh” wedi ei roi yn lle “the official language or languages of the Member State of destination”;
- (iv) ym mhwynt (e), “ten” wedi ei roi yn lle “five”;
- (b) paragraff 2 wedi ei hepgor.
- (22) Mae Erthygl 28 i’w darllen fel pe bai—
- (a) ym mharagraff 1, “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, determine” wedi ei roi yn lle “The Commission may, in accordance with the procedure referred to in Article 33(3), decide”;
- (b) ym mharagraff 2, “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,” wedi ei roi yn lle “The Commission may, in accordance with the procedure referred to in Article 33(2)”.
- (23) Mae Erthygl 29 i’w darllen fel pe bai—
- (a) “the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, permit” wedi ei roi yn lle “the Commission may, in accordance with the procedure referred to in Article 33(2), decide to permit”;
- (b) “may be prescribed by the appropriate authority, by regulations” wedi ei roi yn lle “shall be drawn up at the same time in accordance with the same procedure”.
- (24) Mae Erthygl 30 i’w darllen fel pe bai—
- (a) “Wales” wedi ei roi yn lle “the Member State of destination”, yn y lle cyntaf y mae’n digwydd;
- (b) in paragraph 2, for “In accordance with the procedure referred to in Article 33(2), derogations may be granted” there were substituted “The appropriate authority may by regulations grant derogations”.
- (21) Article 26 is to be read as if—
- (a) in paragraph 1—
- (i) in the first subparagraph, for “certificate” there were substituted “relevant health certificate, in the form published by the appropriate authority from time to time, that is”;
- (ii) in point (a), for “the Member State of destination” there were substituted “Wales”;
- (iii) in point (b), for “the official language or languages of the Member State of destination” there were substituted “English and Welsh”;
- (iv) in point (e), for “five” there were substituted “ten”;
- (b) paragraph 2 were omitted.
- (22) Article 28 is to be read as if—
- (a) in paragraph 1, for “The Commission may, in accordance with the procedure referred to in Article 33(3), decide” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, determine”;
- (b) in paragraph 2, for “The Commission may, in accordance with the procedure referred to in Article 33(2)” there were substituted “The appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations,”.
- (23) Article 29 is to be read as if—
- (a) for “the Commission may, in accordance with the procedure referred to in Article 33(2), decide to permit” there were substituted “the appropriate authority may, in accordance with a procedure set out by the appropriate authority by regulations, permit”;
- (b) for “shall be drawn up at the same time in accordance with the same procedure” there were substituted “may be prescribed by the appropriate authority, by regulations”.
- (24) Article 30 is to be read as if—
- (a) for “the Member State of destination”, in the first place where it occurs, there were substituted “Wales”;

- (b) “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations” wedi ei roi yn lle “in accordance with the procedure referred to in Article 33(3)”;
- (c) “of the Member State of destination” wedi ei hepgor.
- (25) Mae Erthygl 34 i’w darllen fel pe bai—
- (a) “The appropriate authority may by regulations modify Annexes 1 to 3, or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022,” wedi ei roi yn lle “Amendments to Annexes I to V”;
- (b) “, shall be decided in accordance with the procedure referred to in Article 33(2)” wedi ei hepgor.
- (26) Mae Atodiad 1 i’w ddarllen fel pe bai—
- (a) “designated in accordance with Article 4” wedi ei hepgor;
- (b) “in each Member State” wedi ei hepgor.
- (27) Mae Atodiad 2 i’w ddarllen fel pe bai—
- (a) ym Mhennod 1, ym mhwynt 1, “importation into Wales” wedi ei roi yn lle “intra-Community trade”;
- (b) ym Mhennod 2—
- (i) ym mhwynt A(2)—
- (aa) yn is-baragraff (b), yn yr ail indent, “in the Community” wedi ei hepgor;
- (bb) yn is-baragraff (e)(ii), “the relevant third country” wedi ei roi yn lle “the same Member State”;
- (ii) ym mhwynt B(2)—
- (aa) yn is-baragraff (b), yn yr indent cyntaf, “Community” wedi ei hepgor;
- (bb) yn is-baragraff (e), yn yr indent cyntaf, “for importation into Wales” wedi ei roi yn lle “trade within the Union or export to a third country”;
- (c) ym Mhennod 3, ym mhwynt A(2)(d), “in the country” wedi ei roi yn lle “in the Member State”.
- (28) Mae Atodiad 3 i’w ddarllen fel pe bai—
- (a) ym mhwynt 1, “the relevant country” wedi ei roi yn lle “any Member State”;
- (b) ym mhwynt 2, “appropriate authority” wedi ei roi yn lle “Commission”;
- (b) for “in accordance with the procedure referred to in Article 33(3)” there were substituted “by the appropriate authority in accordance with a procedure set out by the appropriate authority by regulations”;
- (c) “of the Member State of destination” were omitted.
- (25) Article 34 is to be read as if—
- (a) for “Amendments to Annexes I to V” there were substituted “The appropriate authority may by regulations modify Annexes 1 to 3, or amend the modifications made to any Annex to this Directive by Part 5 of the TARP (ALF) (Wales) (EU Exit) Regulations 2022,”;
- (b) “, shall be decided in accordance with the procedure referred to in Article 33(2)” were omitted.
- (26) Annex 1 is to be read as if—
- (a) “designated in accordance with Article 4” were omitted;
- (b) “in each Member State” were omitted.
- (27) Annex 2 is to be read as if—
- (a) in Chapter 1, in point 1, for “intra-Community trade” there were substituted “importation into Wales”;
- (b) in Chapter 2—
- (i) in point A(2)—
- (aa) in subparagraph (b), in the second indent, “in the Community” were omitted;
- (bb) in subparagraph (e)(ii), for “the same Member State” there were substituted “the relevant third country”;
- (ii) in point B(2)—
- (aa) in subparagraph (b), in the first indent, “Community” were omitted;
- (bb) in subparagraph (e), in the first indent, for “trade within the Union or export to a third country” there were substituted “for importation into Wales”;
- (c) in Chapter 3, in point A(2)(d), for “in the Member State” there were substituted “in the country”.
- (28) Annex 3 is to be read as if—
- (a) in point 1, for “any Member State” there were substituted “the relevant country”;
- (b) in point 2, for “Commission” there were substituted “appropriate authority”;

(c) ym mhwynt 3, “the Veterinary Medicines Regulations 2013” wedi ei roi yn lle “Directive 2001/82/EC of the European Parliament and of the Council”.

(c) in point 3, for “Directive 2001/82/EC of the European Parliament and of the Council” there were substituted “the Veterinary Medicines Regulations 2013”.

RHAN 6

Diwygio Rheoliadau Iechyd Anifeiliaid (Ffioedd Amrywiol) (Cymru) 2018

Diwygio Rheoliadau Iechyd Anifeiliaid (Ffioedd Amrywiol) (Cymru) 2018

20. Yn rheoliad 2 o Reoliadau Iechyd Anifeiliaid (Ffioedd Amrywiol) (Cymru) 2018(1) (dehongli), yn lle'r diffiniad o “trydedd wlad”, rhodder—

“ystyr “trydedd wlad” (“*third country*”) yw gwlad neu diriogaeth heblaw Ynysoedd Prydain;”.

PART 6

Amendment of the Animal Health (Miscellaneous Fees) (Wales) Regulations 2018

Amendment of the Animal Health (Miscellaneous Fees) (Wales) Regulations 2018

20. In regulation 2 of the Animal Health (Miscellaneous Fees) (Wales) Regulations 2018(1) (interpretation), for the definition of “third country” substitute—

““third country” (“*trydedd wlad*”) means a country or territory other than the British Islands;”.

Lesley Griffiths

Y Gweinidog Materion Gwledig a Gogledd Cymru, a'r Trefnydd, un o Weinidogion Cymru
15 Rhagfyr 2022

Minister for Rural Affairs and North Wales, and Trefnydd, one of the Welsh Ministers
15 December 2022

(1) O.S. 2018/650 (Cy. 122), a ddiwygiwyd gan O.S. 2019/737 (Cy. 140).

(1) S.I. 2018/650 (W. 122), amended by S.I. 2019/737 (W. 140).

YR ATODLEN Rheoliad 5(1)

Rhestrau o ddarpariaethau yng Nghyfarwyddebau'r UE sy'n cynnwys swyddogaethau deddfwriaethol a swyddogaethau eraill

1. Yng Nghyfarwyddeb 64/432—

- (a) Erthygl 9(1), ynghyd ag Atodiad E(2);
- (b) Erthygl 9(2);
- (c) Erthygl 10(2), ynghyd ag Erthygl 10(1) ac Atodiad E(2);
- (d) Erthygl 16;
- (e) yn Adran 1 o Atodiad A—
 - (i) paragraff 4;
 - (ii) paragraff 5;
- (f) yn Adran 2 o Atodiad A—
 - (i) paragraff 1(d);
 - (ii) paragraff (2)(b);
 - (iii) ym mharagraff 2(c), yr ail is-baragraff;
 - (iv) ym mharagraff 3A, pwynt (b) yn y trydydd is-baragraff;
 - (v) ym mharagraff 6A, yr ail is-baragraff;
 - (vi) paragraff 7;
 - (vii) paragraff 9;
 - (viii) paragraff 10;
- (g) yn Atodiad B—
 - (i) pwynt 2.2.5.3.5;
 - (ii) pwynt 3;
- (h) ym Mhennod 1 o Atodiad D—
 - (i) Adran E;
 - (ii) Adran F(d);
 - (iii) yn Adran G—
 - (aa) y paragraff cyntaf;
 - (bb) yr ail baragraff.

2. Yng Nghyfarwyddeb 88/407—

- (a) yn Erthygl 8(1), yr ail is-baragraff, ynghyd ag Erthygl 8(2);
- (b) yn Erthygl 9(2), y trydydd is-baragraff;
- (c) Erthygl 9(3);
- (d) yn Erthygl 10(2), yr is-baragraff cyntaf, ynghyd â'r ail is-baragraff;
- (e) Erthygl 10(3);
- (f) Erthygl 17.

SCHEDULE Regulation 5(1)

Lists of provisions of EU Directives containing legislative and other functions

1. In Directive 64/432—

- (a) Article 9(1), together with Annex E(2);
- (b) Article 9(2);
- (c) Article 10(2), together with Article 10(1) and Annex E(2);
- (d) Article 16;
- (e) in Section 1 of Annex A—
 - (i) paragraph 4;
 - (ii) paragraph 5;
- (f) in Section 2 of Annex A—
 - (i) paragraph 1(d);
 - (ii) paragraph 2(b);
 - (iii) in paragraph 2(c), the second subparagraph;
 - (iv) in paragraph 3A, point (b) of the third subparagraph;
 - (v) in paragraph 6A, the second subparagraph;
 - (vi) paragraph 7;
 - (vii) paragraph 9;
 - (viii) paragraph 10;
- (g) in Annex B—
 - (i) point 2.2.5.3.5;
 - (ii) point 3;
- (h) in Chapter 1 of Annex D—
 - (i) Section E;
 - (ii) Section F(d);
 - (iii) in Section G—
 - (aa) the first paragraph;
 - (bb) the second paragraph.

2. In Directive 88/407—

- (a) in Article 8(1), the second subparagraph, together with Article 8(2);
- (b) in Article 9(2), the third subparagraph;
- (c) Article 9(3);
- (d) in Article 10(2), the first subparagraph, together with the second subparagraph;
- (e) Article 10(3);
- (f) Article 17.

3. Yng Nghyfarwyddeb 89/556—

- (a) yn Erthygl 7(1), yr ail is-baragraff, ynghyd ag Erthygl 7(2);
- (b) yn Erthygl 8(2), y trydydd is-baragraff;
- (c) Erthygl 8(3);
- (d) yn Erthygl 9(1)(b), yr is-baragraff cyntaf, ynghyd â'r ail is-baragraff ac Erthygl 9(3);
- (e) Erthygl 9(2);
- (f) Erthygl 16;
- (g) ym Mhennod 2 o Atodiad A—
 - (i) pwynt 1(h);
 - (ii) pwynt 1(m);
 - (iii) pwynt 1(n).

4. Yng Nghyfarwyddeb 90/429—

- (a) yn Erthygl 7(1), yr ail is-baragraff, ynghyd ag Erthygl 7(2);
- (b) Erthygl 8(2), y trydydd is-baragraff;
- (c) Erthygl 8(3);
- (d) yn Erthygl 9(2), yr is-baragraff cyntaf, ynghyd â'r ail is-baragraff;
- (e) Erthygl 9(3);
- (f) Erthygl 17;
- (g) pwynt 6(g) o Bennod 2 o Atodiad A.

5. Yng Nghyfarwyddeb 91/68—

- (a) y trydydd indent o Erthygl 6(a)(i);
- (b) y trydydd indent o Erthygl 6(c);
- (c) Erthygl 7(1);
- (d) Erthygl 7(2);
- (e) Erthygl 8(1);
- (f) Erthygl 14(1);
- (g) Erthygl 14(2);
- (h) pwynt C(3) o Adran 1 o Bennod 1 o Atodiad A;
- (i) yn Adran 2 o Bennod 1 o Atodiad A—
 - (i) y paragraff cyntaf;
 - (ii) y trydydd indent ym mhwynt 2(i);
- (j) y paragraff cyntaf o Atodiad C.

6. Yng Nghyfarwyddeb 92/65—

- (a) Erthygl 6(A)(2)(c);
- (b) Erthygl 6(A)(4);
- (c) yn Erthygl 7(A)(2)(a), yr ail is-baragraff;

3. In Directive 89/556—

- (a) in Article 7(1), the second subparagraph, together with Article 7(2);
- (b) in Article 8(2), the third subparagraph;
- (c) Article 8(3);
- (d) in Article 9(1)(b), the first subparagraph, together with the second subparagraph and Article 9(3);
- (e) Article 9(2);
- (f) Article 16;
- (g) in Chapter 2 of Annex A—
 - (i) point 1(h);
 - (ii) point 1(m);
 - (iii) point 1(n).

4. In Directive 90/429—

- (a) in Article 7(1), the second subparagraph, together with Article 7(2);
- (b) Article 8(2), the third subparagraph;
- (c) Article 8(3);
- (d) in Article 9(2), the first subparagraph, together with the second subparagraph;
- (e) Article 9(3);
- (f) Article 17;
- (g) point 6(g) of Chapter 2 of Annex A.

5. In Directive 91/68—

- (a) the third indent of Article 6(a)(i);
- (b) the third indent of Article 6(c);
- (c) Article 7(1);
- (d) Article 7(2);
- (e) Article 8(1);
- (f) Article 14(1);
- (g) Article 14(2);
- (h) point C(3) of Section 1 of Chapter 1 of Annex A;
- (i) in Section 2 of Chapter 1 of Annex A—
 - (i) the first paragraph;
 - (ii) the third indent of point 2(i);
- (j) the first paragraph of Annex C.

6. In Directive 92/65—

- (a) Article 6(A)(2)(c);
- (b) Article 6(A)(4);
- (c) in Article 7(A)(2)(a), the second subparagraph;

- (d) yn Erthygl 7(A)(2)(b), yr ail is-baragraff;
- (e) yn Erthygl 8(a), y trydydd is-baragraff;
- (f) yn Erthygl 11(3), y trydydd is-baragraff;
- (g) yn Erthygl 11(4), y trydydd is-baragraff;
- (h) yn Erthygl 11(5), yr is-baragraff cyntaf;
- (i) yn Erthygl 13(2)(d), y trydydd is-baragraff;
- (j) Erthygl 14(1);
- (k) Erthygl 14(2);
- (l) Erthygl 15(1);
- (m) yn Erthygl 17(2)(b)(ii), yr is-baragraff cyntaf;
- (n) yn Erthygl 17(3), pwynt (a) yn yr is-baragraff cyntaf, ynghyd â Phennod 2 (*Gofynion cyffredinol sy'n gymwys i fewnforion at ddibenion Erthyglau 16, 17 a 18*);
- (o) yn Erthygl 17(3), pwynt (b) yn yr is-baragraff cyntaf;
- (p) yn Erthygl 17(3), y chweched is-baragraff;
- (q) Erthygl 17(4)(a)(iii);
- (r) y pedwerydd indent o Erthygl 18(1);
- (s) Erthygl 19(a);
- (t) Erthygl 19(b);
- (u) Erthygl 21;
- (v) Erthygl 22;
- (w) Erthygl 23.
- 7. Yng Nghyfarwyddeb 92/118—**
- (a) yn Erthygl 5, yr ail baragraff;
- (b) Erthygl 6;
- (c) yn Erthygl 10(2)(a), yr ail is-baragraff, ynghyd ag Erthygl 10(4) a Phennod 2 (*Gwarantau sy'n gymwys i fewnforion at ddibenion Erthygl 9*);
- (d) Erthygl 10(3)(a), ynghyd ag Erthygl 10(4) a Phennod 2;
- (e) Erthygl 10(3)(c), ynghyd ag Erthygl 10(4) a Phennod 2;
- (f) Erthygl 11;
- (g) yn Erthygl 15, y paragraff cyntaf;
- (h) yn Erthygl 15, yr ail baragraff;
- (i) Adran 3 o Bennod 7 o Atodiad 1.
- 8. Yng Nghyfarwyddeb 2002/99—**
- (a) yn Erthygl 4(1), paragraff (a) yn yr ail is-baragraff;
- (b) Erthygl 4(2)(a);
- (d) in Article 7(A)(2)(b), the second subparagraph;
- (e) in Article 8(a), the third subparagraph;
- (f) in Article 11(3), the third subparagraph;
- (g) in Article 11(4), the third subparagraph;
- (h) in Article 11(5), the first subparagraph;
- (i) in Article 13(2)(d), the third subparagraph;
- (j) Article 14(1);
- (k) Article 14(2);
- (l) Article 15(1);
- (m) in Article 17(2)(b)(ii), the first subparagraph;
- (n) in Article 17(3), point (a) of the first subparagraph, together with Chapter 2 (*General requirements applicable to imports for the purposes of Articles 16, 17 and 18*);
- (o) in Article 17(3), point (b) of the first subparagraph;
- (p) in Article 17(3), the sixth subparagraph;
- (q) Article 17(4)(a)(iii);
- (r) the fourth indent of Article 18(1);
- (s) Article 19(a);
- (t) Article 19(b);
- (u) Article 21;
- (v) Article 22;
- (w) Article 23.
- 7. In Directive 92/118—**
- (a) in Article 5, the second paragraph;
- (b) Article 6;
- (c) in Article 10(2)(a), the second subparagraph, together with Article 10(4) and Chapter 2 (*Guarantees applicable to imports for the purposes of Article 9*);
- (d) Article 10(3)(a), together with Article 10(4) and Chapter 2;
- (e) Article 10(3)(c), together with Article 10(4) and Chapter 2;
- (f) Article 11;
- (g) in Article 15, the first paragraph;
- (h) in Article 15, the second paragraph;
- (i) Section 3 of Chapter 7 of Annex 1.
- 8. In Directive 2002/99—**
- (a) in Article 4(1), paragraph (a) of the second subparagraph;
- (b) Article 4(2)(a);

- (c) yn Erthygl 4(3), yr is-baragraff cyntaf, ynghyd â'r ail is-baragraff;
- (d) yn Erthygl 4(3), yr ail is-baragraff;
- (e) yn Erthygl 8, y paragraff cyntaf a'r is-baragraff cyntaf ym mharagraff 1, ynghyd â'r ail is-baragraff i'r pedwerydd ym mharagraff 1;
- (f) yn Erthygl 8, y paragraff cyntaf a pharagraff 3;
- (g) yn Erthygl 8, y paragraff cyntaf a pharagraff 4;
- (h) yn Erthygl 8, y paragraff cyntaf a'r indent cyntaf ym mharagraff 5;
- (i) yn Erthygl 8, y paragraff cyntaf a'r ail indent cyntaf ym mharagraff 5;
- (j) yn Erthygl 8, y paragraff cyntaf a'r trydydd indent ym mharagraff 5;
- (k) Erthygl 9(4)(a);
- (l) Erthygl 9(4)(c);
- (m) Erthygl 11.

9. Yng Nghyfarwyddeb 2004/68—

- (a) yn Erthygl 3(1), yr ail is-baragraff, ynghyd ag Erthygl 4;
- (b) yn Erthygl 3(1), y trydydd is-baragraff, ynghyd â'r pedwerydd is-baragraff;
- (c) Erthygl 3(2);
- (d) Erthygl 4(h);
- (e) yn Erthygl 6(1), yr is-baragraff cyntaf, ynghyd â'r ail is-baragraff ac Erthygl 6(2) a (3);
- (f) Erthygl 7(e);
- (g) Erthygl 8;
- (h) Erthygl 9;
- (i) yn Erthygl 10, y paragraff cyntaf, ynghyd â'r ail baragraff;
- (j) Erthygl 11(4);
- (k) Erthygl 13(1)(a);
- (l) Erthygl 13(1)(b);
- (m) Erthygl 13(1)(c);
- (n) Erthygl 13(2).

10. Yng Nghyfarwyddeb 2009/156—

- (a) yn Erthygl 4(4)(a), yr ail is-baragraff;
- (b) Erthygl 4(4)(b);
- (c) yn Erthygl 4(6), yr is-baragraff cyntaf;
- (d) yn Erthygl 4(6), yr ail is-baragraff;
- (e) yn Erthygl 5(5)(c), yr ail is-baragraff;

- (c) in Article 4(3), the first subparagraph, together with the second subparagraph;
- (d) in Article 4(3), the second subparagraph;
- (e) in Article 8, the first paragraph and the first subparagraph of paragraph 1, together with the second to fourth subparagraphs of paragraph 1;
- (f) in Article 8, the first paragraph and paragraph 3;
- (g) in Article 8, the first paragraph and paragraph 4;
- (h) in Article 8, the first paragraph and the first indent of paragraph 5;
- (i) in Article 8, the first paragraph and the second indent of paragraph 5;
- (j) in Article 8, the first paragraph and the third indent of paragraph 5;
- (k) Article 9(4)(a);
- (l) Article 9(4)(c);
- (m) Article 11.

9. In Directive 2004/68—

- (a) in Article 3(1), the second subparagraph, together with Article 4;
- (b) in Article 3(1), the third subparagraph, together with the fourth subparagraph;
- (c) Article 3(2);
- (d) Article 4(h);
- (e) in Article 6(1), the first subparagraph, together with the second subparagraph and Article 6(2) and (3);
- (f) Article 7(e);
- (g) Article 8;
- (h) Article 9;
- (i) in Article 10, the first paragraph, together with the second paragraph;
- (j) Article 11(4);
- (k) Article 13(1)(a);
- (l) Article 13(1)(b);
- (m) Article 13(1)(c);
- (n) Article 13(2).

10. In Directive 2009/156—

- (a) in Article 4(4)(a), the second subparagraph;
- (b) Article 4(4)(b);
- (c) in Article 4(6), the first subparagraph;
- (d) in Article 4(6), the second subparagraph;
- (e) in Article 5(5)(c), the second subparagraph;

- (f) yn Erthygl 12(1), yr is-baragraff cyntaf, ynghyd ag Erthygl 12(2) a (3);
- (g) yn Erthygl 12(1), yr ail is-baragraff, ynghyd â'r trydydd is-baragraff;
- (h) Erthygl 12(4);
- (i) Erthygl 12(5);
- (j) Erthygl 13(2)(a), ynghyd ag Erthygl 5(2) a (5);
- (k) Erthygl 13(2)(b);
- (l) yn Erthygl 15(a), yr is-baragraff cyntaf, ynghyd â'r ail is-baragraff a Phennod 2 (*Gofynion cyffredinol at ddibenion Erthyglau 13(2), 15(a) ac 16(1)*);
- (m) yn Erthygl 15(b)(ii), yr is-baragraff cyntaf;
- (n) yn Erthygl 15(b)(ii), yr ail is-baragraff;
- (o) Erthygl 16(1), ynghyd ag Erthygl 4(4);
- (p) Erthygl 17(2);
- (q) Erthygl 19(a);
- (r) Erthygl 19(b);
- (s) Erthygl 19(c);
- (t) Erthygl 19(d);
- (u) Erthygl 20.

11. Yng Nghyfarwydddeb 2009/158—

- (a) yn Erthygl 15(2), yr is-baragraff cyntaf;
- (b) yn Erthygl 15(2), yr ail is-baragraff;
- (c) yn Erthygl 15(2), y trydydd is-baragraff, ynghyd â'r pedwerydd is-baragraff;
- (d) yn Erthygl 15(2), pwynt (b) yn y pedwerydd is-baragraff;
- (e) Erthygl 15(3);
- (f) Erthygl 16(1);
- (g) Erthygl 16(2);
- (h) Erthygl 17(1);
- (i) Erthygl 17(2);
- (j) Erthygl 21;
- (k) yn Erthygl 23(1), yr ail is-baragraff, ynghyd ag Erthygl 23(2);
- (l) Erthygl 24(2);
- (m) Erthygl 25(1)(a);
- (n) Erthygl 25(1)(b), ynghyd ag Erthygl 25(2) a Phennod 2 (*Amodau iechyd anifeiliaid a gedwir at ddiben gosod gofynion mewnforio mewn rheoliadau a wneir o dan Erthygl 25(1)(b)*);
- (o) Erthygl 28(1);

- (f) in Article 12(1), the first subparagraph, together with Article 12(2) and (3);
- (g) in Article 12(1), the second subparagraph, together with the third subparagraph;
- (h) Article 12(4);
- (i) Article 12(5);
- (j) Article 13(2)(a), together with Article 5(2) and (5);
- (k) Article 13(2)(b);
- (l) in Article 15(a), the first subparagraph, together with the second subparagraph and Chapter 2 (*General requirements for the purposes of Articles 13(2), 15(a) and 16(1)*);
- (m) in Article 15(b)(ii), the first subparagraph;
- (n) in Article 15(b)(ii), the second subparagraph;
- (o) Article 16(1), together with Article 4(4);
- (p) Article 17(2);
- (q) Article 19(a);
- (r) Article 19(b);
- (s) Article 19(c);
- (t) Article 19(d);
- (u) Article 20.

11. In Directive 2009/158—

- (a) in Article 15(2), the first subparagraph;
- (b) in Article 15(2), the second subparagraph;
- (c) in Article 15(2), the third subparagraph, together with the fourth subparagraph;
- (d) in Article 15(2), point (b) of the fourth subparagraph;
- (e) Article 15(3);
- (f) Article 16(1);
- (g) Article 16(2);
- (h) Article 17(1);
- (i) Article 17(2);
- (j) Article 21;
- (k) in Article 23(1), the second subparagraph, together with Article 23(2);
- (l) Article 24(2);
- (m) Article 25(1)(a);
- (n) Article 25(1)(b), together with Article 25(2) and Chapter 2 (*Animal health conditions retained for the purpose of setting import requirements in regulations made under Article 25(1)(b)*);
- (o) Article 28(1);

- (p) Erthygl 28(2);
- (q) Erthygl 29, ynghyd â Phennod 2;
- (r) yn Erthygl 30, yr ail baragraff;
- (s) Erthygl 34.

- (p) Article 28(2);
- (q) Article 29, together with Chapter 2;
- (r) in Article 30, the second paragraph;
- (s) Article 34.

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