OFFERYNNAU STATUDOL CYMRU

2003 No. 1677

Rheoliadau Porthiant (Samplu a Dadansoddi), Porthiant (Gorfodi) a Phorthiant (Sefydliadau a Chyfryngwyr) (Diwygio) (Cymru) 2003

Diwygio Rheoliadau Porthiant (Gorfodi) 1999

12. Yn lle rheoliad 11 ac 11A (addasuadrannau 77(4) a 78(6) o Ddeddf Amaethyddiaeth 1970) rhoddir y rheoliadau canlynol—

"**Analysis for the purposes of sections 77(4) and 78(6) of the Agriculture Act 1970**

11. For the purpose of the enforcement and administration of the Feeding Stuffs (Wales) Regulations 2001 as amended by the Feeding Stuffs (Sampling and Analysis) (Amendment) (Wales) Regulations 2001, the Feeding Stuffs and the Feeding Stuffs (Enforcement) (Amendment) (Wales) Regulations 2001, the Feeding Stuffs (Amendment) (Wales) Regulations 2002 and the Feeding Stuffs (Amendment) (Wales) Regulations 2003 analysis in relation to a sample of a product which falls to be inspected pursuant to Directive 95/53 but is not —

(a) a feeding stuff;

(b) a premixture to which Part A or Part B of Commission Directive 2002/45/EC establishing Community methods of analysis for the determination of vitamin A, vitamin E and tryphophan in feeding stuffs applies; or

(c) a feed material to which Annex II to Commission Directive 2002/70/EC establishing requirements for the determination of levels of dioxins and dioxin-like PCBs in feeding stuffs applies,

shall be treated as carried out in the prescribed manner for the purposes of sections 77(4) and 78(6) of the Act if —

(d) where there is an applicable standard of the kind referred to in the first indent of Article 18.3 of Directive 95/53, analysis is carried out in accordance with that standard; and

(e) where there is no such standard, analysis is carried out in accordance with any scientifically valid method the application of which does not contravene any general principle of the Treaty establishing the European Community.".

11A. At ddibenion gorfodi a gweinyddu Rheoliadau Porthiant (Cymru) 2001 fel y'u diwygiwyd gan Reoliadau Porthiant (Samplu a Dadansoddi) (Diwygio) (Cymru) 2001, Rheoliadau Porthiant a Phorthiant (Gorfodi) (Diwygio) (Cymru) 2001, Rheoliadau Porthiant (Diwygio) (Cymru) 2002 a Rheoliadau Porthiant (Diwygio) (Cymru) 2003 rhaid trin dadansoddi mewn perthynas â sampl o rag-gymysgedd y mae Rhan A neu Ran B o Gyfarwyddeb y Comisiwn 2000/45/EC yn sefydlu dulliau dadansoddi Cymunedol ar gyfer penderfynu lefelau fitamin A, fitamin E a thryptoffan mewn porthiant yn gymwys iddo fel dadansoddi sydd wedi'i gyflawni yn y modd rhagnodedig at ddibenion adrannau 77(4) a

78(6) o'r Ddeddf os yw wedi'i gyflawni yn unol â pha un bynnag o'r Rhannau hynny sy'n gymwys yn yr achos o dan sylw.

11B. At ddibenion gorfodi a gweinyddu Rheoliadau Porthiant (Cymru) 2001 fel y'u diwygiwyd gan Reoliadau Porthiant (Samplu a Dadansoddi) (Diwygio) (Cymru) 2001, Rheoliadau Porthiant a Phorthiant (Gorfodi) (Diwygio) (Cymru) 2001, Rheoliadau Porthiant (Diwygio) (Cymru) 2002 a Rheoliadau Porthiant (Diwygio) (Cymru) 2003 rhaid trin dadansoddi mewn perthynas â sampl o ddeunydd bwyd y mae Atodiad II i Gyfarwyddeb 2002/70/EC yn gosod gofynion ar gyfer penderfynu lefelau diocsinau a PCBs tebyg i ddiocsinau mewn porthiant fel dadansoddi sydd wedi'i gyflawni yn y modd rhagnodedig at ddibenion adrannau 77(4) a 78(6) o'r Ddeddf os yw wedi'i gyflawni yn unol â'r gofynion a bennir yn yr Atodiad hwnnw.”.