CYNULLIAD CENEDLAETHOL CYMRU

OFFERYNNAU STATUDOL

2005 Rhif 2605 (Cy.180)

TAI, CYMRU

Rheoliadau Grantiau Adnewyddu Tai (Diwygio) (Cymru) 2005

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn diwygio Rheoliadau Grantiau Adnewyddu Tai 1996 ("Rheoliadau 1996") sy'n nodi'r prawf moddion ar gyfer penderfynu swm y grant y caiff awdurdodau tai lleol ei dalu o dan Bennod 1 o Ran 1 o Ddeddf Grantiau Tai, Adeiladu ac Adfywio 1996.

Mae rheoliad 5 o Reoliadau 1996 yn diffinio person perthnasol. Mae'r Rheoliadau hyn yn diwygio'r diffiniad o berson perthnasol fel na wneir prawf moddion ar y rhai sy'n gyfrifol am blentyn neu berson ifanc anabl. Mae'r Rheoliadau hyn yn gymwys i geisiadau a wneir ar 30 Medi 2005 neu wedi hynny i Awdurdodau Tai Lleol yng Nghymru.

NATIONAL ASSEMBLY FOR WALES

STATUTORY INSTRUMENTS

2005 No. 2605 (W.180)

HOUSING, WALES

The Housing Renewal Grants (Amendment) (Wales) Regulations 2005

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Housing Renewal Grants Regulations 1996 ("the 1996 Regulations") which set out the means test for determining the amount of grant which may be paid by local housing authorities under Chapter I of Part I of the Housing Grants, Construction and Regeneration Act 1996.

Regulation 5 of the 1996 Regulations define a relevant person. These Regulations amend the definition of a relevant person to remove the means testing of those responsible for a disabled child or young person. These regulations apply to applications to Local Housing Authorities in Wales made on or after 30 September 2005.

OFFERYNNAU STATUDOL

2005 Rhif 2605 (Cy.180)

TAI, CYMRU

Rheoliadau Grantiau Adnewyddu Tai (Diwygio) (Cymru) 2005

Wedi'u gwneud	*20 Medi 2005*
Yn dod i rym	*30 Medi 2005*

Mae Cynulliad Cenedlaethol Cymru, ac yntau'n arfer y pwerau a roddwyd i'r Ysgrifennydd Gwladol gan adrannau 30 a 146(1) a (2) o Ddeddf Grantiau Tai, Adeiladu ac Adfywio 1996(**1**) ac sydd bellach yn arferadwy gan Gynulliad Cenedlaethol Cymru o ran Cymru, drwy hyn yn gwneud y Rheoliadau canlynol:

Enwi, cychwyn a chymhwyso

1.-(1) Enw'r Rheoliadau hyn yw Rheoliadau Grantiau Adnewyddu Tai (Diwygio) (Cymru) 2005 a deuant i rym ar 30 Medi 2005.

(2) Mae'r Rheoliadau hyn yn gymwys i geisiadau am grant a wneir ar 30 Medi 2005 neu wedi hynny i Awdurdodau Tai Lleol yng Nghymru.

Dehongli

2. Yn y Rheoliadau hyn, ystyr "Rheoliadau 1996" ("*the 1996 Regulations*") yw Rheoliadau Grantiau Adnewyddu Tai 1996(**2**).

Diwygio Rheoliadau 1996

3.-(1) Diwygir Rheoliadau 1996 fel a ganlyn:

(2) Yn lle rheoliad 5 rhodder y canlynol-

(**1**) 1996 p.53. Trosglwyddir swyddogaethau'r Ysgrifennydd Gwladol o dan adrannau 30 a 146(1) a (2) o Ddeddf Grantiau Tai, Adeiladu ac Adfywio 1996, i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672).

(**2**) O.S. 1996/2890.

STATUTORY INSTRUMENTS

2005 No. 2605 (W.180)

HOUSING, WALES

The Housing Renewal Grants (Amendment) (Wales) Regulations 2005

Made	*20 September 2005*
Coming into force	*30 September 2005*

The National Assembly for Wales, in exercise of the powers conferred on the Secretary of State by sections 30 and 146(1) and (2) of the Housing Grants, Construction and Regeneration Act 1996(**1**) and now exercisable by the National Assembly for Wales in relation to Wales, hereby make the following Regulations:

Title, commencement and application

1.-(1) The title of these Regulations is the Housing Renewal Grants (Amendment) (Wales) Regulations 2005 and they come into force on 30 September 2005.

(2) These Regulations apply to applications for a grant made on or after 30 September 2005 to Local Housing Authorities in Wales.

Interpretation

2. In these Regulations "the 1996 Regulations" means the Housing Renewal Grants Regulations 1996(**2**).

Amendment of the 1996 Regulations

3.-(1) The 1996 Regulations are amended as follows:

(2) For regulation 5, substitute the following-

(**1**) 1996 c.53. The functions of the Secretary of State under sections 30 and 146(1) and (2) of the Housing Grants, Construction and Regeneration Act 1996 are, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672).

(**2**) S.I. 1996/2890.

"**Definition of relevant person**

5.- (1) Subject to paragraph (2), in respect of any application for a grant a relevant person is any person who-

(a) is the disabled occupant, or one of the disabled occupants, of the dwelling or the flat in the building and is not a child or young person; or

(b) is the partner, or a partner, of the disabled occupant or of one of the disabled occupants and is not a child or young person; and

is not the parent or guardian of a disabled child who lives or intends to live in the dwelling or, as the case may be, a flat in the building.

(2) Where any of the sub-paragraphs (a) or (b) of paragraph (1) applies to both members of a couple or to more than one member of a polygamous marriage, one member only of that couple or of that polygamous marriage will be the relevant person in respect of that application."

"**Definition of relevant person**

5.- (1) Subject to paragraph (2), in respect of any application for a grant a relevant person is any person who-

(a) is the disabled occupant, or one of the disabled occupants, of the dwelling or the flat in the building and is not a child or young person; or

(b) is the partner, or a partner, of the disabled occupant or of one of the disabled occupants and is not a child or young person; and

is not the parent or guardian of a disabled child who lives or intends to live in the dwelling or, as the case may be, a flat in the building.

(2) Where any of the sub-paragraphs (a) or (b) of paragraph (1) applies to both members of a couple or to more than one member of a polygamous marriage, one member only of that couple or of that polygamous marriage will be the relevant person in respect of that application."

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(**1**)

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(**1**)

20 Medi 2005

20 September 2005

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

(**1**) 1998 p.38.

(**1**) 1998 c.38.

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