



OFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2011 Rhif 991 (Cy.145)

2011 No. 991 (W.145)

AMAETHYDDIAETH, CYMRU

AGRICULTURE, WALES

**Rheoliadau Labelu Cig Eidion a
Chig Llo (Cymru) 2011**

**The Beef and Veal Labelling
(Wales) Regulations 2011**

NODYN ESBONIADOL

EXPLANATORY NOTE

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

(This note is not part of the Regulations)

Mae'r Rheoliadau hyn yn disodli Rheoliadau Labelu Cig Eidion (Gorfodi) (Cymru) 2001 ac y maent yn awr yn gymwys i labelu cig llo yn ogystal â chig eidion.

These Regulations replace the Beef Labelling (Enforcement) (Wales) Regulations 2001 and now apply to the labelling of veal in addition to beef.

Mae'r Rheoliadau hyn yn parhau i orfodi Teitl II o Reoliad (EC) Rhif 1760/2000 Senedd Ewrop a'r Cyngor sy'n sefydlu system ar gyfer adnabod a chofrestru anifeiliaid buchol ac ynglŷn â labelu cig eidion a chynhyrchion cig eidion, a Rheoliadau perthynol y Comisiwn. Maent hefyd yn gorfodi'r darpariaethau ynglŷn â chig anifeiliaid buchol sy'n 12 mis oed neu'n iau yn Rheoliad y Cyngor (EC) Rhif 1234/2007 sy'n sefydlu trefn gyffredin o farchnadoedd amaethyddol ac yn ymwneud â darpariaethau penodol ar gyfer rhai cynhyrchion amaethyddol, yn ogystal â darpariaethau Rheoliad y Comisiwn (EC) Rhif 566/2008 sy'n gosod rheolau manwl ar gyfer cymhwyso Rheoliad y Cyngor (EC) Rhif 1234/2007 mewn perthynas â marchnata cig anifeiliaid buchol sy'n 12 mis oed neu'n iau.

These Regulations continue to enforce Title II of 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 and related Commission Regulations. They also enforce the provisions, relating to meat of bovine animals aged 12 months or less, of Council Regulation (EC) No 1234/2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products as well as the provisions of Commission Regulation (EC) No 566/2008 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 as regards the marketing of the meat of bovine animals aged 12 months or less.

Mae'r rheoliadau hyn hefyd yn gorfodi Erthyglau 5a, 5b a 5c o Reoliad y Comisiwn (EC) Rhif 1825/2000 (rheoliad 4(1)(b)) ac yn darparu rheolau ynglŷn â darparu gwybodaeth yn y man gwerthu ynghylch cig heb ei ragbecynnu o anifeiliaid buchol 12 mis oed neu'n iau (rheoliad 4(2)).

These Regulations also enforce Articles 5a, 5b and 5c of Commission Regulation (EC) No 1825/2000 (regulation 4(1)(b)) and provide rules for the provision of information for un-prepacked meat of bovine animals aged 12 months or less at the point of sale (regulation 4(2)).

Gorfodir y Rheoliadau gan yr awdurdod lleol, awdurdod iechyd porthladd neu weinidogion Cymru yn unol â rheoliad 3.

The Regulations are enforced by the local authority, port health authority or Welsh Ministers in accordance with regulation 3.

Mae torri'r Rheoliadau yn dramgwydd y gellir ei gosbi, yn dilyn collfarn ddiannod, â dirwy o ddim mwy na lefel 5 ar y raddfa safonol.

Breach of the Regulations is an offence punishable on summary conviction with a fine not exceeding level 5 on the standard scale.

Ni wnaed asesiad effaith rheoleiddiol, oherwydd na ddisgwylir unrhyw effaith ar y sectorau preifat na gwirfoddol.

A regulatory impact assessment has not been produced as no effect on the private or voluntary sectors is anticipated.

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**Rheoliadau Labelu Cig Eidion a
Chig Llo (Cymru) 2011**

**The Beef and Veal Labelling
(Wales) Regulations 2011**

Gwnaed 29 Mawrth 2011

Made 29 March 2011

*Gosodwyd gerbron Cynulliad
Cenedlaethol Cymru* 30 Mawrth 2011

*Laid before the National
Assembly for Wales* 30 March 2011

Yn dod i rym 21 Ebrill 2011

Coming into force 21 April 2011

Mae Gweinidogion Cymru wedi eu dynodi(1) at y dibenion o wneud rheoliadau o dan adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972(2) mewn perthynas â mesurau sy'n ymwneud â bwyd (gan gynnwys diod) gan gynnwys cynhyrchu sylfaenol bwyd.

The Welsh Ministers are designated(1) for the purposes of making Regulations under section 2(2) of the European Communities Act 1972(2) in relation to food (including drink) including the primary production of food.

Ar ôl cynnal yr ymgynghoriad sy'n ofynnol gan Erthygl 9 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a'r Cyngor sy'n pennu egwyddorion cyffredinol a gofynion cyfraith bwyd, yn sefydlu Awdurdod Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd(3), mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau yn adran 2(2) o Ddeddf y Cymunedau Ewropeaidd 1972.

Having carried out the consultation required by Article 9 of Regulation (EC) No. 178/2002 of the European Parliament and of the Council laying down the general principles of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety(3), the Welsh Ministers make these Regulations in exercise of the powers in section 2(2) of the European Communities Act 1972.

Enwi, cymhwyso, cychwyn a dehongli

Title, application, commencement and interpretation

1.–(1) Enw'r Rheoliadau hyn yw Rheoliadau Labelu Cig Eidion a Chig Llo (Cymru) 2011.

1.–(1) The title of these Regulations is the Beef and Veal Labelling (Wales) Regulations 2011.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru ac yn dod i rym ar 21 Ebrill 2011.

(2) These Regulations apply in relation to Wales and come into force on 21 April 2011.

(3) Yn y Rheoliadau hyn–

(3) In these Regulations–

ystyr "awdurdod iechyd porthladd" ("*port health authority*"), o ran unrhyw ddsbarth iechyd porthladd a sefydlwyd drwy orchymyn o dan adran

"local authority" ("*awdurdod lleol*") means in relation to an area the county council or county borough council for that area;

(1) O.S. 2005/1971. Yn rhinwedd adrannau 59(1) a 162 o Ddeddf Llywodraeth Cymru 2006 a pharagraffau 28 a 30 o Atodlen 11 i'r Ddeddf honno, mae swyddogaethau a roddwyd i Gynulliad Cenedlaethol Cymru yn arferadwy gan Weinidogion Cymru.

(1) S.I. 2005/1971. By virtue of sections 59(1) and 162 of, and paragraphs 28 and 30 of Schedule 11 to, the Government of Wales Act 2006 c. 32 - functions conferred on the National Assembly for Wales are exercisable by the Welsh Ministers.

(2) 1972 p.68.

(2) 1972 c.68.

(3) OJ Rhif L 31, 1.2.2002, t.1 fel y'i diwygiwyd ddiwethaf gan Reoliad (EC) Rhif 596/2009 Senedd Ewrop a'r Cyngor (OJ Rhif L 188, 18.7.2009, t.14).

(3) OJ No L 31, 1.2.2002, p.1 as last amended by Regulation (EC) No 596/2009 of the European Parliament and of the Council (OJ No L 188, 18.7.2009, p.14).

2(3) o Ddeddf Iechyd y Cyhoedd (Rheoli Clefydau) 1984(1), yw awdurdod iechyd porthladd ar gyfer y dosbarth hwnnw a sefydlwyd drwy orchymyn o dan adran 2(4) o'r Ddeddf honno.

ystyr "awdurdod lleol" ("*local authority*") mewn perthynas ag ardal yw'r cyngor sir neu'r cyngor bwrdeistref sirol ar gyfer yr ardal honno.

Yr awdurdod cymwys

2.–(1) Gweinidogion Cymru yw'r awdurdod cymwys at ddibenion–

- (a) Teitl II o Reoliad (EC) Rhif 1760/2000 Senedd Ewrop a'r Cyngor sy'n sefydlu system ar gyfer adnabod a chofrestru anifeiliaid buchol ac yn ymwneud â labelu cig eidion a chynhyrchion cig eidion(2);
- (b) Rheoliad y Comisiwn (EC) Rhif 1825/2000 sy'n pennu rheolau manwl ar gyfer cymhwyso Rheoliad (EC) Rhif 1760/2000(3);
- (c) Erthygl 113b o Reoliad y Cyngor (EC) Rhif 1234/2007 ac Atodiad X1a i'r Rheoliad hwnnw, sy'n sefydlu trefn gyffredin o farchnadoedd amaethyddol ac yn ymwneud â darpariaethau penodol ar gyfer rhai cynhyrchion amaethyddol(4);
- (d) Rheoliad y Comisiwn (EC) Rhif 566/2008 sy'n gosod rheolau manwl ar gyfer cymhwyso Rheoliad y Cyngor (EC) Rhif 1234/2007 mewn perthynas â marchnata cig anifeiliaid buchol sy'n 12 mis oed neu'n iau(5).

Yr awdurdodau gorfodi

3.–(1) Mewn perthynas â chyflenwi drwy fanwerthu, gorfodir y Rheoliadau hyn gan yr awdurdod lleol.

(2) Fel arall, gorfodir y Rheoliadau hyn gan yr awdurdod lleol, yr awdurdod iechyd porthladd a Gweinidogion Cymru.

Tramgyddau o dan ddeddfwriaeth Ewropeaidd

4.–(1) Mae unrhyw berson sy'n peidio â chydymffurfio ag unrhyw un o'r darpariaethau canlynol yn neddfwriaeth yr UE yn euog o dramgydd–

(1) 1984 p.22.

(2) OJ Rhif L 204, 11.8.2000, t.1 fel y'i diwygiwyd ddiwethaf gan Reoliad y Cyngor (EC) Rhif 1791/2006 (OJ Rhif L 363, 20.12.2006, t.1).

(3) OJ Rhif L 216, 26.8.2000, t.8 fel y'i diwygiwyd ddiwethaf gan Reoliad y Comisiwn (EC) 275/2007 (OJ Rhif L 76, 16.3.2007, t.12)

(4) OJ Rhif L 299, 16.11.2007, t.1 fel y'i diwygiwyd ddiwethaf gan Reoliad y Cyngor (EU) Rhif 513/2010 (OJ Rhif L 150, 16.6.2010, t.40). Ychwanegwyd y darpariaethau hyn gan Reoliad y Cyngor (EC) Rhif 361/2008, OJ Rhif L 121, 7.5.2008, t.1.

(5) OJ Rhif L 160, 19.6.2008, t.22.

"port health authority" ("*awdurdod iechyd porthladd*") means in relation to any port health district constituted by order under section 2(3) of the Public Health (Control of Disease) Act 1984(1), a port health authority for that district constituted by order under section 2(4) of that Act.

The competent authority

2.–(1) The Welsh Ministers are the competent authority for the purposes of–

- (a) Title II of 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(2);
- (b) Commission Regulation (EC) No 1825/2000 laying down detailed rules for the application of Regulation (EC) No 1760/2000(3);
- (c) Article 113b of, and Annex X1a to, Council Regulation (EC) No 1234/2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products(4);
- (d) Commission Regulation (EC) No 566/2008 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 as regards the marketing of the meat of bovine animals aged 12 months or less(5).

The enforcement authorities

3.–(1) In relation to retail supply these Regulations are enforced by the local authority.

(2) Otherwise these Regulations are enforced by the local authority, port health authority and Welsh Ministers.

Offences under European legislation

4.–(1) Any person who fails to comply with any of the following provisions in EU legislation is guilty of an offence–

(1) 1984 c.22.

(2) OJ No L 204, 11.8.2000, p 1 as last amended by Council Regulation (EC) No 1791/2006 (OJ No L 363, 20.12.2006, p.1).

(3) OJ No L 216, 26.8.2000, p 8 as last amended by Commission Regulation (EC) 275/2007 (OJ No L 76, 16.3.2007, p.12)

(4) OJ No L 299, 16.11.2007, p.1 as last amended by Council Regulation (EU) No 513/2010 (OJ No L 150, 16.6.2010, p.40). These provisions were added by Council Regulation (EC) No 361/2008, OJ No L 121, 7.5.2008, p.1.

(5) OJ No L 160, 19.6.2008, p.22.

- (a) y darpariaethau canlynol o Reoliad (EC) Rhif 1760/2000 Senedd Ewrop a'r Cyngor–
- (i) Erthygl 11 (gofyniad i labelu);
 - (ii) Erthygl 13(1) (rheolau cyffredinol);
 - (iii) Erthygl 13(2) (dynodiadau ar y label);
 - (iv) Erthygl 13(5) (gwybodaeth ychwanegol ar y label);
 - (v) Erthygl 14 (labelu briwrig eidion);
 - (vi) Erthygl 15 (cig eidion o drydydd gwledydd);
 - (vii) Erthygl 16(4) (labelu gwirfoddol);
 - (viii) Erthygl 17(1) (labelu cig eidion o drydydd gwledydd yn wirfoddol);
- (b) y darpariaethau canlynol o Reoliad y Comisiwn (EC) Rhif 1825/2000–
- (i) Erthygl 1 (olrheiniadwyedd);
 - (ii) Erthygl 2 (labelu);
 - (iii) Erthygl 4 (maint a chyfansoddiad grŵp);
 - (iv) Erthygl 5(2) (briwrig eidion);
 - (v) Erthygl 5a (tocion);
 - (vi) Erthygl 5b (cig a dorrwyd sydd wedi ei ragbecynnu);
 - (vii) Erthygl 5c (cig a dorrwyd sydd heb ei ragbecynnu);
 - (viii) Erthygl 6(3) (cig eidion mewn pecynnau bach i'w fanwerthu);
 - (ix) Erthygl 7 (mynediad i fangroedd a chofnodion);
- (c) y darpariaethau canlynol Rheoliad Cyngor (EC) Rhif 1234/2007–
- (i) Erthygl 113b (marchnata cig anifeiliaid buchol 12 mis oed neu'n iau);
 - (ii) Paragraff II o Atodiad X1a (dosbarthu yn y lladd-dy);
 - (iii) Paragraff III o Atodiad X1a (disgrifiadau gwerthu);
 - (iv) Paragraff IV o Atodiad X1a (gwybodaeth orfodol ar y label);
 - (v) Paragraff V o Atodiad X1a (gwybodaeth opsiynol ar y label);
 - (vi) Paragraff VI o Atodiad X1a (cofnodi);
 - (vii) Paragraff VIII o Atodiad X1a (cig o drydydd gwledydd);
- (d) y darpariaethau canlynol o Reoliad y Comisiwn (EC) Rhif 566/2008–
- (i) Erthygl 4(1) (gwybodaeth orfodol ar y label);
 - (ii) Erthygl 4(2) (dynodi oed);
 - (iii) Erthygl 5 (cofnodi gwybodaeth).
- (a) the following provisions of Regulation (EC) No 1760/2000 of the European Parliament and the Council–
- (i) Article 11 (requirement to label);
 - (ii) Article 13(1) (general rules);
 - (iii) Article 13(2) (indications on the label);
 - (iv) Article 13(5) (additional information on the label);
 - (v) Article 14 (labelling of minced beef);
 - (vi) Article 15 (beef from third countries);
 - (vii) Article 16(4) (voluntary labelling);
 - (viii) Article 17(1) (voluntary labelling of beef from third countries);
- (b) the following provisions of Commission Regulation (EC) No 1825/2000–
- (i) Article 1 (traceability);
 - (ii) Article 2 (labelling);
 - (iii) Article 4 (size and composition of a group);
 - (iv) Article 5(2) (minced beef);
 - (v) Article 5a (trimmings);
 - (vi) Article 5b (pre-packaged cut meat);
 - (vii) Article 5c (non-pre-packaged cut meat);
 - (viii) Article 6(3) (beef in small retail packages);
 - (ix) Article 7 (access to premises and records);
- (c) the following provisions of Council Regulation (EC) No 1234/2007–
- (i) Article 113b (marketing of the meat of bovine animals aged 12 months or less);
 - (ii) Paragraph II of Annex X1a (classification at the slaughterhouse);
 - (iii) Paragraph III of Annex X1a (sales descriptions);
 - (iv) Paragraph IV of Annex X1a (compulsory information on the label);
 - (v) Paragraph V of Annex X1a (optional information on the label);
 - (vi) Paragraph VI of Annex X1a (recording);
 - (vii) Paragraph VIII of Annex X1a (meat from third countries);
- (d) the following provision of Commission Regulation (EC) No 566/2008–
- (i) Article 4(1) (compulsory information on the label);
 - (ii) Article 4(2) (indication of age);
 - (iii) Article 5 (recording information).

(2) At ddibenion paragraff IV(2) o Atodiad X1a i Reoliad y Cyngor (EC) Rhif 1234/2007, rhaid i'r wybodaeth sy'n ofynnol gael ei harddangos yn agos at y cig, fel y gall y defnyddiwr terfynol adnabod yr wybodaeth yn hawdd, a rhaid iddi fod yn eglur a darllenadwy.

(3) Rhaid dal gafael ar gofnodion (gan gynnwys cofnodion electronig) am gyfnod o 12 mis ar ôl diwedd y flwyddyn galendr y gwnaed y cofnod ynddi.

Hysbysiadau

5.–(1) Pan fo cig eidion neu gig llo wedi ei labelu a'i farchnata mewn modd nad yw'n cydymffurfio â'r Rheoliadau hyn, caiff swyddog awdurdodedig yr awdurdod gorfodi gyflwyno hysbysiad i'r person sydd â'r cig eidion neu'r cig llo yn ei feddiant, gan wneud yn ofynnol—

(a) ail-labelu'r cig ar unwaith yn unol â'r Rheoliadau hyn, neu

(b) roi'r gorau ar unwaith i'w gynnig ar werth, hyd nes bo'r cig wedi ei ail-labelu yn unol â'r Rheoliadau hyn, neu'i waredu rywfodd arall,

a bydd unrhyw berson sy'n peidio â chydymffurfio â'r hysbysiad hwnnw yn euog o dramgwydd.

(2) Rhaid i hysbysiad ddatgan bod hawl i apelio i lys ynadon, ac o fewn pa gyfnod y caniateir dwyn apêl.

(3) Caiff unrhyw berson a dramgwyddir oherwydd hysbysiad apelio i lys ynadon.

(4) Y weithdrefn a ddilynir yw gwneud cwyn am orchymyn, a bydd Deddf Llysoedd yr Ynadon 1980(1) yn gymwys i'r gweithrediadau.

(5) Y cyfnod y caniateir dwyn apêl ynddo yw un mis ar ôl y dyddiad y cyflwynwyd yr hysbysiad.

(6) Yn dilyn apêl, caiff y llys ddileu neu gadarnhau'r hysbysiad, ac os bydd yn ei gadarnhau, caiff wneud hynny naill ai ar ei ffurf wreiddiol neu gyda'r cyfryw addasiadau ag y gwêl y llys yn dda o dan yr amgylchiadau.

(7) Caiff unrhyw berson a dramgwyddir gan benderfyniad llys ynadon mewn apêl o dan y rheoliad hwn apelio i Lys y Goron.

Pwerau mynediad

6.–(1) Caiff swyddog awdurdodedig awdurdod gorfodi, ar ôl dangos awdurdodiad dilysedig os gofynnir iddo, fynd i mewn i unrhyw fangre ar unrhyw awr resymol at y diben o ganfod—

(1) 1980 p.43; amnewidiwyd adrannau 51 a 52 gan Ddeddf y Llysoedd 2003 (p.39), adran 47.

(2) For the purposes of paragraph IV(2) of Annex X1a to Council Regulation (EC) No 1234/2007, the required information must be displayed near the meat so as to allow the final consumer to readily identify the information which must be clearly legible.

(3) Records (including electronic records) must be retained for a period of 12 months from the end of the calendar year in which the record was made.

Notices

5.–(1) Where beef or veal has been labelled and marketed in a manner that does not comply with these Regulations, an authorised officer of an enforcement authority may serve a notice on the person in possession of the beef or veal requiring—

(a) its immediate relabeling in accordance with these Regulations, or

(b) its immediate removal from sale until it is relabelled in accordance with these Regulations or otherwise disposed of,

and any person who fails to comply with that notice is guilty of an offence.

(2) A notice must state the right of appeal to a magistrates' court and the period within which the appeal may be brought.

(3) Any person who is aggrieved by a notice may appeal to a magistrates' court.

(4) The procedure is by way of complaint for an order, and the Magistrates' Court Act 1980(1) applies to the proceedings.

(5) The period within which an appeal may be brought is one month from the date on which the notice was served.

(6) On an appeal the court may either cancel or affirm the notice and, if the court affirms the notice, it may do so either in its original form or with such modifications as the court may in the circumstances think fit.

(7) A person who is aggrieved by any decision of a magistrates' court on an appeal under this regulation may appeal to the Crown Court.

Powers of entry

6.–(1) An authorised officer of an enforcement authority may, on producing a duly authenticated authorisation if required, enter any premises at any reasonable hour for the purpose of ascertaining whether—

(1) 1980 c.43; sections 51 and 52 have been substituted by the Courts Act 2003 (c.39), section 47.

- (a) a oes, neu a fu yn y fangre honno unrhyw dramgwydd o dan y Rheoliadau hyn; neu
- (b) a oes yn y fangre honno unrhyw dystiolaeth o unrhyw dramgwydd o dan y Rheoliadau hyn.

(2) Caiff y swyddog fynd â'r cyfryw bersonau eraill gydag ef, a ystyrir yn angenrheidiol gan y swyddog, gan gynnwys unrhyw gynrychiolydd y Comisiwn Ewropeaidd.

(3) Os bodlonir ynad heddwch, ar ôl cael gwybodaeth ysgrifenedig ar lw, bod sail resymol dros fynd i mewn i unrhyw fangre at unrhyw ddiben ym mharagraff (1), ac—

- (a) bod mynediad i'r fangre honno wedi ei wrthod, neu y disgwylir gwrthodiad, a bod hysbysiad o'r bwriad i ofyn am warant wedi ei roi i'r meddiannydd,
- (b) os byddai cais am gael mynediad yn tanseilio'r diben o fynd i mewn, neu
- (c) os yw'r fangre'n wag, neu'r meddiannydd yn absennol dros dro,

caiff yr ynad, drwy warant lofnodedig, awdurdodi swyddog awdurdodedig i fynd i mewn i'r fangre, drwy rym rhesymol os bydd angen.

(4) Bydd gwarant a roddir o dan y rheoliad hwn yn parhau mewn grym am un mis.

(5) Rhaid i swyddog sy'n mynd i mewn i unrhyw fangre wag adael y fangre honno wedi ei diogelu mor effeithiol rhag mynediad diawdurdod ag yr oedd cyn iddo fynd i mewn.

Pwerau swyddogion awdurdodedig

7. Caiff swyddog awdurdodedig awdurdod gorfodi sy'n mynd i mewn i unrhyw fangre o dan y Rheoliadau hyn—

- (a) archwilio unrhyw gig eidion neu gig llo sy'n bresennol yn y fangre honno;
- (b) cymryd samplau o unrhyw gig eidion neu gig llo yn y fangre honno ac, os oes angen, anfon y samplau i'w profi;
- (c) archwilio unrhyw labeli a chofnodion busnes perthnasol (gan gynnwys cofnodion electronig), y gall fod eu hangen fel tystiolaeth mewn achosion o dan y Rheoliadau hyn.

Rhwystro

8. Mae unrhyw berson sydd—

- (a) yn fwriadol yn rhwystro unrhyw berson sy'n gweithredu i roi'r Rheoliadau hyn ar waith,
- (b) heb esgus rhesymol, yn peidio â rhoi i unrhyw berson sy'n gweithredu i roi'r Rheoliadau hyn ar waith unrhyw gymorth neu wybodaeth y gofynnir yn rhesymol amdano neu amdani at y diben o gyflawni swyddogaethau o dan y

- (a) there is or has been on the premises any contravention of these Regulations; or
- (b) there is on the premises any evidence of any contravention of these Regulations.

(2) The officer may be accompanied by such other persons as the officer considers necessary, including any representative of the European Commission.

(3) If a justice of the peace, on sworn information in writing, is satisfied that there is reasonable ground for entry into any premises for any purpose in paragraph (1) and that—

- (a) admission to the premises has been refused, or a refusal is anticipated, and that notice of the intention to apply for a warrant has been given to the occupier,
- (b) an application for admission would defeat the object of the entry, or
- (c) the premises are unoccupied or the occupier temporarily absent,

the justice may by signed warrant authorise an authorised officer to enter the premises, if need be by reasonable force.

(4) A warrant granted under this regulation continues in force for one month.

(5) An officer who enters any unoccupied premises must leave them as effectively secured against unauthorised entry as they were before entry.

Powers of authorised officers

7. An authorised officer of an enforcement authority entering any premises under these Regulations may—

- (a) inspect any beef or veal present on those premises;
- (b) take samples from any beef or veal on those premises and, if necessary, send the samples for testing;
- (c) inspect any labels and relevant business records (including electronic records) that may be required as evidence in proceedings under these Regulations.

Obstruction

8. Any person who—

- (a) intentionally obstructs any person acting in the execution of these Regulations,
- (b) without reasonable cause, fails to give any person acting in execution of these Regulations any assistance or information that that person may reasonably require for the purpose of carrying out functions under these

Rheoliadau hyn, neu

- (c) yn rhoi i unrhyw berson sy'n gweithredu i roi'r Rheoliadau hyn ar waith unrhyw wybodaeth gan wybod ei bod yn ffug neu'n gamarweiniol,

yn euog o dramgwydd.

Tramgwyddau gan gyrff corfforaethol

9.–(1) Pan fo corff corfforaethol yn euog o dramgwydd o dan y Rheoliadau hyn, ac os profir bod y tramgwydd hwnnw wedi ei gyflawni gyda chydysyniad neu gydgyllwyn, neu y gellir ei briodoli i unrhyw esgeulustod, ar ran–

- (a) unrhyw gyfarwyddwr, rheolwr, ysgrifennydd neu swyddog cyffelyb arall y corff corfforaethol, neu
(b) unrhyw berson a oedd yn honni gweithredu mewn unrhyw swydd o'r fath,

bydd y person hwnnw yn ogystal â'r corff corfforaethol yn euog o'r tramgwydd, a bydd yn agored i'w erlyn a'i gosbi yn unol â hynny.

(2) At ddibenion y rheoliad hwn, ystyr "cyfarwyddwr" ("*director*"), mewn perthynas â chorff corfforaethol y rheolir ei fusnes gan ei aelodau, yw aelod o'r corff corfforaethol.

Cosbau

10. Mae person sy'n euog o dramgwydd o dan y Rheoliadau hyn yn agored, o'i gollfarnu'n ddiannod, i ddirwy na fydd yn fwy na lefel 5 ar y raddfa safonol.

Dirymu

11. Dirymir Rheoliadau Labelu Cig Eidion (Gorfodi) (Cymru) 2001(1).

Regulations, or

- (c) furnishes to any person acting in the execution of these Regulations any information knowing it to be false or misleading,

is guilty of an offence.

Offences by bodies corporate

9.–(1) Where a body corporate is guilty of an offence under these Regulations, and that offence is proved to have been committed with the consent or connivance of, or to have been attributable to any neglect on the part of–

- (a) any director, manager, secretary or other similar officer of the body corporate, or
(b) any person who was purporting to act in any such capacity,

that person as well as the body corporate is guilty of the offence and liable to be proceeded against and punished accordingly.

(2) For the purposes of this regulation "director", ("*cyfarwyddwr*") in relation to a body corporate whose affairs are managed by its members, means a member of the body corporate.

Penalties

10. A person guilty of an offence under these Regulations is liable on summary conviction to a fine not exceeding level 5 on the standard scale.

Revocation

11. The Beef Labelling (Enforcement) (Wales) Regulations 2001(1) are revoked.

Elin Jones

Y Gweinidog dros Faterion Gwledig,

29 Mawrth 2011

Minister for Rural Affairs, one of the Welsh Ministers

29 March 2011

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AMAETHYDDIAETH, CYMRU

Rheoliadau Labelu Cig Eidion a
Chig Llo (Cymru) 2011

WELSH STATUTORY
INSTRUMENTS

2011 No. 991 (W.145)

AGRICULTURE, WALES

The Beef and Veal Labelling
(Wales) Regulations 2011