



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2016 Rhif 173 (Cy. 74)

2016 No. 173 (W. 74)

TAI, CYMRU

HOUSING, WALES

**Gorchymyn Deddf Tai 1985
(Diwygio Atodlen 2A) (Troseddau
Difrifol) (Cymru) 2016**

**The Housing Act 1985
(Amendment of Schedule 2A)
(Serious Offences) (Wales) Order
2016**

NODYN ESBONIADOL

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

Mae erthygl 2 o'r Gorchymyn hwn yn diwygio Atodlen 2A i Ddeddf Tai 1985. Mae Atodlen 2A yn rhestru'r troseddau difrifol sy'n ymwneud â'r seiliau absoliwt ar gyfer meddiannu am ymddygiad gwrthgymdeithasol y darperir ar eu cyfer gan adran 84A o Ddeddf Tai 1985 (tenantiaethau diogel), a sail 7A o Ran 1 o Atodlen 2 i Ddeddf Tai 1988 (tenantiaethau sicr). Mae adrannau 1 a 2 o Ddeddf Caethwasiaeth Fodern 2015 yn cyflwyno troseddau sy'n ymwneud â chaethwasiaeth, caethwasanaeth a llafur o dan orfod neu lafur gorfodol, a masnachu pobl yn y drefn honno. Mae'r Gorchymyn hwn yn ychwanegu'r troseddau hyn at Atodlen 2A i Ddeddf Tai 1985.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Aseidiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. 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 offeryn hwn.

EXPLANATORY NOTE

(This note is not part of the Order)

Article 2 of this Order amends Schedule 2A to the Housing Act 1985. Schedule 2A lists the serious offences relating to the absolute grounds for possession for anti-social behaviour provided for by section 84A of the Housing Act 1985 (secure tenancies), and ground 7A of Part 1 of Schedule 2 to the Housing Act 1988 (assured tenancies). Sections 1 and 2 of the Modern Slavery Act 2015 introduce offences relating to slavery, servitude and forced or compulsory labour, and human trafficking respectively. This Order adds these offences to Schedule 2A to the Housing Act 1985.

The Welsh Ministers' Code of Practice in the carrying out of Regulatory Impact Assessments was considered in relation to this Order. 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 this instrument.

2016 Rhif 173 (Cy. 74)

TAI, CYMRU

**Gorchymyn Deddf Tai 1985
(Diwygio Atodlen 2A) (Troseddau
Difrifol) (Cymru) 2016**

Gwnaed 9 Chwefror 2016
Yn dod i rym 16 Chwefror 2016

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pwerau a roddwyd iddynt gan adran 84A(11)(a) o Ddeddf Tai 1985(1).

Yn unol ag adran 84A(13)(b) o'r Ddeddf honno, gosodwyd drafft o'r Gorchymyn hwn gerbron Cynulliad Cenedlaethol Cymru ac fe'i cymeradwywyd ganddo drwy benderfyniad.

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Tai 1985 (Diwygio Atodlen 2A) (Troseddau Difrifol) (Cymru) 2016 a daw i rym ar 16 Chwefror 2016.

(2) Mae'r Gorchymyn hwn yn gymwys o ran Cymru.

Diwygio Deddf Tai 1985

2.—(1) Mae Deddf Tai 1985 wedi ei diwygio fel a ganlyn.

(2) Yn Atodlen 2A(2) (sail absoliwt ar gyfer meddiannu am ymddygiad gwrthgymdeithasol: troseddau difrifol) ar ôl paragraff 29 mewnosoder—

(1) 1985 p. 68. Mewnosodwyd adran 84A gan adran 94(1) o Ddeddf Ymddygiad Gwrthgymdeithasol, Troseddu a Phlisma 2014 (p. 12).

(2) Mewnosodwyd Atodlen 2A gan adran 94(2) o Ddeddf Ymddygiad Gwrthgymdeithasol, Troseddu a Phlisma 2014 ac Atodlen 3 iddi.

2016 No. 173 (W. 74)

HOUSING, WALES

**The Housing Act 1985
(Amendment of Schedule 2A)
(Serious Offences) (Wales) Order
2016**

Made 9 February 2016
Coming into force 16 February 2016

The Welsh Ministers make the following Order in exercise of powers conferred upon them by section 84A(11)(a) of the Housing Act 1985(1).

In accordance with section 84A(13)(b) of that Act, a draft of this Order has been laid before and approved by a resolution of the National Assembly for Wales.

Title, commencement and application

1.—(1) The title of this Order is the Housing Act 1985 (Amendment of Schedule 2A) (Serious Offences) (Wales) Order 2016 and it comes into force on 16 February 2016.

(2) This Order applies in relation to Wales.

Amendment to the Housing Act 1985

2.—(1) The Housing Act 1985 is amended as follows.

(2) In Schedule 2A(2) (absolute ground for possession for anti-social behaviour: serious offences) after paragraph 29 insert—

(1) 1985 c. 68. Section 84A was inserted by section 94(1) of the Anti-social Behaviour, Crime and Policing Act 2014 (c. 12).

(2) Schedule 2A was inserted by section 94(2) of, and Schedule 3 to, the Anti-social Behaviour, Crime and Policing Act 2014.

“Modern slavery

29A An offence under either of the following sections of the Modern Slavery Act 2015(1)—

- (a) section 1 (slavery, servitude and forced or compulsory labour),
- (b) section 2 (human trafficking).”

“Modern slavery

29A An offence under either of the following sections of the Modern Slavery Act 2015(1)—

- (a) section 1 (slavery, servitude and forced or compulsory labour),
- (b) section 2 (human trafficking).”

Lesley Griffiths

Y Gweinidog Cymunedau a Threchu Tlodi, un o Weinidogion Cymru

9 Chwefror 2016

Minister for Communities and Tackling Poverty, one of the Welsh Ministers

9 February 2016

©[©]Hawlfraint y Goron 2016

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

© Crown copyright 2016

Printed and Published in the UK by The Stationery Office Limited under the authority and superintendence of Carol Tullo, Controller of Her Majesty’s Stationery Office and Queen’s Printer of Acts of Parliament.

OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2016 Rhif 173 (Cy. 74)

TAI, CYMRU

Gorchymyn Deddf Tai 1985
(Diwygio Atodlen 2A) (Troseddau
Difrifol) (Cymru) 2016

2016 No. 173 (W. 74)

HOUSING, WALES

The Housing Act 1985
(Amendment of Schedule 2A)
(Serious Offences) (Wales) Order
2016

£4.25

W2584/02/16

ON

ISBN 978-0-348-11258-0



9 780348 112580