OFFERYNNAU STATUDOL CYMRU

2019 Rhif 132 (Cy. 33)

IECHYD PLANHIGION, CYMRU

Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2019

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn yn diwygio erthygl 19 o Orchymyn Iechyd Planhigion (Cymru) 2018 sy'n gymwys i blanhigion penodol a fwriedir ar gyfer eu plannu, ac a dyfwyd neu yr amheuir eu bod wedi eu tyfu mewn Aelod-wladwriaeth arall neu yn y Swistir. Mae'n ei gwneud yn ofynnol i fewnforiwr unrhyw blanhigion o'r fath hysbysu arolygydd awdurdodedig mewn ysgrifen am eu glaniad ddim hwyrach na phedwar diwrnod ar ôl dyddiad eu glaniad yng Nghymru. Mae'r diwygiad yn estyn y gofynion hyn i blanhigion *Olea europaea* L.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn. Gellir cael copi oddi wrth: cangen Iechyd Planhigion a Diogelu'r Amgylchedd Llywodraeth Cymru, Parc Cathays, CF10 3NQ.

WELSH STATUTORY INSTRUMENTS

2019 No. 132 (W. 33)

PLANT HEALTH, WALES

The Plant Health (Wales) (Amendment) Order 2019

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends article 19 of the Plant Health (Wales) Order 2018 which applies to certain plants intended for planting, which have been grown or are suspected to have been grown in another member State or in Switzerland. It requires the importer of any such plants to notify an authorised inspector in writing of their landing no later than four days after the date of their landing in Wales. The amendment extends these requirements to plants of *Olea europaea* L.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to this Order. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with this Order. A copy can be obtained from the Plant Health and Environment Protection branch of the Welsh Government, Cathays Park, CF10 3NQ.

OFFERYNNAU STATUDOL CYMRU

2019 Rhif 132 (Cy. 33)

IECHYD PLANHIGION, CYMRU

Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2019

Gwnaed *29 Ionawr 2019*

Gosodwyd gerbron Cynulliad Cenedlaethol Cymru *30 Ionawr 2019*

Yn dod i rym *6 Mawrth 2019*

Mae Gweinidogion Cymru yn gwneud y Gorchymyn hwn drwy arfer y pwerau a roddir iddynt gan adrannau 2 a 3(1) o Ddeddf Iechyd Planhigion 1967(**1**).

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Iechyd Planhigion (Cymru) (Diwygio) 2019.

(2) Mae'r Gorchymyn hwn yn gymwys o ran Cymru ac yn dod i rym ar 6 Mawrth 2019.

Diwygio Gorchymyn Iechyd Planhigion (Cymru) 2018

2. Mae Gorchymyn Iechyd Planhigion (Cymru) 2018(**2**) wedi ei ddiwygio fel a ganlyn.

Erthygl 19

3. Yn erthygl 19(1), yn is-baragraffau (a) a (b), ar ôl "*Fraxinus* L.," mewnosoder "*Olea europaea* L.,".

(**1**) 1967 p. 8; diwygiwyd adran 2 gan baragraff 8(2)(a) o Atodlen 4 i Ddeddf y Cymunedau Ewropeaidd 1972 (p. 68), Rhan 1 o'r tabl ym mharagraff 12 o Atodlen 4 i Ddeddf Rheoli Tollau Tramor a Chartref 1979 (p. 2), O.S. 1990/2371 ac O.S.2011/1043. Diwygiwyd adran 3(1) gan baragraff 8(2)(a) a (b) o Atodlen 4 i Ddeddf y Cymunedau Ewropeaidd 1972 ac O.S. 2011/1043. Mae'r pwerau a roddir gan adrannau 2 a 3(1) yn cael eu rhoi i "competent authority" ("awdurdod cymwys") a ddiffinnir yn adran 1(2). Diwygiwyd adran 1(2) gan baragraff 43 o Atodlen 2 i O.S. 2013/755 (Cy. 90). Mae adran 1(2), fel y'i diwygiwyd, yn darparu mai'r awdurdod cymwys ar gyfer Cymru yw Gweinidogion Cymru.

(**2**) O.S. 2018/1064 (Cy. 223).

WELSH STATUTORY INSTRUMENTS

2019 No. 132 (W. 33)

PLANT HEALTH, WALES

The Plant Health (Wales) (Amendment) Order 2019

Made *29 January 2019*

Laid before the National Assembly for Wales *30 January 2019*

Coming into force *6 March 2019*

The Welsh Ministers make this Order in exercise of the powers conferred on them by sections 2 and 3(1) of the Plant Health Act 1967(**1**).

Title, commencement and application

1.—(1) The title of this Order is the Plant Health (Wales) (Amendment) Order 2019.

(2) This Order applies in relation to Wales and comes into force on 6 March 2019.

Amendment of the Plant Health (Wales) Order 2018

2. The Plant Health (Wales) Order 2018(**2**) is amended as follows.

Article 19

3. In article 19(1), in sub-paragraphs (a) and (b), after "*Fraxinus* L.," insert "*Olea europaea* L.,".

(**1**) 1967 c. 8; section 2 was amended by paragraph 8(2)(a) of Schedule 4 to the European Communities Act 1972 (c. 68), Part 1 of the table in paragraph 12 of Schedule 4 to the Customs and Excise Management Act 1979 (c. 2), S.I. 1990/2371 and S.I. 2011/1043. Section 3(1) was amended by paragraph 8(2)(a) and (b) of Schedule 4 to the European Communities Act 1972 and S.I. 2011/1043. The powers conferred by sections 2 and 3(1) are conferred on a "competent authority", which is defined in section 1(2). Section 1(2) was amended by paragraph 43 of Schedule 2 to S.I. 2013/755 (W. 90). Section 1(2), as amended, provides that the competent authority for Wales is the Welsh Ministers.

(**2**) S.I. 2018/1064 (W. 223).

Lesley Griffiths

Gweinidog yr Amgylchedd, Ynni a Materion Gwledig, un o Weinidogion Cymru
29 Ionawr 2019

Minister for Environment, Energy and Rural Affairs, one of the Welsh Ministers
29 January 2019

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