Rheoliadau a wnaed gan Weinidogion Cymru, a osodwyd gerbron Cynulliad Cenedlaethol Cymru o dan baragraff 7(3) o Atodlen 7 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018, i'w cymeradwyo drwy benderfyniad gan Gynulliad Cenedlaethol Cymru o fewn 28 diwrnod, gan ddechrau ar y diwrnod y gwnaed y Rheoliadau, yn ddarostyngedig i'w estyn dros gyfnodau o ddiddymu neu pan fo toriad am fwy na phedwar diwrnod.

OFFERYNNAU STATUDOL CYMRU

2019 Rhif 1375 (Cy. 241)

YMADAEL Â'R UNDEB EWROPEAIDD, CYMRU

IECHYD ANIFEILIAID, CYMRU

Rheoliadau Iechyd a Lles Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) (Diwygio) 2019

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn wedi eu gwneud drwy arfer y pwerau a roddir gan baragraff 1(1) o Atodlen 2, a pharagraff 21 o Atodlen 7, i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018 er mwyn ymdrin ag unrhyw fethiant yng nghyfraith yr UE a ddargedwir i weithredu'n effeithiol a diffygion eraill sy'n deillio o ymadawiad y Deyrnas Unedig â'r Undeb Ewropeaidd.

Maent yn gwneud darpariaeth atodol i'r ddarpariaeth a wnaed gan reoliad 4(8)(b) o Reoliadau Lles Anifeiliaid (Diwygio) (Ymadael â'r UE) 2019 mewn perthynas â thystysgrifau cymhwysedd, sydd eu hangen er mwyn lladd anifeiliaid neu gyflawni gweithrediadau cysylltiedig mewn lladd-dy. Mae rheoliad 4(8)(b) o'r Rheoliadau hynny yn diwygio

Regulations made by the Welsh Ministers, laid before the National Assembly for Wales under paragraph 7(3) of Schedule 7 to the European Union (Withdrawal) Act 2018, for approval by resolution of the National Assembly for Wales within 28 days beginning on the day on which the Regulations were made, subject to extension for periods of dissolution, or recess for more than four days.

WELSH STATUTORY INSTRUMENTS

2019 No. 1375 (W. 241)

EXITING THE EUROPEAN UNION, WALES

ANIMAL HEALTH, WALES

The Animal Health and Welfare (Miscellaneous Amendments) (Wales) (EU Exit) (Amendment) Regulations 2019

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by paragraph 1(1) of Schedule 2, and paragraph 21 of Schedule 7, to the European Union (Withdrawal) Act 2018 in order to address failures of retained EU law to operate effectively and other deficiencies arising from the withdrawal of the United Kingdom from the European Union.

They make provision supplementary to that made by regulation 4(8)(b) of the Animal Welfare (Amendment) (EU Exit) Regulations 2019 in relation to certificates of competence needed in order to kill animals or carry out related operations in a slaughterhouse. Regulation 4(8)(b) of those Regulations amends Council Regulation (EC) No

Rheoliad y Cyngor (EC) Rhif 1099/2009 ar ddiogelu anifeiliaid adeg eu lladd, i hepgor y gofyniad yn Erthygl 21(4) i gydnabod tystysgrifau cymhwysedd a ddyroddir mewn unrhyw Aelod-wladwriaeth.

Mae rheoliad 2 o'r Rheoliadau hyn yn diwygio Rheoliadau Iechyd a Lles Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2019 er mwyn sicrhau y caiff unigolyn sy'n dymuno gwneud cais am dystysgrif cymhwysedd ar ôl y diwrnod ymadael ddibynnu ar hyfforddiant ac arholiad cymeradwy a gyflawnir yng Ngweriniaeth Iwerddon, yn gyson â'r trefniadau o dan yr Ardal Deithio Gyffredin gyda Gweriniaeth Iwerddon.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn.

1099/2009 on the protection of animals at the time of killing, to omit the requirement in Article 21(4) to recognize certificates of competence issued in any member State.

Regulation 2 of these Regulations amends the Animal Health and Welfare (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019 to ensure that, consistently with the arrangements under the Common Travel Area with the Republic of Ireland, after exit day an individual wishing to apply for a certificate of competence may rely on approved training and examination undertaken in the Republic of Ireland.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. 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 these Regulations.

Rheoliadau a wnaed gan Weinidogion Cymru, a osodwyd gerbron Cynulliad Cenedlaethol Cymru o dan baragraff 7(3) o Atodlen 7 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018, i'w cymeradwyo drwy benderfyniad gan Gynulliad Cenedlaethol Cymru o fewn 28 diwrnod, gan ddechrau ar y diwrnod y gwnaed y Rheoliadau, yn ddarostyngedig i'w estyn dros gyfnodau o ddiddymu neu pan fo toriad am fwy na phedwar diwrnod.

Regulations made by the Welsh Ministers, laid before the National Assembly for Wales under paragraph 7(3) of Schedule 7 to the European Union (Withdrawal) Act 2018, for approval by resolution of the National Assembly for Wales within 28 days beginning on the day on which the Regulations were made, subject to extension for periods of dissolution, or recess for more than four days.

O F F E R Y N N A U S T A T U D O L C Y M R U

W E L S H S T A T U T O R Y I N S T R U M E N T S

2019 Rhif 1375 (Cy. 241)

2019 No. 1375 (W. 241)

YMADAEL Â'R UNDEB EWROPEAIDD, CYMRU

IECHYD ANIFEILIAID, CYMRU

EXITING THE EUROPEAN UNION, WALES

ANIMAL HEALTH, WALES

Rheoliadau Iechyd a Lles Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) (Diwygio) 2019

The Animal Health and Welfare (Miscellaneous Amendments) (Wales) (EU Exit) (Amendment) Regulations 2019

Gwnaed *23 Hydref 2019*

Gosodwyd gerbron Cynulliad Cenedlaethol Cymru *25 Hydref 2019*

Yn dod i rym yn unol â rheoliad 1(2)

Made *23 October 2019*

Laid before the National Assembly for Wales *25 October 2019*

Coming into force in accordance with regulation 1(2)

Mae Gweinidogion Cymru, drwy arfer y pŵer a roddir gan baragraff 1(1) o Atodlen 2, a pharagraff 21 o Atodlen 7, i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018(**1**), yn gwneud y Rheoliadau a ganlyn.

The Welsh Ministers, in exercise of the power conferred by paragraph 1(1) of Schedule 2, and paragraph 21 of Schedule 7, to the European Union (Withdrawal) Act 2018(**1**), make the following Regulations.

(**1**) 2018 p. 16.

(**1**) 2018 c. 16.

Mae Gweinidogion Cymru o'r farn, oherwydd brys, fod angen gwneud y Rheoliadau hyn heb osod drafft o'r offeryn gerbron Cynulliad Cenedlaethol Cymru, na chymeradwyo'r drafft hwnnw drwy benderfyniad ganddo.

Yn unol â pharagraff 4 o Atodlen 2 i'r Ddeddf honno, mae Gweinidogion Cymru wedi ymgynghori â'r Ysgrifennydd Gwladol.

Enwi a chychwyn

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Iechyd a Lles Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) (Diwygio) 2019.

(2) Daw'r Rheoliadau hyn i rym yn union cyn y diwrnod ymadael.

Rheoliadau Iechyd a Lles Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2019

2. Yn rheoliad 5(2) o Reoliadau Iechyd a Lles Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2019(**1**), ar ôl is-baragraff (a) mewnosoder—

"(aa) ym mharagraff (1), yn y diffiniad o "tystiolaeth o hyfforddi ac arholi", ar ôl paragraff (a) mewnosoder—

"(aa) dogfen sy'n ardystio bod arholiad terfynol annibynnol wedi ei basio, a ddyroddir gan—

(i) corff sydd wedi ei ddynodi gan Weriniaeth Iwerddon i fod yn gyfrifol am draddodi tystysgrifau yn unol ag Erthygl 21(1) o Reoliad yr UE, fel y mae'n cael effaith yng nghyfraith yr UE fel y'i diwygir o bryd i'w gilydd, neu

(ii) corff y mae'r swyddogaeth o gynnal yr arholiad terfynol neu ddyroddi tystysgrifau wedi cael ei dirprwyo iddo yng Ngweriniaeth Iwerddon yn unol ag Erthygl 21(2) o Reoliad yr UE, fel y mae'n cael effaith yng nghyfraith yr UE fel y'i diwygir o bryd i'w gilydd,

(**1**) O.S. 2019/684 (Cy. 131).

The Welsh Ministers are of the opinion that, by reason of urgency, it is necessary to make these Regulations without a draft of the instrument being laid before, and approved by resolution of, the National Assembly for Wales.

In accordance with paragraph 4 of Schedule 2 to that Act, the Welsh Ministers have consulted with the Secretary of State.

Title and commencement

1.—(1) The title of these Regulations is the Animal Health and Welfare (Miscellaneous Amendments) (Wales) (EU Exit) (Amendment) Regulations 2019.

(2) These Regulations come into force immediately before exit day.

The Animal Health and Welfare (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019

2. In regulation 5(2) of the Animal Health and Welfare (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019(**1**), after sub-paragraph (a) insert—

"(aa) in paragraph (1), in the definition of "evidence of training and examination", after paragraph (a) insert—

"(aa) a document attesting the passing of an independent final examination issued by—

(i) a body designated by the Republic of Ireland as responsible for delivering certificates in accordance with Article 21(1) of the EU Regulation as it has effect in EU law as amended from time to time, or

(ii) a body to whom the function of the final examination or the issuing of certificates has been delegated in the Republic of Ireland in accordance with Article 21(2) of the EU Regulation as it has effect in EU law as amended from time to time,

(**1**) S.I. 2019/684 (W. 131).

(ab) tystysgrif a ddyroddir yng Ngweriniaeth Iwerddon drwy ddibynnu ar Erthygl 29(2) o Reoliad yr UE fel y mae'n cael effaith yng nghyfraith yr UE,";".

(ab) a certificate issued in the Republic of Ireland in reliance on Article 29(2) of the EU Regulation as it has effect in EU law,";".

Lesley Griffiths

Gweinidog yr Amgylchedd, Ynni a Materion Gwledig, un o Weinidogion Cymru
23 Hydref 2019

Minister for Environment, Energy and Rural Affairs, one of the Welsh Ministers
23 October 2019

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