



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2019 Rhif 436 (Cy. 104)

2019 No. 436 (W. 104)

**YMADAEL Â'R UNDEB
EWROPEAIDD, CYMRU**

**EXITING THE EUROPEAN
UNION, WALES**

**LLYWODRAETH LEOL,
CYMRU**

**LOCAL GOVERNMENT,
WALES**

Rheoliadau Cyllid Llywodraeth
Leol (Diwygio) (Cymru) (Ymadael
â'r UE) 2019

The Local Government Finance
(Amendment) (Wales) (EU Exit)
Regulations 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 adran 11 o Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018 a pharagraff 1(1) o Atodlen 2 iddi 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.

Mae'r Rheoliadau hyn yn gwneud diwygiadau i ddeddfwriaeth cyllid llywodraeth leol.

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.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by section 11 of, and paragraph 1(1) of Schedule 2 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.

These Regulations make amendments to local government finance legislation.

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.

2019 Rhif 436 (Cy. 104)

**YMADAEL Â'R UNDEB
EWROPEAIDD, CYMRU**

**LLYWODRAETH LEOL,
CYMRU**

**Rheoliadau Cyllid Llywodraeth
Leol (Diwygio) (Cymru) (Ymadael
â'r UE) 2019**

Gofynion sifftio wedi eu bodloni
18 Chwefror 2019

Gwnaed 4 Mawrth 2019

*Gosodwyd gerbron Cynulliad Cenedlaethol
Cymru* 5 Mawrth 2019

Yn dod i rym yn unol â rheoliad 1

Mae gofynion paragraff 4(2) o Atodlen 7 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018(1) (sy'n ymwneud â'r weithdrefn graffu briodol ar gyfer y Rheoliadau hyn) wedi eu bodloni.

Mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau a roddir gan adran 11 o'r Ddeddf honno a pharagraff 1(1) o Atodlen 2 iddi.

Enwi a chychwyn

1. Enw'r Rheoliadau hyn yw Rheoliadau Cyllid Llywodraeth Leol (Diwygio) (Cymru) (Ymadael â'r UE) 2019 a deuant i rym ar y diwrnod ymadael(2).

2019 No. 436 (W. 104)

**EXITING THE EUROPEAN
UNION, WALES**

**LOCAL GOVERNMENT,
WALES**

**The Local Government Finance
(Amendment) (Wales) (EU Exit)
Regulations 2019**

Sift requirements satisfied 18 February 2019

Made 4 March 2019

Laid before the National Assembly for Wales
5 March 2019

*Coming into force in accordance with
regulation 1*

The requirements of paragraph 4(2) of Schedule 7 to the European Union (Withdrawal) Act 2018(1) (relating to the appropriate scrutiny procedure for these Regulations) have been satisfied.

The Welsh Ministers make these Regulations in exercise of the powers conferred by section 11 of, and paragraph 1(1) of Schedule 2 to, that Act.

Title and commencement

1. The title of these Regulations is the Local Government Finance (Amendment) (Wales) (EU Exit) Regulations 2019 and they come into force on exit day(2).

(1) 2018 p. 16.

(2) Mae "exit day" (y diwrnod ymadael) wedi ei ddiffinio yn adran 20(1) i (5) (dehongli) o Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018.

(1) 2018 c. 16.

(2) "Exit day" is defined in section 20(1) to (5) (interpretation) of the European Union (Withdrawal) Act 2018.

Diwygio Rheoliadau Cynlluniau Gostyngiadau'r Dreth Gyngor (Darganfod Twyll a Gorfodi) (Cymru) 2013

2.—(1) Mae Rheoliadau Cynlluniau Gostyngiadau'r Dreth Gyngor (Darganfod Twyll a Gorfodi) (Cymru) 2013(1) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 4 (pŵer i wneud darparu gwybodaeth yn ofynnol), ym mharagraff (11)—

(a) yn lle'r diffiniad o “banc” rhodder—

“ystyr “banc” (“*bank*”) yw—

(a) person sydd â chaniatâd o dan Ran 4A o Ddeddf Gwasanaethau a Marchnadoedd Ariannol 2000(2) i dderbyn adneuo; neu

(b) person nad oes arno angen caniatâd o dan y Ddeddf honno i dderbyn adneuo, yng nghwrs busnes y person hwnnw yn y Deyrnas Unedig;”;

(b) yn lle'r diffiniad o “yswiriwr” rhodder—

“ystyr “yswiriwr” (“*insurer*”) yw person sydd â chaniatâd o dan Ran 4A o Ddeddf Gwasanaethau a Marchnadoedd Ariannol 2000 i effeithio neu gyflawni contractau yswiriant.”

Diwygio Rheoliadau Rhestr Ardrethu Canolog (Cymru) 2005

3.—(1) Mae Rheoliadau Rhestr Ardrethu Canolog (Cymru) 2005(3) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 7 (hereditamentau rheilffyrdd), ym mharagraff (3), yn lle'r diffiniad o “licence exempt operator” a “licence holder” rhodder—

““licence exempt operator” and “licence holder” have the meanings given by sections 10(6) and 83(1) respectively of the Railways Act 1993(4) except that licence holder also includes a holder of a railway undertaking licence granted pursuant to the Railway (Licensing of Railway Undertakings) Regulations 2005(5); and”.

Amendment of the Council Tax Reduction Schemes (Detection of Fraud and Enforcement) (Wales) Regulations 2013

2.—(1) The Council Tax Reduction Schemes (Detection of Fraud and Enforcement) (Wales) Regulations 2013(1) are amended as follows.

(2) In regulation 4 (power to require information), in paragraph (11)—

(a) for the definition of “bank” substitute—

““bank” (“*banc*”) means—

(a) a person who has permission under Part 4A of the Financial Services and Markets Act 2000(2) to accept deposits; or

(b) a person who does not require permission under that Act to accept deposits, in the course of that person's business in the United Kingdom;”;

(b) for the definition of “insurer” substitute—

““insurer” (“*yswiriwr*”) means a person who has permission under Part 4A of the Financial Services and Markets Act 2000 to effect or carry out contracts of insurance;”.

Amendment of the Central Rating List (Wales) Regulations 2005

3.—(1) The Central Rating List (Wales) Regulations 2005(3) are amended as follows.

(2) In regulation 7 (railway hereditaments), in paragraph (3), for the definition of “licence exempt operator” and “licence holder” substitute—

““licence exempt operator” and “licence holder” have the meanings given by sections 10(6) and 83(1) respectively of the Railways Act 1993(4) except that licence holder also includes a holder of a railway undertaking licence granted pursuant to the Railway (Licensing of Railway Undertakings) Regulations 2005(5); and”.

(1) O.S. 2013/588 (Cy. 67), y mae diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(2) 2000 p. 8.

(3) O.S. 2005/422 (Cy. 40). Gwnaed diwygiadau perthnasol gan O.S. 2005/3050 ac O.S. 2016/645.

(4) 1993 p. 43.

(5) O.S. 2005/3050.

(1) S.I. 2013/588 (W. 67), to which there are amendments not relevant to these Regulations.

(2) 2000 c. 8.

(3) S.I. 2005/422 (W. 40). Relevant amendments were made by S.I. 2005/3050 and S.I. 2016/645.

(4) 1993 c. 43.

(5) S.I. 2005/3050.

Rebecca Evans

Y Gweinidog Cyllid a'r Trefnydd, un o Weinidogion
Cymru
4 Mawrth 2019

Minister for Finance and Trefnydd, one of the Welsh
Ministers
4 March 2019

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