



Cyhoeddwyd yr Offeryn Statudol hwn yn lle'r OS o'r un rhif, nad oedd yn adlewyrchu'r fersiwn a lofnodwyd gan Weinidogion Cymru oherwydd camgymeriadau wrth rifo paragraffau a fformatio yn rheoliadau 2 a 4. Caiff ei ddosbarthu'n rhad ac am ddim, felly, i bob un y mae'n hysbys iddo dderbyn yr Offeryn Statudol hwnnw.

This Statutory Instrument has been published in substitution of the SI of the same number which did not reflect the version signed by the Welsh Minister due to paragraph numbering and formatting errors in regulations 2 and 4. It is therefore being issued free of charge to all known recipients of that Statutory Instrument.

OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2019 Rhif 688 (Cy.132)

2019 No. 688 (W.132)

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

**EXITING THE EUROPEAN
UNION, WALES**

AMAETHYDDIAETH, CYMRU

AGRICULTURE, WALES

Rheoliadau'r Polisi Amaethyddol
Cyffredin (Diwygiadau Amrywiol)
(Cymru) (Ymadael â'r UE) 2019

The Common Agricultural Policy
(Miscellaneous Amendments)
(Wales) (EU Exit) Regulations 2019

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 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 (p. 16) 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.

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 (c. 16) 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.

Mae'r Rheoliadau hyn yn gymwys o ran Cymru ac yn gwneud diwygiadau amrywiol i is-ddeddfwriaeth ynghylch y polisi amaethyddol cyffredin.

These Regulations apply in relation to Wales and make miscellaneous amendments to subordinate legislation about the common agriculture policy.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Aseidiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. 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 Rheoliadau hyn.

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.

Cyhoeddwyd yr Offeryn Statudol hwn yn lle'r OS o'r un rhif, nad oedd yn adlewyrchu'r fersiwn a lofnodwyd gan Weinidogion Cymru oherwydd camgymeriadau wrth rifo paragraffau a fformatio yn rheoliadau 2 a 4. Caiff ei ddosbarthu'n rhad ac am ddim, felly, i bob un y mae'n hysbys iddo dderbyn yr Offeryn Statudol hwnnw.

OFFERYNNAU STATUDOL
CYMRU

2019 Rhif 688 (Cy.132)

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

AMAETHYDDIAETH, CYMRU

**Rheoliadau'r Polisi Amaethyddol
Cyffredin (Diwygiadau Amrywiol)
(Cymru) (Ymadael â'r UE) 2019**

Gwnaed

26 Mawrth 2019

Yn dod i rym yn unol â rheoliad 1(2)

Mae Gweinidogion Cymru, 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(1), yn gwneud y Rheoliadau a ganlyn.

Yn unol â pharagraff 1(9) o Atodlen 7 i'r Ddeddf honno, gosodwyd drafft o'r offeryn hwn gerbron Cynulliad Cenedlaethol Cymru ac fe'i cymeradwywyd ganddo drwy benderfyniad.

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau'r Polisi Amaethyddol Cyffredin (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2019.

(2) Daw'r Rheoliadau hyn i rym ar y diwrnod ymadael.

(3) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

(1) 2018 p. 16.

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WELSH STATUTORY
INSTRUMENTS

2019 No. 688 (W.132)

**EXITING THE EUROPEAN
UNION, WALES**

AGRICULTURE, WALES

**The Common Agricultural Policy
(Miscellaneous Amendments)
(Wales) (EU Exit) Regulations 2019**

Made

26 March 2019

*Coming into force in accordance with
regulation 1(2)*

The Welsh Ministers, 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(1), make the following Regulations.

In accordance with paragraph 1(9) of Schedule 7 to that Act, a draft of this instrument has been laid before and approved by a resolution of the National Assembly for Wales.

Title, commencement and application

1.—(1) The title of these Regulations is the Common Agricultural Policy (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019.

(2) These Regulations come into force on exit day.

(3) These Regulations apply in relation to Wales.

(1) 2018 c. 16.

Rheoliadau Cynlluniau Cymorthdaliadau a Grantiau Amaethyddol (Apelau) (Cymru) 2006

2. Yn rheoliad 2(1) o Reoliadau Cynlluniau Cymorthdaliadau a Grantiau Amaethyddol (Apelau) (Cymru) 2006(1), ac ym mhennawd yr Atodlen iddynt, yn lle “deddfwriaeth yr UE”, ym mhob lle y mae’n digwydd, rhodder “deddfwriaeth yr UE a ddargedwir”.

Rheoliadau Rhaglenni Datblygu Gwledig (Cymru) 2014

3.—(1) Mae Rheoliadau Rhaglenni Datblygu Gwledig (Cymru) 2014(2) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 2—

(a) ym mharagraff (1)—

(i) yn y diffiniad o “gweithrediad a gymeradwywyd” (“*approved operation*”), ar y diwedd, mewnosoder “(gweler paragraff (3))”;

(ii) yn y diffiniad o “person awdurdodedig” (“*authorised person*”), hepgorer y geiriau o “, ac mae’n cynnwys” hyd at “person awdurdodedig hwnnw”;

(iii) hepgorer y diffiniad o “y Comisiwn” (“*the Commission*”);

(iv) hepgorer y diffiniad o “cymorth yr UE” (“*EU assistance*”);

(b) ar ôl paragraff (2) mewnosoder—

“(3) Er mwyn osgoi amheuaeth, mae “gweithrediad a gymeradwywyd” yn cynnwys gweithrediad a gymeradwywyd gan Weinidogion Cymru i gael cymorth ariannol o dan reoliad 4 cyn y diwrnod ymadael.”

(3) Yn rheoliad 4(2), yn lle “yr UE” rhodder “ariannol”.

(4) Yn rheoliad 7(2)(d), yn lle “yr UE” rhodder “ariannol”.

(5) Yn rheoliad 10—

(a) hepgorer paragraff (1)(j)(i);

(b) hepgorer paragraff (3).

The Agricultural Subsidies and Grants Schemes (Appeals) (Wales) Regulations 2006

2. In regulation 2(1) of, and in the heading of the Schedule to, the Agricultural Subsidies and Grants Schemes (Appeals) (Wales) Regulations 2006(1), for “EU legislation”, in each place it occurs, substitute “retained EU law”.

The Rural Development Programmes (Wales) Regulations 2014

3.—(1) The Rural Development Programmes (Wales) Regulations 2014(2) are amended as follows.

(2) In regulation 2—

(a) in paragraph (1)—

(i) in the definition of “approved operation” (“*gweithrediad a gymeradwywyd*”), at the end, insert “(see paragraph (3))”;

(ii) in the definition of “authorised person” (“*person awdurdodedig*”), omit the words from “, and includes” to “such an authorised person”;

(iii) omit the definition of “the Commission” (“*y Comisiwn*”);

(iv) omit the definition of “EU assistance” (“*cymorth yr UE*”);

(b) after paragraph (2) insert—

“(3) For the avoidance of doubt, an “approved operation” includes an operation which the Welsh Ministers have approved for the receipt of financial assistance under regulation 4 before exit day.”

(3) In regulation 4(2), for “EU” substitute “financial”.

(4) In regulation 7(2)(d), for “EU” substitute “financial”.

(5) In regulation 10—

(a) omit paragraph (1)(j)(i);

(b) omit paragraph (3).

(1) O.S. 2006/3342 (Cy. 303), a ddiwygiwyd gan O.S. 2010/1807 (Cy. 175); mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

(2) O.S. 2014/3222 (Cy. 327).

(1) S.I. 2006/3342 (W. 303), amended by S.I. 2010/1807 (W. 175); there are other amending instruments but none is relevant.

(2) S.I. 2014/3222 (W. 327).

Rheoliadau'r Polisi Amaethyddol Cyffredin (System Integredig Gweinyddu a Rheoli a Gorfodi a Thrawsgydymffurfio) (Cymru) 2014

4.—(1) Mae Rheoliadau'r Polisi Amaethyddol Cyffredin (System Integredig Gweinyddu a Rheoli a Gorfodi a Thrawsgydymffurfio) (Cymru) 2014(1) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 5—

- (a) ym mharagraff (2)(b), hepgorer “neu'r corff cydgysylltu”;
- (b) hepgorer paragraff (3).

(3) Yn lle rheoliad 7(7) rhodder—

“(7) Caiff person awdurdodedig sy'n mynd i mewn ar unrhyw dir neu i unrhyw fangre yn rhinwedd y rheoliad hwn fynd â pha bynnag bersonau eraill gydag ef a ystyrir gan y person awdurdodedig yn angenrheidiol at unrhyw ddiben a grybwyllir ym mharagraff (1).”

(4) Yn lle rheoliad 8(3) rhodder—

“(3) Mae paragraff (1) yn gymwys mewn perthynas â pherson y cyfeirir ato yn rheoliad 7(7) pan fo'r person hwnnw'n gweithredu o dan gyfarwyddyd person awdurdodedig, fel pe bai'r person hwnnw yn berson awdurdodedig.”

Rheoliadau Cynllun Taliad Sylfaenol a Chynlluniau Cymorth y Polisi Amaethyddol Cyffredin (Cymru) 2015

5.—(1) Mae Rheoliadau Cynllun Taliad Sylfaenol a Chynlluniau Cymorth y Polisi Amaethyddol Cyffredin (Cymru) 2015(2) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 3—

- (a) hepgorer “a (2)”;
- (b) yn lle “Erthygl 10(1)(b)” rhodder “Erthygl 10(1)”.

(3) Yn rheoliad 11(1) a (2), ar ôl “Rheoliad Taliadau Uniongyrchol Dirprwyedig” mewnosoder “fel yr oedd yn gymwys yn union cyn y diwrnod ymadael”.

(4) Yn rheoliad 18(1), ar ôl “Rheoliad Taliadau Uniongyrchol” mewnosoder “fel yr oedd yn gymwys yn union cyn y diwrnod ymadael”.

The Common Agricultural Policy (Integrated Administration and Control System and Enforcement and Cross Compliance) (Wales) Regulations 2014

4.—(1) The Common Agricultural Policy (Integrated Administration and Control System and Enforcement and Cross Compliance) (Wales) Regulations 2014(1) are amended as follows.

(2) In regulation 5—

- (a) in paragraph (2)(b), omit “or the coordinating body”;
- (b) omit paragraph (3).

(3) For regulation 7(7) substitute—

“(7) An authorised person entering any land or premises by virtue of this regulation may be accompanied by such other persons as the authorised person considers necessary for any purpose mentioned in paragraph (1).”

(4) For regulation 8(3) substitute—

“(3) Paragraph (1) applies in relation to a person referred to in regulation 7(7) when such a person is acting under the instruction of an authorised person, as if such person were an authorised person.”

The Common Agricultural Policy Basic Payment and Support Schemes (Wales) Regulations 2015

5.—(1) The Common Agricultural Policy Basic Payment and Support Schemes (Wales) Regulations 2015(2) are amended as follows.

(2) In regulation 3—

- (a) omit “and (2)”;
- (b) for “Article 10(1)(b)” substitute “Article 10(1)”.

(3) In regulation 11(1) and (2), after “Direct Payments Delegated Regulation” insert “as it applied immediately prior to exit day”.

(4) In regulation 18(1), after “Direct Payments Regulation” insert “as it applied immediately prior to exit day”.

(1) O.S. 2014/3223 (Cy. 328), y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(2) O.S. 2015/1252 (Cy. 84), a ddiwygiwyd gan O.S. 2016/217 (Cy. 86).

(1) S.I. 2014/3223 (W. 328), to which there are amendments not relevant to these Regulations.

(2) S.I. 2015/1252 (W. 84), amended by S.I. 2016/217 (W. 86).

Lesley Griffiths

Gweinidog yr Amgylchedd, Ynni a Materion Gwledig,
un o Weinidogion Cymru
26 Mawrth 2019

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Minister for Environment, Energy and Rural Affairs,
one of the Welsh Ministers
26 March 2019

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Corrected reprint

Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Jeff James, Controller of Her Majesty's Stationery Office and Queen's Printer of Acts of Parliament.

£4.90

W201968841 11/2019 19585

<http://www.legislation.gov.uk/id/wsi/2019/688>

ISBN 978-0-348-11346-4



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