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WELSH STATUTORY  
INSTRUMENTS

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**2022 Rhif 279 (Cy. 80)**

**2022 No. 279 (W. 80)**

**LLYWODRAETH LEOL,  
CYMRU**

**LOCAL GOVERNMENT,  
WALES**

**Gorchymyn Sir Fynwy  
(Cymunedau) 2022**

**The Monmouthshire (Communities)  
Order 2022**

**NODYN ESBONIADOL**

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

Rhoddodd Comisiwn Ffiniau a Democratiaeth Leol Cymru (“y Comisiwn”) adroddiad ym mis Ionawr 2019 ar adolygiad o drefniadau cymunedol yn Sir Fynwy a gynhaliwyd gan Gyngor Sir Fynwy. Roedd Adroddiad y Comisiwn yn argymhell newidiadau i ffiniau presennol cymunedau yn ardal Cyngor Sir Fynwy a newidiadau canlyniadol i drefniadau etholiadol.

Mae Gweinidogion Cymru wedi gweithredu cynigion y Comisiwn i raddau helaeth yng Ngorchymyn Sir Fynwy (Cymunedau) 2021 (“Gorchymyn 2021”).

Mae erthygl 3 o'r Gorchymyn hwn yn cymryd blaenoriaeth dros erthygl 42 o Orchymyn 2021 (i'r graddau y mae'r erthygl honno'n ymwneud â throsglwyddo ardal o ward Green Lane o gymuned Caldicot i ward The Village o gymuned Caldicot), er mwyn rhoi effaith lawn i gynigion y Comisiwn.

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

Mae printiau o'r map y mae'r Gorchymyn hwn yn ymwneud ag ef wedi eu hadneuo yn swyddfeydd Llywodraeth Cymru ym Mharc Cathays, Caerdydd, CF10 3NQ (yr Is-adran Democratiaeth Llywodraeth Leol), a chyda Chyngor Sir Fynwy. Mae'r printiau sydd wedi eu hadneuo gyda Chyngor Sir Fynwy yn agored i gael eu harchwilio gan unrhyw un y bydd darpariaethau'r Gorchymyn hwn yn effeithio arnynt.

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

The Local Democracy and Boundary Commission for Wales (“the Commission”) reported in January 2019 on a review of community arrangements in the County of Monmouthshire conducted by Monmouthshire County Council. The Commission’s Report recommended changes to the existing boundaries of communities within the area of Monmouthshire County Council and consequential changes to electoral arrangements.

The Commission’s proposals have been largely implemented by the Welsh Ministers in the Monmouthshire (Communities) Order 2021 (“the 2021 Order”).

Article 3 of this Order takes precedence over article 42 of the 2021 Order (insofar as that article relates to the transfer of area from the Green Lane ward of the community of Caldicot to The Village ward of the community of Caldicot), in order to give full effect to the Commission’s proposals.

The Welsh Ministers’ Code of Practice on 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 Order.

Prints of the map to which this Order relates are deposited in the office of the Welsh Government at Cathays Park, Cardiff, CF10 3NQ (Local Government Democracy Division), and with Monmouthshire County Council. Prints deposited with Monmouthshire County Council are open to inspection by anyone affected by the provisions of this Order.

**2022 Rhif 279 (Cy. 80)**

**LLYWODRAETH LEOL,  
CYMRU**

**Gorchymyn Sir Fynwy  
(Cymunedau) 2022**

*Gwnaed* 11 Mawrth 2022

*Yn dod i rym yn unol ag erthygl 1(2) a (3)*

Mae Comisiwn Ffiniau a Democratiaeth Leol Cymru(1), yn unol ag adrannau 54(1) a 58(1) o Ddeddf Llywodraeth Leol 1972(2) (“Deddf 1972”), wedi cyflwyno i Weinidogion Cymru(3) adroddiad dyddiedig Ionawr 2019 yn cynnwys ei argymhellion ar gyfer newid a manylion adolygiad o’r trefniadau cymunedol yn Sir Fynwy a gynhaliwyd gan Gyngor Sir Fynwy.

Mae Gweinidogion Cymru wedi penderfynu rhoi effaith i argymhellion y Comisiwn heb addasiad.

Yn unol ag adran 58(2) o Ddeddf 1972, mae mwy na 6 wythnos wedi mynd heibio ers i’r argymhellion hynny gael eu cyflwyno i Weinidogion Cymru.

**2022 No. 279 (W. 80)**

**LOCAL GOVERNMENT,  
WALES**

**The Monmouthshire (Communities)  
Order 2022**

*Made* 11 March 2022

*Coming into force in accordance with article 1(2) and (3)*

The Local Democracy and Boundary Commission for Wales(1) has, in accordance with sections 54(1) and 58(1) of the Local Government Act 1972(2) (“the 1972 Act”), submitted to the Welsh Ministers(3) a report dated January 2019 containing its recommendations for change and the details of a review of community arrangements within the County of Monmouthshire conducted by Monmouthshire County Council.

The Welsh Ministers have decided to give effect to the Commission’s recommendations without modification.

In accordance with section 58(2) of the 1972 Act, more than 6 weeks have elapsed since those recommendations were submitted to the Welsh Ministers.

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(1) Sefydlwyd y Comisiwn Ffiniau Llywodraeth Leol i Gymru gan adran 53 o Ddeddf Llywodraeth Leol 1972 (p. 70) (“Deddf 1972”) ac Atodlen 8 iddi. Diddymwyd adran 53 ac Atodlen 8 gan adran 73(2) o Ddeddf Llywodraeth Leol (Democratiaeth) (Cymru) 2013 (dccc 4) (“Deddf 2013”) ac Atodlen 2 iddi. Mae Deddf 2013 yn ailenwi’r Comisiwn Ffiniau Llywodraeth Leol i Gymru yn Gomisiwn Ffiniau a Democratiaeth Leol Cymru (gweler adran 2).

(2) 1972 p. 70. Diddymwyd adrannau 54 a 58 o Ddeddf 1972 gan adran 73 o Ddeddf 2013, ac Atodlen 2 iddi, ond fe’u harbedwyd gan adran 74 o Ddeddf 2013 mewn perthynas ag adolygiad a oedd yn cael ei gynnal o dan Ddeddf 1972 pan ddaeth Deddf 2013 i rym.

(3) Trosglwyddwyd pwerau’r Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac maent wedi eu breinio bellach yng Ngweinidogion Cymru yn rhinwedd paragraff 30 o Atodlen 11 i Ddeddf Llywodraeth Cymru 2006 (p. 32).

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(1) The Local Government Boundary Commission for Wales was established by section 53 of, and Schedule 8 to, the Local Government Act 1972 (c. 70) (“the 1972 Act”). Section 53 and Schedule 8 were repealed by section 73(2) of, and Schedule 2 to, the Local Government (Democracy) (Wales) Act 2013 (anaw 4) (“the 2013 Act”). The 2013 Act re-names the Local Government Boundary Commission for Wales as the Local Democracy and Boundary Commission for Wales (see section 2).

(2) 1972 c. 70. Sections 54 and 58 of the 1972 Act were repealed by section 73 of, and Schedule 2 to, the 2013 Act but were saved by section 74 of the 2013 Act in relation to a review being conducted under the 1972 Act when the 2013 Act came into force.

(3) The powers of the Secretary of State were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) and are now vested in the Welsh Ministers by virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pwerau a roddwyd i'r Ysgrifennydd Gwladol gan adran 58(2) o Ddeddf 1972, ac a freiniwyd bellach ynddynt hwy, i'r graddau y maent yn arferadwy o ran Cymru.

## Enwi a chychwyn

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Sir Fynwy (Cymunedau) 2022.

(2) At unrhyw ddiben a nodir yn rheoliad 4(1) o'r Rheoliadau, daw'r Gorchymyn hwn i rym ar 15 Mawrth 2022.

(3) At bob diben arall, daw'r Gorchymyn hwn i rym yn union ar ôl 23:59 o'r gloch ar y diwrnod cyn diwrnod arferol ethol cynghorwyr yn 2022(1).

## Dehongli

2.—(1) Yn y Gorchymyn hwn—

ystyr “map” (“*map*”) yw'r map a farciwyd “Map ar gyfer Gorchymyn Sir Fynwy (Cymunedau) 2022” a adneuwyd yn unol â rheoliad 5 o'r Rheoliadau;

ystyr “y Rheoliadau” (“*the Regulations*”) yw Rheoliadau Newidiadau i Ardaloedd Llywodraeth Leol 1976(2);

ystyr “ward etholiadol” (“*electoral ward*”) yw unrhyw ardal yr etholir cynghorwyr drosti i Gyngor Sir Fynwy;

pan ddangosir bod ffin ar y map yn rhedeg ar hyd ffordd, rheilffordd, troetffordd, cwrs dŵr neu nodwedd ddaearyddol debyg, mae i'w thrin fel un sy'n rhedeg ar hyd llinell ganol y nodwedd.

(2) Mae'r darpariaethau yn y Gorchymyn hwn yn cymryd blaenoriaeth dros unrhyw ddarpariaeth wrthdrawiadol mewn unrhyw orchymyn blaenorol a wnaed o dan adran 58(2) o Ddeddf Llywodraeth Leol 1972 neu orchymyn a wnaed o dan adran 38(1) neu 39(1) o Ddeddf Llywodraeth Leol (Democratiaeth) (Cymru) 2013(3).

The Welsh Ministers make the following Order in exercise of their powers conferred on the Secretary of State by section 58(2) of the 1972 Act, and now vested in them, so far as exercisable in relation to Wales.

## Title and commencement

1.—(1) The title of this Order is the Monmouthshire (Communities) Order 2022.

(2) For any purpose set out in regulation 4(1) of the Regulations, this Order comes into force on 15 March 2022.

(3) For all other purposes, this Order comes into force immediately after 23.59 hours on the day before the ordinary day of election of councillors in 2022(1).

## Interpretation

2.—(1) In this Order—

“electoral ward” (“*ward etholiadol*”) means any area for which councillors are elected to Monmouthshire County Council;

“map” (“*map*”) means the map marked “Map of the Monmouthshire (Communities) Order 2022” deposited in accordance with regulation 5 of the Regulations;

“the Regulations” (“*y Rheoliadau*”) means the Local Government Area Changes Regulations 1976(2);

where a boundary is shown on the map as running along a road, railway line, footway, watercourse or similar geographical feature, it is to be treated as running along the centre line of the feature.

(2) The provisions in this Order take precedence over any conflicting provision in any previous order made under section 58(2) of the Local Government Act 1972 or order made under section 38(1) or 39(1) of the Local Government (Democracy) (Wales) Act 2013(3).

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(1) Mae Gorchymyn Awdurdodau Lleol (Newid Blynnyddoedd Etholiadau Cyffredin) (Cymru) 2019 (O.S. 2019/1269 (Cy. 220)) yn diwygio adran 26(1) o Ddeddf 1972 i ddarparu y bydd etholiadau cyffredin cynghorwyr awdurdodau lleol yn cael eu cynnal yn y flwyddyn 2022 yn hytrach na 2021.

(2) O.S. 1976/246, y mae iddo ddiwygiadau nad ydynt yn berthnasol i'r Gorchymyn hwn.

(3) 2013 decc 4.

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(1) The Local Authorities (Change to the Years of Ordinary Elections) (Wales) Order 2019 (S.I. 2019/1269 (W. 220)) amends section 26(1) of the 1972 Act to provide that the year in which the ordinary elections of councillors of local authorities shall take place is 2022 instead of 2021.

(2) S.I. 1976/246, to which there are amendments not relevant to this Order.

(3) 2013 anaw 4.

**Cymuned Caldicot — newidiadau i ffiniau wardiau cymunedol a newidiadau canlyniadol i wardiau etholiadol**

3. Mae'r ardal a ddangosir â llinellau ar y map—
- (a) wedi ei throsglwyddo o ward The Village o gymuned Caldicot i ward Caldicot Cross o gymuned Caldicot;
  - (b) yn ffurfio rhan o ward etholiadol Croes Cil-y-coed.

**Community of Caldicot — changes in community ward boundaries and consequential changes to electoral wards**

3. The area shown hatched on the map—
- (a) is transferred from The Village ward of the community of Caldicot to the Caldicot Cross ward of the community of Caldicot;
  - (b) forms part of the electoral ward of Caldicot Cross.

*Rebecca Evans*

Y Gweinidog Cyllid a Llywodraeth Leol, un o  
Weinidogion Cymru  
11 Mawrth 2022

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Minister for Finance and Local Government, one of  
the Welsh Ministers  
11 March 2022

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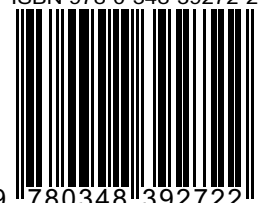
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