



OFFERYNNAU STATUDOL  
CYMRU

WELSH STATUTORY  
INSTRUMENTS

2023 Rhif 1149 (Cy. 198) (C. 76)

2023 No. 1149 (W. 198) (C. 76)

**DIOGELU'R AMGYLCHEDD,  
CYMRU**

**ENVIRONMENTAL  
PROTECTION, WALES**

Gorchymyn Deddf Diogelu'r  
Amgylchedd (Cynhyrchion Plastig  
Untro) (Cymru) 2023 (Cychwyn  
Rhif 1) 2023

The Environmental Protection  
(Single-use Plastic Products)  
(Wales) Act 2023 (Commencement  
No. 1) Order 2023

**NODYN ESBONIADOL**

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

Cafodd Deddf Diogelu'r Amgylchedd (Cynhyrchion Plastig Untro) (Cymru) 2023 (dsc 2) ("y Ddeddf") y Cydsyniad Brenhinol ar 6 Mehefin 2023.

Mae'r Gorchymyn hwn wedi ei wneud gan Weinidogion Cymru ac mae'n dwyn y darpariaethau a ganlyn o'r Ddeddf i rym ar 30 Hydref 2023—

- adran 1 (cysyniadau allweddol: "cynnyrch plastig", "untro" a "plastig");
- adran 2 (cynhyrchion plastig untro gwaharddedig);
- adran 5 (y drosedd o gyflenwi cynhyrchion plastig untro gwaharddedig);
- adran 6 (trosedd: dull treial a chosb);
- adran 7 (camau gorfodi gan awdurdod lleol);
- adran 8 (pŵer i wneud pryniannau prawf);
- adran 9 (pŵer mynediad);
- adran 10 (pŵer mynediad: mangreoedd preswyl);
- adran 11 (pŵer mynediad: amgylchiadau eraill pan fo gwarant yn angenrheidiol);
- adran 12 (pwerau mynediad: atodol);

**EXPLANATORY NOTE**

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

The Environmental Protection (Single-use Plastic Products) (Wales) Act 2023 (asc 2) ("the Act") received Royal Assent on 6 June 2023.

This Order is made by the Welsh Ministers and brings the following provisions of the Act into force on 30 October 2023—

- section 1 (key concepts: "plastic product", "single-use" and "plastic");
- section 2 (prohibited single-use plastic products);
- section 5 (offence of supplying prohibited single-use plastic product);
- section 6 (offence: mode of trial and penalty);
- section 7 (enforcement action by local authorities);
- section 8 (power to make test purchases);
- section 9 (power of entry);
- section 10 (power of entry: residential premises);
- section 11 (power of entry: other circumstances requiring warrant);
- section 12 (powers of entry: supplementary);

- (k) adran 13 (pŵer arolygu);
  - (l) adran 14 (y drosedd o rwystro etc. swyddogion);
  - (m) adran 15 (eiddo a gedwir: apelau);
  - (n) adran 16 (eiddo a gyfeddir: digolledu);
  - (o) adran 18 (troseddau a gyflawnir gan bartneriaethau a chymdeithasau anghorfforedig eraill);
  - (p) adran 19 (atebolrwydd troseddol uwchswyddogion etc.);
  - (q) adran 20 (dehongli);
  - (r) paragraff 1 o'r Atodlen (cynhyrchion plastig untro gwaharddedig), ac eithrio'r cofnodion yng ngholofn 1 a cholofn 2 o'r Tabl ar gyfer "caeadau ar gyfer cwpanau neu gynhwysyddion cludfwyd", "bagiau siopa" ac "unrhyw gynnyrch a wnaed o gynnyrch plastig oco-ddiraddiadwy— (a) pa un a yw'r cynnyrch hwnnw yn ymddangos yn rhywle arall yn y tabl hwn ai peidio, a (b) pa un a fyddai'r math penodol o gynnyrch, neu'r diben y cyflenwir y cynnyrch hwnnw (neu fath penodol o gynnyrch) ar ei gyfer, fel arall wedi ei esemptio oherwydd cofnod yng ngholofn 2 ai peidio.";
  - (s) paragraff 2 o'r Atodlen.
- (k) section 13 (power of inspection);
  - (l) section 14 (offence of obstruction etc. of officers);
  - (m) section 15 (retained property: appeals);
  - (n) section 16 (appropriated property: compensation);
  - (o) section 18 (offences committed by partnerships and other unincorporated associations);
  - (p) section 19 (criminal liability of senior officers etc.);
  - (q) section 20 (interpretation);
  - (r) paragraph 1 of the Schedule (prohibited single-use plastic products), save for the entries in column 1 and column 2 of the Table for "lids for cups or takeaway food containers", "carrier bags" and "any product made of oxo-degradable plastic, whether or not— (a) that product appears elsewhere in this table, and (b) the particular type of the product, or the purpose for which that product (or particular type of product) is supplied, would otherwise be exempted by way of an entry in column 2.";
  - (s) paragraph 2 of the Schedule.

**2023 Rhif 1149 (Cy. 198) (C. 76)**

**2023 No. 1149 (W. 198) (C. 76)**

**DIOGELU'R AMGYLCHEDD,  
CYMRU**

**ENVIRONMENTAL  
PROTECTION, WALES**

**Gorchymyn Deddf Diogelu'r  
Amgylchedd (Cynhyrchion Plastig  
Untro) (Cymru) 2023 (Cychwyn  
Rhif 1) 2023**

**The Environmental Protection  
(Single-use Plastic Products)  
(Wales) Act 2023 (Commencement  
No. 1) Order 2023**

*Gwnaed* 26 Hydref 2023

*Made* 26 October 2023

*Yn dod i rym* 30 Hydref 2023

*Coming into force* 30 October 2023

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pwerau a roddir iddynt gan adran 22(2) o Ddeddf Diogelu'r Amgylchedd (Cynhyrchion Plastig Untro) (Cymru) 2023(1).

The Welsh Ministers make the following Order in exercise of the powers conferred on them by section 22(2) of the Environmental Protection (Single-use Plastic Products) (Wales) Act 2023(1).

Yn unol ag adran 21(3) o'r Ddeddf honno, gosodwyd drafft o'r Gorchymyn hwn gerbron Senedd Cymru ac fe'i cymeradwywyd ganddi drwy benderfyniad.

In accordance with section 21(3) of that Act, a draft of this Order has been laid before, and approved by a resolution of, Senedd Cymru.

**Enwi a dod i rym**

**Title and coming into force**

1. Enw'r Gorchymyn hwn yw Gorchymyn Deddf Diogelu'r Amgylchedd (Cynhyrchion Plastig Untro) (Cymru) 2023 (Cychwyn Rhif 1) 2023 a daw i rym ar 30 Hydref 2023.

1. The title of this Order is the Environmental Protection (Single-use Plastic Products) (Wales) Act 2023 (Commencement No. 1) Order 2023 and it comes into force on 30 October 2023.

**Y darpariaethau sy'n dod i rym ar 30 Hydref 2023**

**Provisions coming into force on 30 October 2023**

2. Daw'r darpariaethau a ganlyn o Ddeddf Diogelu'r Amgylchedd (Cynhyrchion Plastig Untro) (Cymru) 2023 i rym ar 30 Hydref 2023—

2. The following provisions of the Environmental Protection (Single-use Plastic Products) (Wales) Act 2023 come into force on 30 October 2023—

- (a) adran 1 (cysyniadau allweddol: “cynnyrch plastig”, “untro” a “plastig”);
- (b) adran 2 (cynhyrchion plastig untro gwaharddedig);
- (c) adran 5 (y drosedd o gyflenwi cynhyrchion plastig untro gwaharddedig);
- (d) adran 6 (trosedd: dull treial a chosb);

- (a) section 1 (key concepts: “plastic product”, “single-use” and “plastic”);
- (b) section 2 (prohibited single-use plastic products);
- (c) section 5 (offence of supplying prohibited single-use plastic product);
- (d) section 6 (offence: mode of trial and penalty);

(1) 2023 dsc 2.

(1) 2023 asc 2.

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| <p>(e) adran 7 (camau gorfodi gan awdurdod lleol);</p> <p>(f) adran 8 (pŵer i wneud pryniannau prawf);</p> <p>(g) adran 9 (pŵer mynediad);</p> <p>(h) adran 10 (pŵer mynediad: mangreoedd preswyl);</p> <p>(i) adran 11 (pŵer mynediad: amgylchiadau eraill pan fo gwarant yn angenrheidiol);</p> <p>(j) adran 12 (pwerau mynediad: atodol);</p> <p>(k) adran 13 (pŵer arolygu);</p> <p>(l) adran 14 (y drosedd o rwystro etc. swyddogion);</p> <p>(m) adran 15 (eiddo a gedwir: apelau);</p> <p>(n) adran 16 (eiddo a gyfeddir: digolledu);</p> <p>(o) adran 18 (troseddau a gyflawnir gan bartneriaethau a chymdeithasau anghorfforedig eraill);</p> <p>(p) adran 19 (atebolrwydd troseddol uwchswyddogion etc.);</p> <p>(q) adran 20 (dehongli);</p> <p>(r) paragraff 1 o'r Atodlen (cynhyrchion plastig untro gwaharddedig), ac eithrio'r cofnodion yng ngholofn 1 a cholofn 2 o'r Tabl ar gyfer "caadau ar gyfer cwpanau neu gynhwysyddion cludfwyd", "bagiau siopa" ac " unrhyw gynnyrch a wnaed o gynnyrch plastig oco-ddiraddiadwy— (a) pa un a yw'r cynnyrch hwnnw yn ymddangos yn rhywle arall yn y tabl hwn ai peidio, a (b) pa un a fyddai'r math penodol o gynnyrch, neu'r diben y cyflenwir y cynnyrch hwnnw (neu fath penodol o gynnyrch) ar ei gyfer, fel arall wedi ei esemptio oherwydd cofnod yng ngholofn 2 ai peidio.";</p> <p>(s) paragraff 2 o'r Atodlen.</p> | <p>(e) section 7 (enforcement action by local authorities);</p> <p>(f) section 8 (power to make test purchases);</p> <p>(g) section 9 (power of entry);</p> <p>(h) section 10 (power of entry: residential premises);</p> <p>(i) section 11 (power of entry: other circumstances requiring warrant);</p> <p>(j) section 12 (powers of entry: supplementary);</p> <p>(k) section 13 (power of inspection);</p> <p>(l) section 14 (offence of obstruction etc. of officers);</p> <p>(m) section 15 (retained property: appeals);</p> <p>(n) section 16 (appropriated property: compensation);</p> <p>(o) section 18 (offences committed by partnerships and other unincorporated associations);</p> <p>(p) section 19 (criminal liability of senior officers etc.);</p> <p>(q) section 20 (interpretation);</p> <p>(r) paragraph 1 of the Schedule (prohibited single-use plastic products) save for the entries in column 1 and column 2 of the Table for "lids for cups or takeaway food containers", "carrier bags" and "any product made of oxo-degradable plastic, whether or not— (a) that product appears elsewhere in this table, and (b) the particular type of the product, or the purpose for which that product (or particular type of product) is supplied, would otherwise be exempted by way of an entry in column 2.";</p> <p>(s) paragraph 2 of the Schedule.</p> |
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*Julie James*

Y Gweinidog Newid Hinsawdd, un o Weinidogion  
Cymru  
26 Hydref 2023

Minister for Climate Change, one of the Welsh  
Ministers  
26 October 2023

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