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CYMRU

WELSH STATUTORY
INSTRUMENTS

2024 Rhif 860 (Cy. 134) (C. 56)

2024 No. 860 (W. 134) (C. 56)

**YR AMGYLCHEDD
HANESYDDOL, CYMRU**

**HISTORIC ENVIRONMENT,
WALES**

Gorchymyn Deddf yr Amgylchedd
Hanesyddol (Cymru) 2023
(Cychwyn) 2024

The Historic Environment (Wales)
Act 2023 (Commencement) Order
2024

NODYN ESBONIADOL

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

Dygwyd y darpariaethau a ganlyn o Ddeddf yr Amgylchedd Hanesyddol (Cymru) 2023 ("Deddf 2023") i rym gan adran 212 o'r Ddeddf honno ar 15 Mehefin 2023, sef drannoeth y diwrnod y cafodd y Ddeddf y Cydsyniad Brenhinol—

- Rhan 1 (trosolwg);
- adran 209 (rheoliadau o dan y Ddeddf honno);
- adran 210 (dehongli);
- adran 211(3) a (4) (darpariaeth ganlyniadol a darpariaeth drosiannol mewn rheoliadau);
- adran 212 (dod i rym);
- adran 213 (enw byr).

Mae'r Gorchymyn hwn yn dwyn i rym ddarpariaethau Deddf 2023 sy'n weddill, ac eithrio adran 147, sy'n ymwneud â chymau ar gyfer diogelu adeiladau rhestredig sydd mewn cyflwr gwael.

Mae erthygl 2 yn dwyn i rym bwerau penodedig i wneud rheoliadau a chyfarwyddau ar 9 Medi 2024.

Mae erthygl 3 yn dwyn i rym y darpariaethau nad ydynt wedi eu cychwyn yn Neddf 2023 sy'n weddill, ac eithrio adran 147, at ddibenion sy'n weddill o 4 Tachwedd 2024 ymlaen.

EXPLANATORY NOTE

(This note is not part of the Order)

Section 212 of the Historic Environment (Wales) Act 2023 ("the 2023 Act") brought the following provisions of that Act into force on 15 June 2023, which was the day after the Act received Royal Assent—

- Part 1 (overview);
- section 209 (regulations under that Act);
- section 210 (interpretation);
- section 211(3) and (4) (consequential and transitional provision in regulations);
- section 212 (coming into force);
- section 213 (short title).

This Order brings into force the remaining provisions of the 2023 Act, except section 147, which relates to steps for preservation of listed buildings in disrepair.

Article 2 brings specified powers to make regulations and directions into force on 9 September 2024.

Article 3 brings the remaining uncommenced provisions in the 2023 Act, except section 147, into force for remaining purposes from 4 November 2024.

2024 Rhif 860 (Cy. 134) (C. 56)

**YR AMGYLCHEDD
HANESYDDOL, CYMRU**

**Gorchymyn Deddf yr Amgylchedd
Hanesyddol (Cymru) 2023
(Cychwyn) 2024**

Gwnaed

16 Awst 2024

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pŵer a roddir iddynt gan adran 212(2) o Ddeddf yr Amgylchedd Hanesyddol (Cymru) 2023(1).

Enwi

1. Enw'r Gorchymyn hwn yw Gorchymyn Deddf yr Amgylchedd Hanesyddol (Cymru) 2023 (Cychwyn) 2024.

Y darpariaethau sy'n dod i rym ar 9 Medi 2024

2.—(1) Daw'r darpariaethau a ganlyn o Ddeddf yr Amgylchedd Hanesyddol (Cymru) 2023 i rym ar 9 Medi 2024—

- (a) adran 14(3) (rheoliadau sy'n ymwneud â gwneud cais am gydsyniad heneb gofrestredig);
- (b) adran 26(5) a (6) (rheoliadau sy'n ymwneud â chytundebau partneriaethau henebion cofrestredig);
- (c) adran 90(3), (4) a (5) (rheoliadau sy'n ymwneud â gwneud cais am gydsyniad adeilad rhestredig);
- (d) adran 91(1), (2) a (4) (rheoliadau sy'n ymwneud â hysbysiad o gais i berchnogion adeilad);

(1) 2023 dsc 3.

2024 No. 860 (W. 134) (C. 56)

**HISTORIC ENVIRONMENT,
WALES**

**The Historic Environment (Wales)
Act 2023 (Commencement) Order
2024**

Made

16 August 2024

The Welsh Ministers make the following Order in exercise of the power conferred on them by section 212(2) of the Historic Environment (Wales) Act 2023(1).

Title

1. The title of this Order is the Historic Environment (Wales) Act 2023 (Commencement) Order 2024.

Provisions coming into force on 9 September 2024

2.—(1) The following provisions of the Historic Environment (Wales) Act 2023 come into force on 9 September 2024—

- (a) section 14(3) (regulations relating to applying for scheduled monument consent);
- (b) section 26(5) and (6) (regulations relating to scheduled monument partnership agreements);
- (c) section 90(3), (4) and (5) (regulations relating to applying for listed building consent);
- (d) section 91(1), (2) and (4) (regulations relating to notice of application to owners of building);

(1) 2023 asc 3.

- (e) adran 92(2) (rheoliadau sy'n ymwneud â'r weithdrefn ar gyfer ymdrin â cheisiadau am gydsyniad adeilad rhestredig);
- (f) adran 95(4), (5), (6) a (7) (rheoliadau a chyfarwyddydau sy'n ymwneud â hysbysu Gweinidogion Cymru cyn rhoi cydsyniad);
- (g) adran 100(4)(a) (rheoliadau sy'n pennu'r cyfnod penderfynu at ddibenion apelio);
- (h) adran 101(3) a (5) (rheoliadau sy'n ymwneud â'r weithdrefn ar gyfer gwneud apêl);
- (i) adran 105 (rheoliadau sy'n ymwneud â cheisiadau gan awdurdodau cynllunio a'r Goron);
- (j) adran 114(5) (rheoliadau sy'n ymwneud â chytundebau partneriaethau adeiladau rhestredig);
- (k) adran 156(1) a (3) (rheoliadau sy'n ymwneud ag adeiladau crefyddol esempt);
- (l) adran 161(2)(c) (rheoliadau sy'n ymwneud â'r gofyniad i ddimchweliad gael ei awdurdodi);
- (m) adran 170 (rheoliadau sy'n ymwneud â'r ffurf ar ddogfennau).

(2) Daw'r darpariaethau a ganlyn o Ddeddf yr Amgylchedd Hanesyddol (Cymru) 2023 i rym ar 9 Medi 2024 at ddiben gwneud rheoliadau—

- (a) adran 102(1) (rheoliadau sy'n ymwneud â'r cyfyngiad ar amrywio cais ar ôl cyflwyno hysbysiad o apêl);
- (b) adran 103(2) (rheoliadau sy'n ymwneud â'r cyfnod ar gyfer penderfynu apêl);
- (c) adran 106(5) (rheoliadau sy'n ymwneud â cheisiadau sy'n ymwneud â gwaith brys ar dir y Goron);
- (d) adran 107(3)(a) (sy'n cyflwyno Rhan 1 o Atodlen 8: y weithdrefn ar gyfer gorchmynion sy'n addasu neu'n dirymu cydsyniad adeilad rhestredig);
- (e) adran 146(1) (rheoliadau sy'n ymwneud â llog ar gostau gwaith diogelu a adenillir);
- (f) Atodlen 8, paragraff 3(2)(a) (rheoliadau sy'n ymwneud â'r weithdrefn i orchmynion addasu neu ddirymu gymryd effaith heb gadarnhad).

- (e) section 92(2) (regulations relating to procedure for dealing with applications for listed building consent);
- (f) section 95(4), (5), (6) and (7) (regulations and directions relating to notifying the Welsh Ministers before granting consent);
- (g) section 100(4)(a) (regulations specifying determination period for purposes of appeal);
- (h) section 101(3) and (5) (regulations relating to procedure for making appeal);
- (i) section 105 (regulations relating to applications by planning authorities and the Crown);
- (j) section 114(5) (regulations relating to listed building partnership agreements);
- (k) section 156(1) and (3) (regulations relating to exempt religious buildings);
- (l) section 161(2)(c) (regulations relating to requirement for demolition to be authorised);
- (m) section 170 (regulations relating to form of documents).

(2) The following provisions of the Historic Environment (Wales) Act 2023 come into force on 9 September 2024 for the purpose of making regulations—

- (a) section 102(1) (regulations relating to restriction on varying application after service of notice of appeal);
- (b) section 103(2) (regulations relating to period for determining appeal);
- (c) section 106(5) (regulations relating to applications relating to urgent works on Crown land);
- (d) section 107(3)(a) (introducing Part 1 of Schedule 8: procedure for orders modifying or revoking listed building consent);
- (e) section 146(1) (regulations relating to interest on costs of preservation works recovered);
- (f) Schedule 8, paragraph 3(2)(a) (regulations relating to procedure for modification or revocation orders to take effect without confirmation).

Y darpariaethau sy'n dod i rym ar 4 Tachwedd 2024

3. Daw'r darpariaethau a ganlyn o Ddeddf yr Amgylchedd Hanesyddol (Cymru) 2023 i rym ar 4 Tachwedd 2024 i'r graddau nad ydynt eisoes mewn grym—

- (a) Rhan 2;
- (b) Rhan 3 ac eithrio adran 147 (camau ar gyfer diogelu adeiladau rhestredig sydd mewn cyflwr gwael);
- (c) Rhannau 4 i 7;
- (d) Atodlenni 1 i 14.

Provisions coming into force on 4 November 2024

3. The following provisions of the Historic Environment (Wales) Act 2023 come into force on 4 November 2024 in so far as they are not already in force—

- (a) Part 2;
- (b) Part 3 except section 147 (steps for preservation of listed buildings in disrepair);
- (c) Parts 4 to 7;
- (d) Schedules 1 to 14.

Jane Hutt

Ysgrifennydd y Cabinet dros Ddiwylliant, Cyfiawnder
Cymdeithasol, Trefnydd a'r Prif Chwip, un o
Weinidogion Cymru
16 Awst 2024

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Argraffwyd a chyhoeddwyd yn y DU gan Y Llyfrfa Cyf dan awdurdod a goruchwyliaeth Jeff James, Rheolwr Llyfrfa Ei Fawrhydi ac Argraffydd Deddfau Senedd y Brenin.

Cabinet Secretary for Culture, Social Justice, Trefnydd
and Chief Whip, one of the Welsh Ministers

16 August 2024

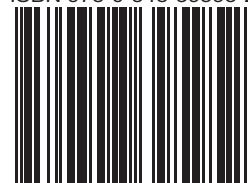
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