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OFFERYNNAU STATUDOL  
CYMRU

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**2013 Rhif 755 (Cy.90)**

**CYRFF CYHOEDDUS**

**DIOGELU'R  
AMGYLCHEDD**

**COEDWIGAETH**

**CEFN GWLAD**

Gorchymyn Corff Adnoddau  
Naturiol Cymru (Swyddogaethau)  
2013

**NODYN ESBONIADOL**

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

Sefydlodd Gorchymyn Corff Adnoddau Naturiol Cymru (Sefydlu) 2012 ("y Gorchymyn Sefydlu") gorff statudol newydd, Corff Adnoddau Naturiol Cymru ("y Corff") gan ddarparu ar gyfer diben, aelodaeth, gweithdrefn, llywodraethiant ariannol a swyddogaethau cychwynnol y Corff. Mae'r Gorchymyn hwn yn gwneud darpariaeth bellach ynglŷn â'r Corff, gan gynnwys darpariaeth ynglŷn ag addasu a throsglwyddo swyddogaethau amgylcheddol iddo.

Mae erthygl 3 yn cyflwyno Atodlen 1, sy'n cynnwys diwygiadau i'r Gorchymyn Sefydlu o ran swyddogaethau cyffredinol y Corff. Mae'r diwygiadau sy'n cael eu gwneud gan baragraffau 4 a 7 yn gosod dyletswyddau ar y Corff sy'n ymwneud â chadwraeth natur, mynediad a hamdden a chydweithredu. Mae'r diwygiadau sy'n cael eu gwneud gan baragraffau 9 i 11 yn rhoi pwerau i'r Corff i ymrwmo i gytundebau gydag awdurdodau lleol a chyrff cyhoeddus, rhoi cyngor neu gymorth (gan gynnwys cymorth ariannol) i eraill, gwneud ymchwil neu ei chomisiynu a dwyn achosion troseddol yng Nghymru a Lloegr.

Mae paragraffau 12 a 13 o Atodlen 1 yn diwygio darpariaethau'r Gorchymyn Sefydlu sy'n ymwneud â chyfarwyddiadau i'r Corff gan Weinidogion Cymru

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WELSH STATUTORY  
INSTRUMENTS

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**2013 No. 755 (W.90)**

**PUBLIC BODIES**

**ENVIRONMENTAL  
PROTECTION**

**FORESTRY**

**COUNTRYSIDE**

The Natural Resources Body for  
Wales (Functions) Order  
2013

**EXPLANATORY NOTE**

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

The Natural Resources Body for Wales (Establishment) Order 2012 ("the Establishment Order") established a new statutory body, the Natural Resources Body for Wales ("the Body") and provided for its purpose, membership, procedure, financial governance and initial functions. This Order makes further provision about the Body, including provision about the modification and transfer of environmental functions to the Body.

Article 3 introduces Schedule 1, which contains amendments to the Establishment Order relating to the general functions of the Body. The amendments made by paragraphs 4 and 7 place duties on the Body relating to nature conservation, access and recreation and cooperation. The amendments made by paragraphs 9 to 11 confer on the Body powers to enter into agreements with local authorities and public bodies, provide advice or assistance (including financial assistance) to others, undertake or commission research and institute criminal proceedings in England and Wales.

Paragraphs 12 and 13 of Schedule 1 amend the provisions of the Establishment Order relating to directions to the Body by the Welsh Ministers or the

neu'r Ysgrifennydd Gwladol. Mae paragraffau 14 i 17 yn diwygio darpariaethau ariannol y Gorchymyn Sefydlu ac yn rhoi pŵer i'r Corff i godi tâl am waith. Mae paragraff 18 yn mewnosod Rhan 4 newydd yn y Gorchymyn Sefydlu a honno'n ei gwneud yn ofynnol i'r Corff fabwysiadu cynllun ynglŷn â chyhoeddi gwybodaeth am benderfyniadau ynghylch hawlenni, a rhoi gwybod i Weinidogion Cymru am geisiadau penodol am hawlenni.

Mae erthygl 4(1) yn cyflwyno Atodlenni 2 a 3, sy'n diwygio deddfwriaeth sylfaenol benodedig, drwy hepgor cyfeiriadau at Gyngor Cefn Gwlad Cymru ("CCGC"), rhoi cyfeiriadau at y Corff yn lle cyfeiriadau presennol at y Comisiynwyr Coedwigaeth, CCGC, Asiantaeth yr Amgylchedd neu Weinidogion Cymru, a rhoi cyfeiriadau at Weinidogion Cymru yn lle cyfeiriadau penodol at y Comisiynwyr Coedwigaeth. Mae erthygl 4(2) yn cyflwyno Atodlenni 4, 5 a 6, sy'n diwygio is-ddeddfwriaeth benodedig yn yr un modd. Mae Atodlenni 2 i 6 hefyd yn cynnwys darpariaethau canlyniadol, atodol a chysylltiedig.

Effaith gyffredinol y diwygiadau hyn yw bod swyddogaethau datganoledig Cymreig Asiantaeth yr Amgylchedd a'r Comisiynwyr Coedwigaeth, a bron y cyfan o swyddogaethau CCGC, yn cael eu haddasu a'u trosglwyddo i'r Corff. Mae swyddogaethau trwyddedu penodol sydd gan Weinidogion Cymru o ran yr amgylchedd hefyd yn cael eu trosglwyddo i'r Corff. Mae pwerau'r Comisiynwyr Coedwigaeth i wneud is-ddeddfwriaeth o ran Cymru yn cael eu trosglwyddo i Weinidogion Cymru.

Mae erthyglau 5 i 7 yn darparu bod cyfeiriadau penodol mewn deddfiadau lleol at CCGC, y Comisiynwyr Coedwigaeth ac Asiantaeth yr Amgylchedd i gael eu darllen fel cyfeiriadau at y Corff.

Mae erthygl 8 yn dileu CCGC ac yn gwneud diddymiaidau perthynol. Mae erthygl 9 yn dileu Pwyllgor Ymgynghorol Gwarchod yr Amgylchedd a sefydlwyd ar gyfer Cymru yn unol ag adran 12(6) o Ddeddf yr Amgylchedd 1995 a'r pwyllgor ymgynghorol pysgodfeydd rhanbarthol a lleol a sefydlwyd ar gyfer Cymru yn unol ag adran 13(5) o'r Ddeddf honno, ac yn gwneud diddymiaidau perthynol.

Mae erthygl 10 yn cyflwyno Atodlen 7, sy'n cynnwys darpariaethau trosiannol a darpariaethau arbed.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar wneud Aseidiadau Effaith Rheoleiddiol mewn perthynas â'r offeryn hwn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol gwneud aseidiad effaith rheoleiddiol o'r costau a'r buddiannau sy'n debygol o ddeillio o gydymffurfio â'r offeryn hwn.

Secretary of State. Paragraphs 14 to 17 amend the financial provisions of the Establishment Order and give the Body a power to charge for work. Paragraph 18 inserts a new Part 4 of the Establishment Order which requires the Body to adopt a scheme for the publication of information about permitting decisions, and to notify the Welsh Ministers of certain permit applications.

Article 4(1) introduces Schedules 2 and 3, which amend specified primary legislation, by omitting references to the Countryside Council for Wales ("the CCW"), substituting references to the Body for existing references to the Forestry Commissioners, the CCW, the Environment Agency or the Welsh Ministers, and substituting references to the Welsh Ministers for certain references to the Forestry Commissioners. Article 4(2) introduces Schedules 4, 5 and 6, which amend specified subordinate legislation in the same manner. Schedules 2 to 6 also contain consequential, supplementary and incidental provisions.

The general effect of these amendments is that Welsh devolved functions of the Environment Agency and the Forestry Commissioners, and nearly all the functions of the CCW, are modified and transferred to the Body. Certain licensing functions of the Welsh Ministers relating to the environment are also transferred to the Body. Powers of the Forestry Commissioners to make subordinate legislation in relation to Wales are transferred to the Welsh Ministers.

Articles 5 to 7 provide that certain references in local enactments to the CCW, the Forestry Commissioners and the Environment Agency are to be read as references to the Body.

Article 8 abolishes the CCW and makes related repeals. Article 9 abolishes the Environment Protection Advisory Committee established for Wales pursuant to section 12(6) of the Environment Act 1995 and the regional and local fisheries advisory committee established for Wales pursuant to section 13(5) of that Act, and makes related repeals.

Article 10 introduces Schedule 7, which contains transitional and savings provisions.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to this instrument. 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 instrument.

**2013 Rhif 755 (Cy.90)**

**2013 No. 755 (W.90)**

**CYRFF CYHOEDDUS**

**PUBLIC BODIES**

**DIOGELU'R  
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**ENVIRONMENTAL  
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Gorchymyn Corff Adnoddau  
Naturiol Cymru (Swyddogaethau)  
2013

The Natural Resources Body for  
Wales (Functions) Order  
2013

*Gwnaed* 25 Mawrth 2013  
*Yn dod i rym* 1 Ebrill 2013

*Made* 25 March 2013  
*Coming into force* 1 April 2013

Mae Gweinidogion Cymru yn gwneud y Gorchymyn hwn drwy arfer y pwerau a roddwyd gan adrannau 13, 14, 15 a 35 o Ddeddf Cyrff Cyhoeddus 2011(1) ("y Ddeddf").

The Welsh Ministers make this Order in exercise of the powers conferred by sections 13, 14, 15 and 35 of the Public Bodies Act 2011(1) ("the Act").

O ran y Gorchymyn hwn, yn unol ag adran 16 o'r Ddeddf, mae Gweinidogion Cymru o'r farn—

In accordance with section 16 of the Act, the Welsh Ministers consider that this Order—

- (a) ei fod yn ateb diben gwella'r broses o arfer swyddogaethau cyhoeddus, o roi sylw i'r ffactorau a nodir yn adran 16 o'r Ddeddf; a
- (b) nad yw'n dileu unrhyw ddiogelwch angenrheidiol nac yn atal neb rhag parhau i arfer unrhyw hawl neu ryddid y gallai'r person hwnnw ddisgwyl yn rhesymol barhau i'w harfer neu i'w arfer.

- (a) serves the purpose of improving the exercise of public functions, having had regard to the factors set out in section 16 of the Act; and
- (b) does not remove any necessary protection or prevent any person from continuing to exercise any right or freedom which that person might reasonably expect to continue to exercise.

Mae cydsyniad yr Ysgrifennydd Gwladol a'r Gweinidog wedi ei sicrhau yn unol ag adran 17 o'r Ddeddf.

The consent of the Secretary of State and the Minister has been obtained in accordance with section 17 of the Act.

Mae Gweinidogion Cymru wedi ymgynghori yn unol ag adran 18 o'r Ddeddf.

The Welsh Ministers have carried out consultation in accordance with section 18 of the Act.

Mae drafft o'r Gorchymyn hwn, a dogfen esboniadol sy'n cynnwys yr wybodaeth sy'n ofynnol o dan adran

A draft of this Order, and an explanatory document containing the information required by section 19(2) of

19(2) o'r Ddeddf, wedi eu gosod gerbron Cynulliad Cenedlaethol Cymru yn unol ag adran 19(1) ar ôl diwedd y cyfnod o ddeuddeg wythnos a grybwyllir yn adran 19(3).

Yn unol ag adran 19(6) o'r Ddeddf, mae Gweinidogion Cymru wedi rhoi sylw i'r sylwadau a'r argymhellion a wnaed yn ystod y cyfnod o 60 niwrnod o ran y Gorchymyn drafft.

Yn unol ag adran 19(8) o'r Ddeddf, mae drafft diwygiedig o'r Gorchymyn hwn, a datganiad yn rhoi crynodeb o'r newidiadau arfaethedig, wedi eu gosod gerbron Cynulliad Cenedlaethol Cymru ar ôl i'r cyfnod o 60 niwrnod ddod i ben.

Mae'r drafft diwygiedig o'r Gorchymyn hwn wedi ei gymeradwyo drwy benderfyniad gan Gynulliad Cenedlaethol Cymru yn unol ag adran 19(9) o'r Ddeddf.

### Enwi, cychwyn a rhychwant

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Corff Adnoddau Naturiol Cymru (Swyddogaethau) 2013.

(2) Daw'r Gorchymyn hwn i rym ar 1 Ebrill 2013.

(3) Mae i ddiwygiad, diddymiad neu ddirymiad a wneir gan y Gorchymyn hwn yr un rhychwant â'r ddarpariaeth y mae'n ymwneud â hi.

### Dehongli

2. Yn y Gorchymyn hwn—

ystyr "y Corff" ("*the Body*") yw Corff Adnoddau Naturiol Cymru;

ystyr "Deddf 1990" ("*the 1990 Act*") yw Deddf Diogelu'r Amgylchedd 1990(1);

ystyr "Deddf 1995" ("*the 1995 Act*") yw Deddf yr Amgylchedd 1995(2);

ystyr "deddfiad lleol" ("*local enactment*") yw unrhyw Ddeddf leol neu unrhyw is-ddeddfwriaeth a wneir o dan Ddeddf leol neu yn rhinwedd Deddf leol;

ystyr "y Gorchymyn Sefydlu" ("*the Establishment Order*") yw Gorchymyn Corff Adnoddau Naturiol Cymru (Sefydlu) 2012(3).

the Act, have been laid before the National Assembly for Wales in accordance with section 19(1) after the end of the period of twelve weeks mentioned in section 19(3).

In accordance with section 19(6) of the Act, the Welsh Ministers have had regard to representations and recommendations made during the 60-day period with regard to the draft Order.

In accordance with section 19(8) of the Act, a revised draft of this Order, and a statement giving a summary of the changes proposed, have been laid before the National Assembly for Wales after the expiry of the 60-day period.

The revised draft of this Order has been approved by a resolution of the National Assembly for Wales in accordance with section 19(9) of the Act.

### Title, commencement and extent

1.—(1) The title of this Order is the Natural Resources Body for Wales (Functions) Order 2013.

(2) This Order comes into force on 1 April 2013.

(3) An amendment, repeal or revocation made by this Order has the same extent as the provision to which it relates.

### Interpretation

2. In this Order—

"the 1990 Act" ("*Deddf 1990*") means the Environmental Protection Act 1990(1);

"the 1995 Act" ("*Deddf 1995*") means the Environment Act 1995(2);

"the Body" ("*y Corff*") means the Natural Resources Body for Wales;

"the Establishment Order" ("*y Gorchymyn Sefydlu*") means the Natural Resources Body for Wales (Establishment) Order 2012(3);

"local enactment" ("*deddfiad lleol*") means any local Act or any subordinate legislation made under or by virtue of a local Act.

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(1) 1990 p. 43.

(2) 1995 p. 25.

(3) O.S. 2012/1903 (Cy. 230).

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(1) 1990 c. 43.

(2) 1995 c. 25.

(3) S.I. 2012/1903 (W. 230).

### **Swyddogaethau cyffredinol Corff Adnoddau Naturiol Cymru**

3. Mae Atodlen 1 yn cynnwys diwygiadau i'r Gorchymyn Sefydlu.

### **Addasu a throsglwyddo swyddogaethau, darpariaethau canlyniadol a darpariaethau eraill**

4.—(1) Mae Atodlenni 2 a 3 yn cynnwys diwygiadau i ddeddfwriaeth sylfaenol sydd—

- (a) yn addasu ac yn trosglwyddo i'r Corff swyddogaethau datganoledig Cymreig Asiantaeth yr Amgylchedd;
- (b) yn addasu ac yn trosglwyddo i'r Corff ac i Weinidogion Cymru swyddogaethau datganoledig Cymreig y Comisiynwyr Coedwigaeth;
- (c) yn addasu ac yn trosglwyddo i'r Corff swyddogaethau CCGC;
- (d) yn trosglwyddo i'r Corff swyddogaethau Gweinidogion Cymru o ran yr amgylchedd;
- (e) yn gwneud darpariaeth ganlyniadol, atodol a chysylltiedig.

(2) Mae Atodlenni 4, 5 a 6 yn cynnwys diwygiadau i is-ddeddfwriaeth sydd—

- (a) yn addasu ac yn trosglwyddo i'r Corff swyddogaethau datganoledig Cymreig Asiantaeth yr Amgylchedd;
- (b) yn addasu ac yn trosglwyddo i'r Corff ac i Weinidogion Cymru swyddogaethau datganoledig Cymreig y Comisiynwyr Coedwigaeth;
- (c) yn addasu ac yn trosglwyddo i'r Corff swyddogaethau CCGC;
- (d) yn trosglwyddo i'r Corff swyddogaethau Gweinidogion Cymru o ran yr amgylchedd;
- (e) yn gwneud darpariaeth ganlyniadol, atodol a chysylltiedig.

### **Addasiadau eraill i ddeddfiadau**

5. Mewn unrhyw ddeddfiad lleol sydd heb ei ddiwygio gan unrhyw ddarpariaeth arall yn y Gorchymyn hwn, mae unrhyw gyfeiriad at CCGC (sut bynnag y'i mynegir), ac unrhyw gyfeiriad sydd i'w ddarllen fel cyfeiriad at CCGC, i'w drin fel cyfeiriad at y Corff.

6. Mewn unrhyw ddeddfiad lleol sydd heb ei ddiwygio gan unrhyw ddarpariaeth arall yn y Gorchymyn hwn, mae unrhyw gyfeiriad at y Comisiynwyr Coedwigaeth (sut bynnag y'i mynegir) ac unrhyw gyfeiriad sydd i'w ddarllen fel cyfeiriad at y Comisiynwyr Coedwigaeth, i'w drin o ran Cymru fel cyfeiriad at y Corff.

7. Mewn unrhyw ddeddfiad lleol sydd heb ei

### **General functions of the Natural Resources Body for Wales**

3. Schedule 1 contains amendments to the Establishment Order.

### **Modification and transfer of functions, consequential and other provisions**

4.—(1) Schedules 2 and 3 contain amendments to primary legislation which—

- (a) modify and transfer to the Body Welsh devolved functions of the Environment Agency;
- (b) modify and transfer to the Body and the Welsh Ministers Welsh devolved functions of the Forestry Commissioners;
- (c) modify and transfer to the Body functions of the CCW;
- (d) transfer to the Body functions of the Welsh Ministers relating to the environment;
- (e) make consequential, supplementary and incidental provision.

(2) Schedules 4, 5 and 6 contain amendments to subordinate legislation which—

- (a) modify and transfer to the Body Welsh devolved functions of the Environment Agency;
- (b) modify and transfer to the Body and the Welsh Ministers Welsh devolved functions of the Forestry Commissioners;
- (c) modify and transfer to the Body functions of the CCW;
- (d) transfer to the Body functions of the Welsh Ministers relating to the environment;
- (e) make consequential, supplementary and incidental provision.

### **Other modifications of enactments**

5. In any local enactment which is not amended by any other provision of this Order, any reference to the CCW (however expressed), and any reference which is to be read as a reference to the CCW, is to be treated as a reference to the Body.

6. In any local enactment which is not amended by any other provision of this Order, any reference to the Forestry Commissioners (however expressed), and any reference which is to be read as a reference to the Forestry Commissioners, is to be treated in relation to Wales as a reference to the Body.

7. In any local enactment which is not amended by

ddiwygio gan unrhyw ddarpariaeth arall yn y Gorchymyn hwn, heblaw deddfiad sy'n ymwneud â mordwyo, mae unrhyw gyfeiriad at Asiantaeth yr Amgylchedd (sut bynnag y'i mynegir) ac unrhyw gyfeiriad sydd i'w ddarllen fel cyfeiriad at Asiantaeth yr Amgylchedd, i'w drin o ran Cymru fel cyfeiriad at y Corff.

### Dileu Cyngor Cefn Gwlad Cymru

8.—(1) Mae CCGC wedi ei ddileu.

(2) Gan hynny, mae'r canlynol wedi eu diddymu—

- (a) adrannau 128 i 134 o Ddeddf 1990(1);
- (b) Atodlenni 6, 8 a 9 i Ddeddf 1990(2);
- (c) Rhan 1 o Ddeddf Parciau Cenedlaethol a Mynediad i Gefn Gwlad 1949(3).

### Dileu pwyllgorau ymgynghorol

9.—(1) Mae'r canlynol wedi eu dileu—

- (a) Pwyllgor Ymgynghorol Gwarchod yr Amgylchedd a sefydlwyd yn unol ag adran 12(6) o Ddeddf 1995;
- (b) y pwyllgor ymgynghorol pysgodfeydd rhanbarthol a lleol a sefydlwyd yn unol ag adran 13(5) o Ddeddf 1995.

any other provision of this Order, other than an enactment relating to navigation, any reference to the Environment Agency (however expressed), and any reference which is to be read as a reference to the Environment Agency, is to be treated in relation to Wales as a reference to the Body.

### Abolition of the Countryside Council for Wales

8.—(1) The CCW is abolished.

(2) Accordingly, the following are repealed—

- (a) sections 128 to 134 of the 1990 Act(1);
- (b) Schedules 6, 8 and 9 to the 1990 Act(2);
- (c) Part 1 of the National Parks and Access to the Countryside Act 1949(3).

### Abolition of advisory committees

9.—(1) The following are abolished—

- (a) the Environment Protection Advisory Committee established pursuant to section 12(6) of the 1995 Act;
- (b) the regional and local fisheries advisory committee established pursuant to section 13(5) of the 1995 Act.

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(1) 1990 p. 43. Diwygiwyd adran 130 gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), Atodlen 15, paragraff 11. Amnewidiwyd adrannau 128 a 129, diwygiwyd adrannau 130, 131, 132 a 134, a diddymwyd adran 133 gan Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16), Atodlen 11, paragraffau 117 i 123. Gwnaed diwygiadau pellach i adrannau 128, 132 a 134 gan Ddeddf y Môr a Mynediad i'r Arfordir 2009 (p. 23), adran 313.

(2) Cafwyd nifer o ddiwygiadau i Atodlenni 6, 8 a 9. Diwygiwyd yr Atodlenni hynny, a diddymwyd Atodlen 7, gan Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16), Atodlen 11, paragraffau 126 a 127, ac Atodlen 12. O ran darpariaethau trosiannol a darpariaethau arbed mewn cysylltiad â diddymu Atodlenni 6, 8 a 9 i Ddeddf 1990, gweler Atodlen 7 i'r Gorchymyn hwn.

(3) 1949 p. 97. Amnewidiwyd adran 1 gan Ddeddf 1990, Atodlen 8, paragraff 1(2). Diwygiwyd adrannau 1 a 3 gan Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006, Atodlen 11, paragraffau 7 ac 8. Diddymwyd adrannau 2 a 4 gan Ddeddf Bywyd Gwyllt a Chefn Gwlad 1981 (p. 69), Atodlen 17, Rhan 2.

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(1) 1990 c. 43. Section 130 was amended by the Countryside and Rights of Way Act 2000 (c. 37), Schedule 15, paragraph 11. Sections 128 and 129 were substituted, sections 130, 131, 132 and 134 were amended, and section 133 was repealed by the Natural Environment and Rural Communities Act 2006 (c. 16), Schedule 11, paragraphs 117 to 123. Further amendments were made to sections 128, 132 and 134 by the Marine and Coastal Access Act 2009 (c. 23), section 313.

(2) There have been numerous amendments to Schedules 6, 8 and 9. Those Schedules were amended, and Schedule 7 was repealed, by the Natural Environment and Rural Communities Act 2006 (c. 16), Schedule 11, paragraphs 126 and 127, and Schedule 12. For transitional and saving provisions in connection with the repeal of Schedules 6, 8 and 9 to the 1990 Act, see Schedule 7 to this Order.

(3) 1949 c. 97. Section 1 was substituted by the 1990 Act, Schedule 8, paragraph 1(2). Sections 1 and 3 were amended by the Natural Environment and Rural Communities Act 2006, Schedule 11, paragraphs 7 and 8. Sections 2 and 4 were repealed by the Wildlife and Countryside Act 1981 (c. 69), Schedule 17, Part 2.

(2) Gan hynny, mae'r darpariaethau a ganlyn yn Neddf 1995 wedi eu diddymu—

- (a) adran 12(1);
- (b) adran 13(2);
- (c) Atodlen 3;
- (d) paragraff 3 o Atodlen 23.

### **Darpariaethau trosiannol ac arbedion**

**10.** Mae Atodlen 7 yn cynnwys darpariaethau trosiannol ac arbedion.

(2) Accordingly, the following provisions of the 1995 Act are repealed—

- (a) section 12(1);
- (b) section 13(2);
- (c) Schedule 3;
- (d) paragraph 3 of Schedule 23.

### **Transitional provisions and savings**

**10.** Schedule 7 contains transitional provisions and savings.

*Alun Davies*

Gweinidog Cyfoeth Naturiol a Bwyd, un o  
Weinidogion Cymru

25 Mawrth 2013

Minister for Natural Resources and Food, one of the  
Welsh Ministers

25 March 2013

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(1) Cafodd y pwyllgorau eraill a sefydlwyd o dan adran 12 o Ddeddf 1995 eu dileu gan Orchymyn Cyrff Cyhoeddus (Dileu Pwyllgorau Ymgynghorol Gwarchod yr Amgylchedd) 2012 (O.S. 2012/2407).

(2) Cafodd y pwyllgorau eraill a sefydlwyd o dan adran 13 eu dileu gan Orchymyn Cyrff Cyhoeddus (Dileu Pwyllgorau Ymgynghorol Pysgodfeydd Rhanbarthol a Lleol) 2012 (O.S. 2012/2406).

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(1) The other committees established under section 12 of the 1995 Act were abolished by the Public Bodies (Abolition of Environment Protection Advisory Committees) Order 2012 (S.I. 2012/2407).

(2) The other committees established under section 13 were abolished by the Public Bodies (Abolition of Regional and Local Fisheries Advisory Committees) Order 2012 (S.I. 2012/2406).

SWYDDOGAETHAU CORFF ADNODDAU  
NATURIOL CYMRU

1. Mae'r Gorchymyn Sefydlu wedi ei ddiwygio fel a ganlyn.

2. Yn lle erthygl 2 rhodder—

"2. Yn y Gorchymyn hwn—

ystyr "cadwraeth natur" ("*nature conservation*") yw cadwraeth fflora, ffawna neu nodweddion daearegol neu ffisiograffigol;

mae i "y Corff" ("*the Body*") yr ystyr a roddir gan erthygl 3(1);

mae i "parth Cymru" yr ystyr a roddir i "the Welsh zone" gan adran 158 o Ddeddf Llywodraeth Cymru 2006(1).

mae i "swyddogaethau rheoli llygredd" yr un ystyr ag sydd i "pollution control functions" yn adran 5 o Ddeddf yr Amgylchedd 1995(2)."

3. Yn erthygl 4(3), hepgorer "(fel y diffinnir "Welsh zone" yn adran 158(1) o Ddeddf Llywodraeth Cymru 2006)".

4. Ar ôl erthygl 5 mewnosoder—

**"Dyletswyddau cadwraeth natur**

**5A.**—(1) Rhaid i'r Corff arfer ei swyddogaethau mewn modd sy'n hybu cadwraeth natur a chadwraeth a gwelliant harddwch naturiol ac amwynder.

(2) Nid yw'r ddyletswydd ym mharagraff (1) yn gymwys i swyddogaethau rheoli llygredd y Corff nac i'w swyddogaethau o dan Ddeddf Coedwigaeth 1967.

(3) Wrth arfer ei swyddogaethau rheoli llygredd, rhaid i'r Corff roi sylw i ba mor ddymunol yw cadwraeth natur a chadwraeth a gwelliant harddwch naturiol ac amwynder.

(1) 2006 p. 32. Mewnosodwyd y diffiniad o'r "Welsh zone" gan adran 43(2) o Ddeddf y Môr a Mynediad i'r Arfordir 2009 (p. 23). *Gweler* hefyd Orchymyn Parth Cymru (Ffiniau a Throsglwyddo Swyddogaethau) 2010 (O.S. 2010/760).

(2) 1995 p. 25. Diwygiwyd y diffiniad o "pollution control functions" yn adran 5(5) gan Ddeddf Atal a Rheoli Llygredd 1999 (p. 24), Atodlen 2, paragraffau 14 a 15; a chan Reoliadau Hawlenni Amgylcheddol (Cymru a Lloegr) 2010 (O.S. 2010/675), Atodlen 26, paragraff 13(1) a (2). Mae Atodlen 2 i'r Gorchymyn hwn yn gwneud diwygiadau pellach i adran 5.

FUNCTIONS OF THE NATURAL  
RESOURCES BODY FOR WALES

1. The Establishment Order is amended as follows.

2. For article 2 substitute—

"2. In this Order—

"the Body" ("*y Corff*") has the meaning given by article 3(1);

"nature conservation" ("*cadwraeth natur*") means the conservation of flora, fauna or geological or physiographical features;

"pollution control functions" ("*swyddogaethau rheoli llygredd*") has the same meaning as in section 5 of the Environment Act 1995(1);

"the Welsh zone" ("*parth Cymru*") has the meaning given by section 158 of the Government of Wales Act 2006(2)."

3. In article 4(3), omit "(as defined in section 158(1) of the Government of Wales Act 2006)".

4. After article 5 insert—

**"Nature conservation duties**

**5A.**—(1) The Body must exercise its functions so as to further nature conservation and the conservation and enhancement of natural beauty and amenity.

(2) The duty in paragraph (1) does not apply to the Body's pollution control functions or its functions under the Forestry Act 1967.

(3) In exercising its pollution control functions, the Body must have regard to the desirability of nature conservation and of conserving and enhancing natural beauty and amenity.

(1) 1995 c. 25. The definition of "pollution control functions" in section 5(5) was amended by the Pollution Prevention and Control Act 1999 (c. 24), Schedule 2, paragraphs 14 and 15; and by the Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), Schedule 26, paragraph 13(1) and (2). Schedule 2 to this Order makes further amendments to section 5.

(2) 2006 c. 32. The definition of the "Welsh zone" was inserted by section 43(2) of the Marine and Coastal Access Act 2009 (c. 23). *See also* the Welsh Zone (Boundaries and Transfer of Functions) Order 2010 (S.I. 2010/760).



(4) Mae adran 1(3A) o Ddeddf Coedwigaeth 1967(1) yn gwneud darpariaeth ynghylch y cydbwysedd rhwng cadwraeth natur a materion eraill y mae'n rhaid i'r Corff ymdrechu i'w cyflawni wrth arfer ei swyddogaethau o dan y Ddeddf honno.

**5B.** Wrth arfer unrhyw swyddogaeth sy'n ymwneud â chadwraeth natur, rhaid i'r Corff roi sylw i newidiadau ecolegol gwirioneddol neu bosibl.

#### **Dyletswyddau mynediad a hamdden**

**5C.**—(1) Rhaid i'r Corff arfer ei swyddogaethau mewn modd sy'n hyrwyddo darpariaeth a gwelliant cyfleoedd—

- (a) i fynd i gefn gwlad a mannau agored a'u mwynhau;
- (b) at hamdden awyr agored; ac
- (c) i astudio, deall a mwynhau'r amgylchedd naturiol.

(2) Nid yw'r ddyletswydd ym mharagraff (1) yn gymwys i swyddogaethau rheoli llygredd y Corff.

(3) Wrth arfer ei swyddogaethau rheoli llygredd, rhaid i'r Corff roi sylw i ba mor ddymunol yw parhau i sicrhau bod cyfleoedd presennol o'r mathau a grybwyllir ym mharagraff (1) ar gael i'r cyhoedd.

(4) Mae adran 2 o Ddeddf Cefn Gwlad 1968(2) yn gwneud darpariaeth bellach ynghylch dyletswyddau'r Corff sy'n ymwneud â chyfleusterau ar gyfer mwynhau cefn gwlad, cadwraeth a gwelliant harddwch naturiol ac amwynder cefn gwlad, a mynediad y cyhoedd i gefn gwlad at hamdden.

#### **Dyletswyddau o ran safleoedd hanesyddol**

**5D.** Wrth arfer ei swyddogaethau, rhaid i'r Corff roi sylw i'r canlynol—

- (a) pa mor ddymunol yw gwarchod a chadw adeiladau, adeileddau, safleoedd a gwrthrychau o ddiddordeb archaeolegol, pensaernïol, peirianegol neu hanesyddol;
- (b) pa mor ddymunol yw sicrhau bod unrhyw gyfleuster at ymweld ag unrhyw adeilad, adeiledd, safle neu wrthrych o'r fath neu eu harolygu yn parhau ar gael i'r cyhoedd, i'r graddau y mae'n gyson ag is-baragraff (a) ac erthygl 5A.

(4) Section 1(3A) of the Forestry Act 1967(1) makes provision about the balance between nature conservation and other matters which the Body must endeavour to achieve in exercising its functions under that Act.

**5B.** In exercising any function relating to nature conservation, the Body must have regard to actual or possible ecological changes.

#### **Access and recreation duties**

**5C.**—(1) The Body must exercise its functions so as to promote the provision and improvement of opportunities for—

- (a) access to, and enjoyment of, the countryside and open spaces;
- (b) open-air recreation; and
- (c) the study, understanding and enjoyment of the natural environment.

(2) The duty in paragraph (1) does not apply to the Body's pollution control functions.

(3) In exercising its pollution control functions, the Body must have regard to the desirability of maintaining the availability to the public of existing opportunities of the kinds mentioned in paragraph (1).

(4) Section 2 of the Countryside Act 1968(2) makes further provision about the Body's duties relating to facilities for the enjoyment of the countryside, the conservation and enhancement of the natural beauty and amenity of the countryside, and public access to the countryside for recreation.

#### **Duties relating to historic sites**

**5D.** In exercising its functions, the Body must have regard to—

- (a) the desirability of protecting and conserving buildings, structures, sites and objects of archaeological, architectural, engineering or historic interest;
- (b) the desirability of maintaining the availability to the public of any facility for visiting or inspecting any such building, structure, site or object, so far as consistent with sub-paragraph (a) and article 5A.

(1) 1967 p. 10. Mewnosodwyd adran 1(3A) gan adran 4 o Ddeddf Bywyd Gwyllt a Cefn Gwlad (Diwygio) 1985 (p. 31).

(2) 1968 p. 41. Cafwyd nifer o ddiwygiadau i adran 2, gan gynnwys y rhai a wnaed gan Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16), Atodlen 11, paragraff 43. Mae Atodlen 2 i'r Gorchymyn hwn yn gwneud diwygiadau pellach i adran 2.

(1) 1967 c. 10. Section 1(3A) was inserted by section 4 of the Wildlife and Countryside (Amendment) Act 1985 (c. 31).

(2) 1968 c. 41. There have been numerous amendments to section 2, including those made by the Natural Environment and Rural Communities Act 2006 (c. 16), Schedule 11, paragraph 43. Schedule 2 to this Order makes further amendments to section 2.

### Dyletswyddau o ran llesiant

**5E.** Wrth arfer ei swyddogaethau, rhaid i'r Corff roi sylw i'r canlynol—

- (a) iechyd a llesiant cymdeithasol unigolion a chymunedau;
- (b) llesiant economaidd unigolion, busnesau a chymunedau.

### Dyletswyddau Gweinidogion Cymru o ran cynigion sy'n ymwneud â swyddogaethau'r Corff

**5F.**—(1) Mae'r dyletswyddau yn erthyglau 5A i 5E yn gymwys i Weiniogion Cymru wrth iddynt lunio neu ystyried unrhyw gynigion sy'n ymwneud â swyddogaethau'r Corff, fel y maent yn gymwys i'r Corff wrth iddo arfer y swyddogaethau hynny.

(2) Ond nid yw'r ddyletswydd yn erthygl 5A(1) yn gymwys i Weiniogion Cymru wrth iddynt lunio neu ystyried cynigion o'r fath ond i'r graddau y mae'r ddyletswydd yn gyson â'r canlynol—

- (a) yr amcan o sicrhau datblygu cynaliadwy; a
- (b) dyletswyddau Gweinidogion Cymru o dan adran 2 o Ddeddf y Diwydiant Dŵr 1991(1).

### Hamdden o ran dŵr a thir cysylltiedig

**5G.**—(1) Mae'r erthygl hon yn gymwys pan fo gan y Corff hawliau i ddefnyddio dŵr neu dir sy'n gysylltiedig â dŵr.

(2) Rhaid i'r Corff gymryd camau priodol i sicrhau bod yr hawliau hynny'n cael eu harfer mewn modd sy'n sicrhau bod y dŵr neu'r tir—

- (a) ar gael at ddibenion hamdden; a
- (b) ar gael yn y modd gorau.

(3) Ym mharagraff (2), ystyr "camau priodol" ("*appropriate steps*") yw camau—

- (a) sy'n rhesymol ymarferol; a
- (b) sy'n gyson â darpariaethau unrhyw ddeddfiad sy'n ymwneud â swyddogaethau'r Corff.

(4) Rhaid i'r Corff sicrhau cydsyniad unrhyw awdurdod mordwyo, awdurdod harbwr neu awdurdod cadwraeth cyn gwneud dim o dan baragraff (1) sy'n peri rhwystr i'r mordwyo sydd o dan reolaeth yr awdurdod hwnnw, neu ymyrraeth arall â'r mordwyo hwnnw.

### Duties relating to well-being

**5E.** In exercising its functions, the Body must have regard to—

- (a) the health and social well-being of individuals and communities;
- (b) the economic well-being of individuals, businesses and communities.

### Duties of Welsh Ministers in relation to proposals relating to the Body's functions

**5F.**—(1) The duties in articles 5A to 5E apply to the Welsh Ministers when formulating or considering any proposals relating to the Body's functions, as they apply to the Body in exercising those functions.

(2) But the duty in article 5A(1) applies to the Welsh Ministers when formulating or considering such proposals only to the extent that the duty is consistent with—

- (a) the objective of achieving sustainable development; and
- (b) the Welsh Ministers' duties under section 2 of the Water Industry Act 1991(1).

### Recreation in relation to water and associated land

**5G.**—(1) This article applies where the Body has rights to the use of water or land associated with water.

(2) The Body must take appropriate steps to secure that those rights are exercised so as to ensure that the water or land—

- (a) is made available for recreational purposes; and
- (b) is made available in the best manner.

(3) In paragraph (2), "appropriate steps" ("*camau priodol*") means steps which are—

- (a) reasonably practicable; and
- (b) consistent with the provisions of any enactment relating to the Body's functions.

(4) The Body must obtain the consent of any navigation authority, harbour authority or conservancy authority before doing anything under paragraph (1) which causes obstruction of, or other interference with, navigation which is subject to the control of that authority.

(1) 1991 p. 56. Cafwyd diwygiadau i adran 2, gan gynnwys yn benodol y rhai a wnaed gan Ddeddf Dŵr 2003 (p. 37), adran 39.

(1) 1991 c. 56. There have been amendments to section 2, including in particular those made by the Water Act 2003 (c. 37), section 39.

(5) Mae adran 6 o Ddeddf yr Amgylchedd 1995(1) yn gwneud darpariaeth gyffredinol bellach ynghylch swyddogaethau'r Corff o ran dŵr.

#### **Darparu cyfleusterau at hamdden a dibenion eraill**

**5H.**—(1) Caiff y Corff ddarparu, neu wneud trefniadau i ddarparu, cyfleusterau at y dibenion a bennir ym mharagraff (2) ar unrhyw dir sy'n perthyn iddo, y mae'n ei ddefnyddio neu'n ei reoli, neu a drefnir at ei ddefnydd gan Weinidogion Cymru.

(2) Dyma'r dibenion y cyfeirir atynt ym mharagraff (1)—

- (a) twristiaeth a mwynhau cefn gwlad a mannau agored;
- (b) hamdden a chwaraeon;
- (c) astudio, deall a mwynhau'r amgylchedd naturiol.

(3) Ym mharagraff (1), mae "cyfleusterau" ("*facilities*") yn cynnwys, heb gyfyngiad—

- (a) llety i ymwelwyr, safleoedd gwersylla a safleoedd carafannau;
- (b) safleoedd picnic a mannau ar gyfer prydau a lluniaeth;
- (c) mannau i fwynhau golygfeydd a mannau parcio;
- (d) llwybrau ar gyfer cerdded, beicio neu astudio'r amgylchedd naturiol;
- (e) canolfannau addysg, canolfannau arddangos a gwybodaeth;
- (f) siopau mewn cysylltiad ag unrhyw rai o'r cyfleusterau a grybwyllwyd ym mharagraffau (a) i (e);
- (g) cyfleusterau cyhoeddus.

**5I.** Mae pŵer Gweinidogion Cymru o dan adran 39 o Ddeddf Coedwigaeth 1967(2) i gaffael tir yn cynnwys pŵer i gaffael tir yn agos at dir sydd wedi ei drefnu ganddynt at ddefnydd y Corff yn unol ag adran 3 o'r Ddeddf honno pan fo'n ymddangos i Weinidogion Cymru fod y tir y bwriedir ei gaffael yn ofynnol yn rhesymol er mwyn darparu'r cyfleusterau a grybwyllwyd yn erthygl 5H.

(5) Section 6 of the Environment Act 1995(1) makes further general provision about the Body's functions with respect to water.

#### **Provision of facilities for recreation and other purposes**

**5H.**—(1) The Body may provide, or make arrangements for the provision of, facilities for the purposes specified in paragraph (2) on any land belonging to it, which it uses or manages, or which is placed at its disposal by the Welsh Ministers.

(2) The purposes referred to in paragraph (1) are—

- (a) tourism and the enjoyment of the countryside and open spaces;
- (b) recreation and sport;
- (c) the study, understanding and enjoyment of the natural environment.

(3) In paragraph (1), "facilities" ("*cyfleusterau*") includes, without limitation—

- (a) accommodation for visitors, camping sites and caravan sites;
- (b) picnic sites and places for meals and refreshments;
- (c) places for enjoying views and parking places;
- (d) routes for walking, cycling or study of the natural environment;
- (e) education centres, display centres and information;
- (f) shops in connection with any of the facilities mentioned in paragraphs (a) to (e);
- (g) public conveniences.

**5I.** The power of the Welsh Ministers under section 39 of the Forestry Act 1967(2) to acquire land includes power to acquire land in proximity to land placed by them at the disposal of the Body pursuant to section 3 of that Act where it appears to the Welsh Ministers that the land which it is proposed to acquire is reasonably required for the provision of the facilities mentioned in article 5H.

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(1) 1995 p. 25. Mae diwygiadau i adran 6 sy'n berthnasol i'r Gorchymyn hwn wedi eu gwneud gan Ddeddf Dŵr 2003 (p. 37), adran 72; Rheoliadau Iechyd Anifeiliaid Dŵr (Cymru a Lloegr) 2009 (O.S. 2009/463), Atodlen 2, paragraff 9(b); Deddf y Môr a Mynediad i'r Arfordir 2009 (p. 23), adran 230; a Deddf Rheoli Llifogydd a Dŵr 2010 (p. 29), Atodlen 2, paragraffau 51 a 52. Mae Atodlen 2 i'r Gorchymyn hwn yn gwneud diwygiadau pellach i adran 6.

(2) 1967 p. 10. Gwnaed diwygiadau i adran 39 sy'n berthnasol i'r Gorchymyn hwn gan Orchymyn Deddf yr Alban (Awdurdodau Cyhoeddus Trawsffiniol) (Addasu Swyddogaethau etc.) 1999 (O.S. 1999/1747), Atodlen 12, paragraff 4(1) a (28) i (31).

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(1) 1995 c. 25. Amendments to section 6 which are relevant to this Order have been made by the Water Act 2003 (c. 37), section 72; the Aquatic Animal Health (England and Wales) Regulations 2009 (S.I. 2009/463), Schedule 2, paragraph 9(b); the Marine and Coastal Access Act 2009 (c. 23), section 230; and the Flood and Water Management Act 2010 (c. 29), Schedule 2, paragraphs 51 and 52. Schedule 2 to this Order makes further amendments to section 6.

(2) 1967 c. 10. Amendments to section 39 which are relevant to this Order were made by the Scotland Act (Cross-Border Public Authorities) (Adaptation of Functions etc.) Order 1999 (S.I. 1999/1747), Schedule 12, paragraph 4(1) and (28) to (31).

**5J.** Mae pŵer Gweinidogion Cymru i wneud is-ddeddfau o dan adran 46 o Ddeddf Coedwigaeth 1967 yn cynnwys pŵer i wneud is-ddeddfau—

- (a) i reoleiddio defnyddio rhesymol ar gyfleusterau a ddarperir o dan erthygl 5H, a
- (b) o ran unrhyw fater a ddisgrifir yn adran 41(3) o Ddeddf Cefn Gwlad 1968(1)."

5. Hefgorer erthyglau 6 a 7.

6.—(1) Mae erthygl 8 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (3), yn lle "Mae'r dyletswyddau ym mharagraffau (1) a (2) yn gymwys oni bai, neu i'r graddau, ei bod yn afresymol" rhodder "Nid yw'r dyletswyddau ym mharagraffau (1) a (2) yn gymwys os yw'n afresymol, neu i'r graddau y mae'n afresymol".

(3) Ar ôl paragraff (4) mewnosoder—

"(5) At ddibenion yr erthygl hon, mae costau yn cynnwys costau—

- (a) i unrhyw berson; a
- (b) i'r amgylchedd."

7. Ar ôl erthygl 8 mewnosoder—

**"Cydweithredu ag Asiantaeth yr Amgylchedd**

**8A.** Rhaid i'r Corff gydweithredu ag Asiantaeth yr Amgylchedd, a chydlynu ei weithgareddau yntau â gweithgareddau Asiantaeth yr Amgylchedd, fel y bo'n briodol o dan yr amgylchiadau."

8.—(1) Mae erthygl 9(2) wedi ei diwygio fel a ganlyn.

(2) Yn is-baragraff (c), ar ôl "ffurfio" mewnosoder "neu gymryd rhan wrth ffurfio".

(3) Ar ôl is-baragraff (d) mewnosoder—

"(da) gweithredu, neu benodi person i weithredu, fel swyddog i gorff corfforaethol neu fel ymddiriedolwr i ymddiriedolaeth elusennol;"

(4) Yn is-baragraff (e), ar ôl "rhoddion" mewnosoder "neu gyfraniadau".

9. Ar ôl erthygl 9 mewnosoder—

**"Pŵer i ymrwymo i gytundebau ag awdurdodau lleol a chyrrff cyhoeddus**

**9A.**—(1) Heb ragfarnu cyffredinolrwydd y pwerau a roddir gan erthygl 9, mae'r Corff i'w drin fel awdurdod lleol ac fel corff cyhoeddus at ddibenion darpariaethau Deddf Awdurdodau Lleol (Nwyddau a Gwasanaethau) 1970(2), ac eithrio adran 2(2).

**5J.** The power of the Welsh Ministers to make byelaws under section 46 of the Forestry Act 1967 includes power to make byelaws—

- (a) for regulating the reasonable use of facilities provided under article 5H, and
- (b) in relation to any matter described in section 41(3) of the Countryside Act 1968(1)."

5. Omit articles 6 and 7.

6.—(1) Article 8 is amended as follows.

(2) In paragraph (3), for "apply unless" substitute "do not apply if".

(3) After paragraph (4) insert—

"(5) For the purposes of this article, costs include costs—

- (a) to any person; and
- (b) to the environment."

7. After article 8 insert—

**"Cooperation with the Environment Agency**

**8A.** The Body must cooperate with the Environment Agency, and coordinate its activities with those of the Environment Agency, as may be appropriate in the circumstances."

8.—(1) Article 9(2) is amended as follows.

(2) In sub-paragraph (c), after "form" insert "or participate in the forming of".

(3) After sub-paragraph (d) insert—

"(da) act, or appoint a person to act, as an officer of a body corporate or as a trustee of a charitable trust;"

(4) In sub-paragraph (e), after "gifts" insert "or contributions".

9. After article 9 insert—

**"Power to enter into agreements with local authorities and public bodies**

**9A.**—(1) Without prejudice to the generality of the powers conferred by article 9, the Body is to be treated as both a local authority and a public body for the purposes of the provisions of the Local Authorities (Goods and Services) Act 1970(2), except section 2(2).

(1) 1968 p. 41. Cafwyd diwygiadau i ddarpariaethau eraill yn adran 41.

(2) 1970 p. 39. Cafwyd diwygiadau i'r Ddeddf nad ydynt yn berthnasol at ddibenion y Gorchymyn hwn.

(1) 1968 c. 41. There have been amendments to other provisions of section 41.

(2) 1970 c. 39. There have been amendments to the Act which are not material for the purposes of this Order.

(2) Ond ni chaiff y Corff, o dan adran 1 o'r Ddeddf honno, wneud trefniadau a allai gael eu gwneud o dan adran 28(1) o Ddeddf Cyrff Cyhoeddus 2011(1)."

**10.**—(1) Mae erthygl 10 wedi ei diwygio fel a ganlyn.

(2) Daw'r ddarpariaeth bresennol yn baragraff (1).

(3) Ar ôl paragraff (1) mewnosoder—

"(2) Caiff y Corff gynghori Gweinidogion Cymru ynghylch datblygu a gweithredu polisïau ar gyfer unrhyw fater neu mewn perthynas ag unrhyw fater y mae'r Corff yn arfer swyddogaethau mewn perthynas ag ef, p'un a ofynnwyd iddo wneud hynny neu beidio."

**11.** Ar ôl erthygl 10 mewnosoder—

#### "Cyngor a chymorth i eraill

**10A.**—(1) Caiff y Corff roi cyngor neu gymorth, gan gynnwys cyfleusterau hyfforddi, i unrhyw berson ar unrhyw fater y mae gan y Corff wybodaeth, sgiliau neu brofiad ynddo.

(2) Rhaid i'r pŵer a roddir gan baragraff (1) beidio â chael ei arfer pan fo'r person y rhoddir y cyngor neu'r cymorth iddo y tu allan i Gymru, ac eithrio—

- (a) yn unol â phŵer neu ddyletswydd a roddir neu a osodir gan y deddfiad hwn neu unrhyw ddeddfiad arall;
- (b) â chydysyniad ysgrifenedig Gweinidogion Cymru; neu
- (c) yn unol â threfniadau a gymeradwywyd gan Weinidogion Cymru.

(3) Caiff Gweinidogion Cymru osod amodau wrth roi cydsyniad neu wrth gymeradwyo trefniadau o dan baragraff (2).

#### Cymorth ariannol

**10B.**—(1) Caiff y Corff roi cymorth ariannol i unrhyw berson mewn perthynas ag unrhyw wariant a ysgwyddwyd neu a ysgwyddir gan y person hwnnw wrth wneud unrhyw beth y mae'r Corff o'r farn ei fod yn gydnaws â chyrraedd unrhyw amcan y mae'r Corff yn ceisio ei gyrraedd wrth arfer ei swyddogaethau.

(2) Caiff y Corff roi cymorth ariannol o dan yr erthygl hon ar ffurf grant neu fenthyciad (neu yn rhannol yn y naill ffordd ac yn rhannol yn y llall).

(3) Caiff y Corff osod amodau ar gymorth ariannol o dan yr erthygl hon, a all gynnwys (heb gyfyngiad) amodau sy'n ei gwneud yn ofynnol i'r cyfan neu ran o unrhyw grant gael ei ad-dalu neu ei had-dalu o dan amgylchiadau penodedig.

(4) Rhaid i'r Corff arfer y pŵer ym mharagraff (3) mewn modd sy'n sicrhau bod unrhyw berson sy'n cael cymorth ariannol mewn perthynas â

(2) But the Body may not, under section 1 of that Act, make arrangements which could be made under section 28(1) of the Public Bodies Act 2011(1)."

**10.**—(1) Article 10 is amended as follows.

(2) The existing provision becomes paragraph (1).

(3) After paragraph (1) insert—

"(2) The Body may advise the Welsh Ministers on the development and implementation of policies for or in relation to any matter in respect of which the Body exercises functions, whether or not it has been requested to do so."

**11.** After article 10 insert—

#### "Advice and assistance to others

**10A.**—(1) The Body may provide advice or assistance, including training facilities, to any person on any matter in which the Body has knowledge, skill or experience.

(2) The power conferred by paragraph (1) must not be exercised where the person to whom the advice or assistance is provided is outside Wales, except—

- (a) in accordance with a power or duty conferred or imposed by this or any other enactment;
- (b) with the consent in writing of the Welsh Ministers; or
- (c) in accordance with arrangements approved by the Welsh Ministers.

(3) The Welsh Ministers may impose conditions when giving consent or approving arrangements under paragraph (2).

#### Financial assistance

**10B.**—(1) The Body may give financial assistance to any person in respect of any expenditure incurred or to be incurred by that person in doing anything which the Body considers conducive to the attainment of any objective which the Body seeks to attain in the exercise of its functions.

(2) The Body may give financial assistance under this article by way of grant or loan (or partly in one way and partly in the other).

(3) The Body may attach conditions to financial assistance under this article, which may include (without limitation) conditions requiring the repayment of the whole or part of any grant in specified circumstances.

(4) The Body must exercise the power in paragraph (3) so as to ensure that any person receiving financial assistance in respect of

mangre y mae'r cyhoedd i'w dderbyn iddi (am dâl neu fel arall) yn gwneud darpariaeth briodol at anghenion aelodau o'r cyhoedd sydd ag anableddau.

(5) Ym mharagraff (4), ystyr "darpariaeth briodol" ("*appropriate provision*") yw unrhyw ddarpariaeth ar gyfer—

(a) mynedfeydd i'r fangre neu ynddi; a

(b) y cyfleusterau parcio a'r cyfleusterau glanweithiol sydd i fod ar gael (os oes rhai i fod ar gael),

sy'n ymarferol ac yn rhesymol o dan yr amgylchiadau.

(6) Dim ond gyda chydysyniad Gweinidogion Cymru (sef cydsyniad a all fod yn benodol neu'n gyffredinol) neu yn unol â threfniadau a gymeradwyir ganddynt y caiff y Corff roi cymorth ariannol o dan yr erthygl hon.

### **Ymchwil**

**10C.**—(1) Rhaid i'r Corff wneud trefniadau i gyflawni gweithgareddau ymchwil mewn perthynas â materion sy'n berthnasol i unrhyw rai o'i swyddogaethau.

(2) Caiff y Corff—

(a) cyflawni gweithgareddau ymchwil ei hun neu ar y cyd â phersonau eraill;

(b) comisiynu neu gefnogi gweithgareddau ymchwil (boed drwy gyfrwng arian neu fel arall).

(3) Wrth arfer ei swyddogaethau o dan yr erthygl hon mewn perthynas ag ymchwil ar gadwraeth natur, rhaid i'r Corff roi sylw i unrhyw safonau cyffredin a sefydlwyd o dan adran 34(2)(c) o Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006(1).

(4) Yn yr erthygl hon—

(a) ystyr "gweithgareddau ymchwil" ("research activities") yw gweithgareddau ymchwil a gweithgareddau perthynol;

(b) mae "gweithgareddau cysylltiedig" ("related activities") yn cynnwys, heb gyfyngiad, gwneud arbrofion ac ymholiadau a chasglu ystadegau a gwybodaeth.

### **Darpariaeth bellach ynghylch cyngor, cymorth ac ymchwil**

**10D.** Mae'r swyddogaethau a roddir gan erthyglau 10 i 10C yn arferadwy o ran Cymru a pharth Cymru.

premises to which the public are to be admitted (on payment or otherwise) makes appropriate provision for the needs of members of the public with disabilities.

(5) In paragraph (4), "appropriate provision" ("*darpariaeth briodol*") means such provision with respect to—

(a) means of access to or within the premises; and

(b) the parking facilities and sanitary conveniences to be available (if any),

as is practicable and reasonable in the circumstances.

(6) The Body may give financial assistance under this article only with the consent of the Welsh Ministers (which may be specific or general) or in accordance with arrangements approved by them.

### **Research**

**10C.**—(1) The Body must make arrangements for the carrying out of research activities in respect of matters relevant to any of its functions.

(2) The Body may—

(a) carry out research activities on its own account or jointly with other persons;

(b) commission or support research activities (whether by financial means or otherwise).

(3) In exercising its functions under this article in relation to research into nature conservation, the Body must have regard to any common standards established under section 34(2)(c) of the Natural Environment and Rural Communities Act 2006(1).

(4) In this article—

(a) "research activities" ("*gweithgareddau ymchwil*") means research and related activities;

(b) "related activities" ("*gweithgareddau cysylltiedig*") includes, without limitation, the making of experiments and inquiries and the collection of statistics and information.

### **Further provision about advice, assistance and research**

**10D.** The functions conferred by articles 10 to 10C are exercisable in relation to Wales and the Welsh zone.

## Achosion troseddol

**10E.**—(1) Caiff y Corff ddwyn achosion troseddol yng Nghymru a Lloegr.

(2) Caiff y Corff awdurdodi personau i erlyn ar ei ran mewn achosion gerbron llysoedd ynadon yng Nghymru a Lloegr.

(3) Mae gan berson a awdurdodwyd felly hawl i erlyn mewn achosion o'r fath er nad yw'r person hwnnw'n fargyfreithiwr neu'n gyfreithiwr."

**12.** Yn erthygl 11, yn lle paragraffau (2) i (4) rhodder—

"(2) Caniateir i'r pŵer ym mharagraff (1) gael ei arfer hefyd gan yr Ysgrifennydd Gwladol er mwyn cyfarwyddo'r Corff o ran arfer ei swyddogaethau trosglwyddedig perthnasol—

- (a) os byddai'r cyfarwyddyd yn cael unrhyw effaith yn Lloegr; neu
- (b) os yw'r cyfarwyddyd yn ymwneud â rheoli adnoddau dŵr, cyflenwi dŵr, afonydd neu gyrsgiau dŵr eraill, rheoli llygredd mewn adnoddau dŵr, carthffosiaeth neu ddraenio tir, ac y byddai iddo unrhyw effaith yn nalgylchoedd afonydd Dyfrdwy, Gwy a Hafren.

(3) Caiff Gweinidogion Cymru neu'r Ysgrifennydd Gwladol roi cyfarwyddiadau cyffredinol neu benodol i'r Corff i weithredu unrhyw rwymedigaeth UE neu rwymedigaeth rhyngwladol sydd gan y Deyrnas Unedig.

(4) Ac eithrio mewn argyfwng, dim ond ar ôl ymgynghori â'r Corff y caniateir arfer y pŵer i roi cyfarwyddyd o dan yr erthygl hon.

(5) Dim ond ar ôl ymgynghori â'r Ysgrifennydd Gwladol y caiff Gweinidogion Cymru roi cyfarwyddyd sy'n dod o fewn paragraff (2).

(6) Dim ond ar ôl ymgynghori â Gweinidogion Cymru y caiff yr Ysgrifennydd Gwladol roi cyfarwyddyd o dan yr erthygl hon.

(7) Mae unrhyw bŵer sydd gan Weinidogion Cymru neu'r Ysgrifennydd Gwladol i roi cyfarwyddiadau i'r Corff o dan unrhyw ddeddfiad arall heb ragfarn i'w pwerau i roi cyfarwyddiadau o dan yr erthygl hon.

(8) Yn yr erthygl hon, ystyr "swyddogaethau trosglwyddedig perthnasol" ("*relevant transferred functions*") yw unrhyw swyddogaethau—

- (a) a oedd yn arferadwy gan Asiantaeth yr Amgylchedd cyn 1 Ebrill 2013; a
  - (b) sy'n swyddogaethau i'r Corff yn rhinwedd Gorchymyn Corff Adnoddau Naturiol Cymru (Swyddogaethau) 2013, ond mae hyn yn ddarostyngedig i baragraff (9).
- (9) At ddibenion y diffiniad o "swyddogaethau

## Criminal proceedings

**10E.**—(1) The Body may institute criminal proceedings in England and Wales.

(2) The Body may authorise persons to prosecute on its behalf in proceedings before magistrates' courts in England and Wales.

(3) A person so authorised is entitled to prosecute in such proceedings even though that person is not a barrister or solicitor."

**12.** In article 11, for paragraphs (2) to (4) substitute—

"(2) The power in paragraph (1) may also be exercised by the Secretary of State for the purpose of directing the Body as to the exercise of its relevant transferred functions, where the direction—

- (a) would have any effect in England; or
- (b) relates to water resources management, water supply, rivers or other watercourses, control of pollution of water resources, sewerage or land drainage, and would have any effect in the catchment areas of the rivers Dee, Wye and Severn.

(3) The Welsh Ministers or the Secretary of State may give the Body general or specific directions for the implementation of any EU obligation or international obligation of the United Kingdom.

(4) Except in an emergency, the power to give a direction under this article may be exercised only after consultation with the Body.

(5) The Welsh Ministers may give a direction falling within paragraph (2) only after consulting the Secretary of State.

(6) The Secretary of State may give a direction under this article only after consulting the Welsh Ministers.

(7) Any power of the Welsh Ministers or Secretary of State to give directions to the Body under any other enactment is without prejudice to their powers to give directions under this article.

(8) In this article, "relevant transferred functions" ("*swyddogaethau trosglwyddedig perthnasol*") means any functions which—

- (a) were exercisable by the Environment Agency before 1 April 2013; and
- (b) are functions of the Body by virtue of the Natural Resources Body for Wales (Functions) Order 2013,

but this is subject to paragraph (9).

(9) For the purposes of the definition of "relevant

trosglwyddedig perthnasol" ("*relevant transferred functions*")—

- (a) yr oedd swyddogaeth i Asiantaeth yr Amgylchedd yn arferadwy cyn 1 Ebrill 2013 p'un a oedd y deddfiad sy'n ei rhoi wedi dod i rym cyn y dyddiad hwnnw neu beidio; ond
- (b) dim ond pan fydd y deddfiad sy'n rhoi'r swyddogaeth wedi dod i rym y bydd swyddogaeth yn swyddogaeth drosglwyddedig berthnasol."

13. Ar ôl erthygl 11 mewnosoder—

**"Darpariaethau pellach ynghylch cyfarwyddiadau**

**11A.**—(1) Rhaid i gyfarwyddyd o dan erthygl 11 fod yn ysgrifenedig.

(2) Rhaid i Weinidogion Cymru neu'r Ysgrifennydd Gwladol (yn ôl y digwydd) gyhoeddi unrhyw gyfarwyddyd a roddir i'r Corff—

- (a) o dan erthygl 11;
- (b) o dan unrhyw ddeddfiad arall er mwyn gweithredu unrhyw rwymedigaeth UE neu rwymedigaeth ryngwladol sydd gan y Deyrnas Unedig,

cyn gynted ag y bo'n rhesymol ymarferol ar ôl rhoi'r cyfarwyddyd, a rhaid iddynt drefnu bod copïau ar gael os gwneir cais amdanynt.

(3) Mae'r pŵer i roi cyfarwyddiadau o dan erthygl 11 yn cynnwys pŵer i amrywio'r cyfarwyddiadau neu eu dirymu.

(4) Os bydd Gweinidogion Cymru neu'r Ysgrifennydd Gwladol yn amrywio neu'n dirymu unrhyw gyfarwyddyd a roddir i'r Corff er mwyn gweithredu unrhyw rwymedigaeth UE sydd gan y Deyrnas Unedig (boed o dan erthygl 11 ynteu o dan unrhyw ddeddfiad arall), rhaid iddynt—

- (a) cyhoeddi'r amrywiad neu'r dirymiad cyn gynted ag y bo'n rhesymol ymarferol;
- (b) trefnu bod copïau o'r amrywiad neu'r dirymiad ar gael os gwneir cais amdanynt.

(5) Rhaid i'r Corff ac unrhyw berson sy'n arfer swyddogaethau'r Corff gydymffurfio ag unrhyw gyfarwyddyd a roddir i'r Corff o dan erthygl 11 neu unrhyw ddeddfiad arall.

(6) Wrth benderfynu—

- (a) ar unrhyw apêl yn erbyn penderfyniad gan y Corff, neu atgyfeiriad neu adolygiad ar benderfyniad gan y Corff, neu
- (b) ar unrhyw gais a drosglwyddir o'r Corff,

mae'r person sy'n gwneud y penderfyniad wedi ei rwymo gan unrhyw gyfarwyddyd a roddwyd i'r Corff o dan erthygl 11 neu unrhyw ddeddfiad arall i'r un graddau â'r Corff."

transferred functions" ("*swyddogaethau trosglwyddedig perthnasol*")—

- (a) a function of the Environment Agency was exercisable before 1 April 2013 whether or not the enactment conferring it had come into force before that date; but
- (b) a function is only a relevant transferred function when the enactment conferring the function has come into force."

13. After article 11 insert—

**"Further provisions about directions**

**11A.**—(1) A direction under article 11 must be in writing.

(2) The Welsh Ministers or the Secretary of State (as the case may be) must publish any direction given to the Body—

- (a) under article 11;
- (b) under any other enactment for the purpose of implementing any EU obligation or international obligation of the United Kingdom,

as soon as reasonably practicable after giving the direction, and must make copies available on request.

(3) The power to give directions under article 11 includes power to vary or revoke the directions.

(4) If the Welsh Ministers or the Secretary of State vary or revoke any direction given to the Body for the purpose of implementing any EU obligation of the United Kingdom (whether under article 11 or under any other enactment), they must—

- (a) publish the variation or revocation as soon as reasonably practicable;
- (b) make copies of the variation or revocation available on request.

(5) The Body and any person exercising functions of the Body must comply with any direction given to the Body under article 11 or any other enactment.

(6) In determining—

- (a) any appeal against, or reference or review of, a decision of the Body, or
- (b) any application transmitted from the Body,

the person making the determination is bound by any direction given to the Body under article 11 or any other enactment to the same extent as the Body."



14. Ar ddiwedd erthygl 12 mewnosoder—

"(3) Mae'r amodau y caniateir eu gosod yn cynnwys, heb gyfyngiad, amodau o ran defnyddio'r arian at ddibenion y Cyd-bwyllgor Cadwraeth Natur."

15. Ar ôl erthygl 12 mewnosoder—

**"Pŵer i godi tâl**

**12A.**—(1) Caiff y Corff—

- (a) codi tâl am y gwaith y mae'n ei wneud ac am nwyddau, gwasanaethau a chyfleusterau y mae'n eu darparu;
- (b) caniatáu i berson arall godi taliadau, ar unrhyw delerau sy'n addas ym marn y Corff, am gyfleusterau y mae'r person hwnnw yn eu darparu o dan drefniadau a wnaed o dan erthygl 5H.

(2) Caiff unrhyw drefniant rhwng y Corff a pherson arall a wneir yn unol â pharagraff (1), â chydysyniad Gweinidogion Cymru, gynnwys darpariaeth ynglŷn â rhannu elw.

(3) Mae'r pwerau a roddir gan yr erthygl hon yn ddarostyngedig i unrhyw gyfyngiad penodol ar godi tâl gan y Corff mewn achosion penodol neu gategoriâu o achos a gynhwysir yn y deddfiad hwn neu mewn unrhyw ddeddfiad arall."

16. Ar ddiwedd erthygl 13 mewnosoder—

"(8) Mae'r erthygl hon yn ddarostyngedig i adran 118 o Ddeddf Adnoddau Dŵr 1991(1)."

17. Ar ôl erthygl 13 mewnosoder—

**"Incwm o goedwigaeth**

**13A.**—(1) Rhaid i'r Corff wario pob swm y mae'n ei gael am werthu neu am waredu mewn modd arall goed neu gynhyrchion coedwigaeth eraill ar arfer ei swyddogaethau sy'n ymwneud â choedwigaeth, fforestydd, coedwigoedd a diwydiannau coetir.

(2) Mae'r erthygl hon yn ddarostyngedig i unrhyw benderfyniad neu gyfarwyddyd a roddir gan Weinidogion Cymru o dan erthygl 13."

18. Ar ôl erthygl 15 mewnosoder—

14. At the end of article 12 insert—

"(3) The conditions which may be imposed include, without limitation, conditions as to the use of the money for the purposes of the Joint Nature Conservation Committee."

15. After article 12 insert—

**"Power to charge**

**12A.**—(1) The Body may—

- (a) charge for work that it carries out and for goods, services and facilities that it provides;
- (b) allow another person to make charges, on such terms as the Body thinks fit, for facilities which that person provides under arrangements made under article 5H.

(2) Any arrangement between the Body and another person entered into pursuant to paragraph (1) may, with the consent of the Welsh Ministers, include provision for the sharing of profits.

(3) The powers conferred by this article are subject to any specific restriction on charging by the Body in particular cases or categories of case contained in this or any other enactment."

16. At the end of article 13 insert—

"(8) This article is subject to section 118 of the Water Resources Act 1991(1)."

17. After article 13 insert—

**"Forestry income**

**13A.**—(1) The Body must spend all sums which it receives in respect of the sale or other disposal of timber or other forest products on the exercise of its functions relating to forestry, forests, woods and woodland industries.

(2) This article is subject to any determination or direction made by the Welsh Ministers under article 13."

18. After article 15 insert—

(1) 1991 p. 57. Diwygiwyd adran 118 gan Ddeddf yr Amgylchedd 1995 (p. 25), Atodlen 22, paragraffau 128 a 150; a Deddf Rheoli Llifogydd a Dŵr 2010 (p. 29), Atodlen 2, paragraffau 40 a 43. Mae Atodlen 2 i'r Gorchymyn hwn yn gwneud diwygiadau pellach i adran 118.

(1) 1991 c. 57. Section 118 was amended by the Environment Act 1995 (c. 25), Schedule 22, paragraphs 128 and 150; and the Flood and Water Management Act 2010 (c. 29), Schedule 2, paragraphs 40 and 43. Schedule 2 to this Order makes further amendments to section 118.

**"RHAN 4 - GWYBODAETH AM  
BENDERFYNIADAU YNGHYLCH HAWLENNI**

**Dehongli**

16. Yn y Rhan hon—

ystyr "hawlen" ("*permit*") yw unrhyw gofrestriad, esemptiad, cymeradwyaeth, caniatâd, trwydded, cydsyniad, cydnabyddiaeth neu awdurdodiad arall, sut bynnag y'i disgrifir;

ystyr "penderfyniad ynghylch hawlenni" ("*permitting decision*") yw unrhyw benderfyniad—

- (a) i roi neu i wrthod cais am hawlen;
- (b) i atal, amrywio neu ddirymu hawlen.

**Cynlluniau cyhoeddi gwybodaeth**

17.—(1) Rhaid i'r Corff—

- (a) datblygu, mabwysiadu a chynnal cynllun (y cyfeirir ato yn yr erthygl hon fel "cynllun cyhoeddi") ynglŷn â chyhoeddi gwybodaeth am y canlynol—
  - (i) ceisiadau am hawlenni a wneir i'r Corff; a
  - (ii) penderfyniadau ynghylch hawlenni a wneir gan y Corff;
- (b) cyhoeddi gwybodaeth yn unol â'i gynllun cyhoeddi;
- (c) adolygu ei gynllun cyhoeddi o dro i dro.

(2) Rhaid i gynllun cyhoeddi—

- (a) pennu dosbarthiadau o wybodaeth y mae'r Corff yn eu cyhoeddi neu'n bwriadu eu cyhoeddi, y mae'n rhaid iddynt gynnwys gwybodaeth am bob cais am hawlen a wneir gan y Corff mewn achosion lle mae'r Corff yn gyfrifol am benderfynu ar y cais;
- (b) pennu ym mha fodd y cyhoeddir, neu y bwriedir cyhoeddi, yr wybodaeth ym mhob dosbarth, ac o fewn pa gyfnod amser;
- (c) pennu a yw'r deunyddiau ar gael, neu a fwriedir iddynt fod ar gael, i'r cyhoedd yn ddi-dâl.

(3) Wrth ddatblygu, mabwysiadu neu adolygu cynllun cyhoeddi, rhaid i'r Corff—

- (a) ymgynghori ag unrhyw bersonau y mae'n ystyried eu bod yn briodol;
- (b) rhoi sylw i'r buddiant cyhoeddus yn y canlynol—
  - (i) caniatáu i'r cyhoedd fynediad at wybodaeth sydd gan y Corff; a
  - (ii) cyhoeddi gwybodaeth am geisiadau

**"PART 4 - INFORMATION ABOUT  
PERMITTING DECISIONS**

**Interpretation**

16. In this Part—

"permit" ("*hawlen*") means any registration, exemption, approval, permission, licence, consent, assent or other authorisation, however described;

"permitting decision" ("*penderfyniad ynghylch hawlenni*") means any decision to—

- (a) grant or refuse an application for a permit;
- (b) suspend, vary or revoke a permit.

**Information publication schemes**

17.—(1) The Body must—

- (a) develop, adopt and maintain a scheme (in this article referred to as a "publication scheme") in relation to the publication of information about—
  - (i) applications for permits made to the Body; and
  - (ii) permitting decisions made by the Body;
- (b) publish information in accordance with its publication scheme;
- (c) from time to time review its publication scheme.

(2) A publication scheme must—

- (a) specify classes of information which the Body publishes or intends to publish, which must include information about all applications for permits made by the Body in cases where the Body is responsible for determining the application;
- (b) specify the manner in which, and the time within which, information of each class is, or is intended to be, published;
- (c) specify whether the material is, or is intended to be, available to the public free of charge.

(3) In developing, adopting or reviewing a publication scheme, the Body must—

- (a) consult such persons as it considers appropriate;
- (b) have regard to the public interest in—
  - (i) allowing public access to information held by the Body; and
  - (ii) the publication of information about

am hawlenni a wnaed i'r Corff a phenderfyniadau ynghylch hawlenni a wnaed gan y Corff.

(4) Rhaid i gynllun cyhoeddi gael ei gymeradwyo gan Weinidogion Cymru.

(5) Os bydd Gweinidogion Cymru yn gwrthod cymeradwyo cynllun cyhoeddi arfaethedig rhaid iddynt roi datganiad o'u rhesymau dros wrthod gwneud hynny i'r Corff.

(6) Rhaid i'r Corff gyhoeddi ei gynllun cyhoeddi ar ei wefan a threfnu bod copïau o'r cynllun ar gael os gwneir cais amdanynt.

(7) Mae'r erthygl hon heb ragfarn i unrhyw bŵer neu ddyletswydd arall sydd gan y Corff i gyhoeddi gwybodaeth neu i'w datgelu.

### **Hysbysiadau i Weinidogion Cymru ynghylch hunan-ganiatáu hawlenni**

**18.**—(1) Mae'r erthygl hon yn gymwys i unrhyw gais am hawlen y mae'r cyfan o'r amodau a ganlyn wedi eu bodloni mewn perthynas ag ef—

- (a) y Corff yw'r ymgeisydd;
- (b) y Corff sy'n gyfrifol am benderfynu ar y cais;
- (c) y caniateir i Weinidogion Cymru wneud cyfarwyddyd i'r cais gael ei gyfeirio atynt hwy i gael ei benderfynu.

(2) Rhaid i'r Corff hysbysu Gweinidogion Cymru am y cais ar yr adeg pan fydd yn gwneud y cais."

**19.**—(1) Mae'r Atodlen wedi ei diwygio fel a ganlyn.

(2) Cyn paragraff 1 mewnosoder—

#### **"Dehongli**

**A1.** Yn yr Atodlen hon, mae cyfeiriadau at gyflogeion i'r Corff yn cynnwys personau a secondiwyd i'r Corff."

(3) Ym mharagraff 1(2), yn lle "Nid" rhodder "Yn ddarostyngedig i baragraff 1A, nid".

(4) Ar ôl paragraff 1 mewnosoder—

#### **"Statws o ran gwarchodfeydd natur**

**1A.**—(1) Mae'r paragraff hwn yn gymwys i dir y mae gan y Corff fuddiant ynddo ac sy'n cael ei reoli fel gwarchodfa natur.

(2) At ddibenion cymhwyso unrhyw ddeddfiad neu reol gyfreithiol at y tir, mae'r Corff i'w drin fel adran o'r llywodraeth.

(3) Mae buddiant mewn tir yn cynnwys unrhyw ystâd mewn tir ac unrhyw hawl dros dir, p'un a yw'r hawl yn arferadwy yn rhinwedd y berchnogaeth ar fuddiant yn y tir ynteu yn rhinwedd trwydded neu gytundeb."

(5) Ym mharagraff 2(1)(d), hepgorer "llai na 2 na dim".

applications for permits made to the Body and permitting decisions made by the Body.

(4) A publication scheme must be approved by the Welsh Ministers.

(5) If the Welsh Ministers refuse to approve a proposed publication scheme they must give the Body a statement of their reasons for doing so.

(6) The Body must publish its publication scheme on its website and make copies of the scheme available on request.

(7) This article is without prejudice to any other power or duty of the Body to publish or disclose information.

### **Notification to Welsh Ministers in relation to self permitting**

**18.**—(1) This article applies to any application for a permit in respect of which all of the following conditions are met—

- (a) the Body is the applicant;
- (b) the Body is responsible for determining the application;
- (c) the Welsh Ministers may make a direction that the application be referred to them for determination.

(2) The Body must notify the Welsh Ministers of the application at the time that it makes the application."

**19.**—(1) The Schedule is amended as follows.

(2) Before paragraph 1 insert—

#### **"Interpretation**

**A1.** In this Schedule, references to employees of the Body include persons seconded to the Body."

(3) In paragraph 1(2), for "Property" substitute "Subject to paragraph 1A, property".

(4) After paragraph 1 insert—

#### **"Status in relation to nature reserves**

**1A.**—(1) This paragraph applies to land in which the Body has an interest and which is managed as a nature reserve.

(2) For the purposes of the application of any enactment or rule of law to the land, the Body is to be treated as a government department.

(3) An interest in land includes any estate in land and any right over land, whether the right is exercisable by virtue of the ownership of an interest in land or by virtue of a licence or agreement."

(5) In paragraph 2(1)(d), omit "fewer than 2 nor".

(6) Hepgorer paragraffau 3 a 4.

(7) Ym mharagraff 5, yn lle "baragraff 4(3) (pan fo'n gymwys) a pharagraffau" rhodder "baragraffau".

(6) Omit paragraphs 3 and 4.

(7) In paragraph 5, omit "paragraph 4(3) where applicable and to".

## DEDDFAU SENEDDOL

## ACTS OF PARLIAMENT

## RHAN 1

## PART 1

## Deddfau Cyffredinol Cyhoeddus

## Public General Acts

**Deddf Iechyd y Cyhoedd 1936 (p. 49)**

1. Yn adran 343(1) o Ddeddf Iechyd y Cyhoedd 1936, yn y diffiniad o "land drainage authority", yn lle'r geiriau o "means" hyd at "an" rhodder "means the Environment Agency, the Natural Resources Body for Wales or an".

**Deddf Ystadegau Masnach 1947 (p. 39)**

2.—(1) Mae adran 9A o Ddeddf Ystadegau Masnach 1947 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ym mharagraff (a), ar ôl "the Environment Agency" mewnosoder ", the Natural Resources Body for Wales";
- (b) ym mharagraff (b), yn lle "either of those Agencies authorised by that Agency" rhodder "any of those bodies authorised by that body".

(3) Yn is-adran (2), yn lle "Agency" rhodder "body".

**Deddf Amddiffyn y Glannau 1949 (p. 74)**

3. Mae Deddf Amddiffyn y Glannau 1949 wedi ei diwygio fel a ganlyn.

4.—(1) Mae adran 2A wedi ei diwygio fel a ganlyn.

(2) Daw'r ddarpariaeth bresennol yn is-adran (1).

(3) Yn is-adran (1)—

- (a) ar ddiwedd paragraff (a), hepgorer "and";
- (b) yn lle paragraff (b) rhodder—
  - "(b) the Environment Agency, in relation to coastal erosion risks in England, and
  - (c) the Natural Resources Body for Wales, in relation to coastal erosion risks in Wales."

(4) Ar ôl is-adran (1) mewnosoder—

"(2) In this Part, references to the area of a coastal erosion risk management authority are—

**Public Health Act 1936 (c. 49)**

1. In section 343(1) of the Public Health Act 1936, in the definition of "land drainage authority", for the words from "means" to "an" substitute "means the Environment Agency, the Natural Resources Body for Wales or an".

**Statistics of Trade Act 1947 (c. 39)**

2.—(1) Section 9A of the Statistics of Trade Act 1947 is amended as follows.

(2) In subsection (1)—

- (a) in paragraph (a), after "the Environment Agency" insert ", the Natural Resources Body for Wales";
- (b) in paragraph (b), for "either of those Agencies authorised by that Agency" substitute "any of those bodies authorised by that body".

(3) In subsection (2), for "Agency" substitute "body".

**Coast Protection Act 1949 (c. 74)**

3. The Coast Protection Act 1949 is amended as follows.

4.—(1) Section 2A is amended as follows.

(2) The existing provision becomes subsection (1).

(3) In subsection (1)—

- (a) at the end of paragraph (a), omit "and";
- (b) for paragraph (b) substitute—
  - "(b) the Environment Agency, in relation to coastal erosion risks in England, and
  - (c) the Natural Resources Body for Wales, in relation to coastal erosion risks in Wales."

(4) After subsection (1) insert—

"(2) In this Part, references to the area of a coastal erosion risk management authority are—

- (a) in relation to the Environment Agency, references to England, and
- (b) in relation to the Natural Resources Body for Wales, references to Wales."

5.—(1) Mae adran 4 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle "coast protection authority" rhodder "coastal erosion risk management authority";
- (b) yn lle "district" rhodder "area".

(3) Yn is-adran (1B), yn lle "district" rhodder "area".

(4) Hepgorer is-adran (1C).

6.—(1) Mae adran 5 wedi ei diwygio fel a ganlyn.

(2) Yn is-adrannau (1A), (3) a (5), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Yn is-adran (5A)—

- (a) ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales";
- (b) ar ôl "the Agency" mewnosoder "or the Body".

(4) Yn is-adran (6)(a), yn lle'r geiriau cyn "(in the case of" rhodder "to the appropriate agency".

7. Yn adran 8(1), yn lle'r geiriau o "carried out, on", hyd at "(in the case of" rhodder "carried out, on the appropriate agency (in the case of".

8.—(1) Mae adran 16(4) wedi ei diwygio fel a ganlyn.

(2) Yn lle'r geiriau o "and to the" hyd at "and to any" rhodder "and to the appropriate agency and to any".

(3) Yn lle'r geiriau o "by the" hyd at "by any" rhodder "by the appropriate agency or by any".

9.—(1) Mae adran 17 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3), yn lle'r geiriau o "that area, to" hyd at "and to any" rhodder "that area, to the appropriate agency and to any".

(3) Yn is-adran (9), yn lle'r geiriau o "by the" hyd at "or an" rhodder "by the appropriate agency or an".

10. Yn adran 45(1)(b), yn lle'r geiriau o "including the" hyd at "and an" rhodder "including the Environment Agency, the Natural Resources Body for Wales and an".

11.—(1) Mae adran 47(c) wedi ei diwygio fel a ganlyn.

(2) Yn is-baragraffau (i) a (ii), yn lle'r geiriau o "by the" hyd at "or an" rhodder "by the Environment Agency, the Natural Resources Body for Wales or an".

(3) Yn y geiriau cau—

(a) in relation to the Environment Agency, references to England, and

(b) in relation to the Natural Resources Body for Wales, references to Wales."

5.—(1) Section 4 is amended as follows.

(2) In subsection (1)—

- (a) for "coast protection authority" substitute "coastal erosion risk management authority";
- (b) for "district" substitute "area".

(3) In subsection (1B), for "district" substitute "area".

(4) Omit subsection (1C).

6.—(1) Section 5 is amended as follows.

(2) In subsections (1A), (3) and (5), for "Environment Agency" substitute "appropriate agency".

(3) In subsection (5A)—

- (a) after "the Environment Agency" insert "or the Natural Resources Body for Wales";
- (b) after "the Agency" insert "or the Body".

(4) In subsection (6)(a), for the words before "(in the case of" substitute "to the appropriate agency".

7. In section 8(1), for the words from "carried out, on" to "(in the case of" substitute "carried out, on the appropriate agency (in the case of".

8.—(1) Section 16(4) is amended as follows.

(2) For the words from "and to the" to "and to any" substitute "and to the appropriate agency and to any".

(3) For the words from "by the" to "by any" substitute "by the appropriate agency or by any".

9.—(1) Section 17 is amended as follows.

(2) In subsection (3), for the words from "that area, to" to "and to any" substitute "that area, to the appropriate agency and to any".

(3) In subsection (9), for the words from "by the" to "or an" substitute "by the appropriate agency or an".

10. In section 45(1)(b), for the words from "including the" to "and an" substitute "including the Environment Agency, the Natural Resources Body for Wales and an".

11.—(1) Section 47(c) is amended as follows.

(2) In sub-paragraphs (i) and (ii), for the words from "by the" to "or an" substitute "by the Environment Agency, the Natural Resources Body for Wales or an".

(3) In the closing words—

- (a) yn lle'r geiriau cyn "or the internal drainage board consents" rhodder "unless the Environment Agency, the Natural Resources Body for Wales";
- (b) yn lle'r geiriau o "on which" hyd at "represented" rhodder "on which the Environment Agency, the Natural Resources Body for Wales or the internal drainage board is represented".

**12.—(1)** Mae adran 49(1) wedi ei diwygio fel a ganlyn.

(2) Yn y manau priodol mewnoder y diffiniadau a ganlyn—

““appropriate agency” means—

- (a) the Environment Agency in relation to work in England;
- (b) the Natural Resources Body for Wales in relation to work in Wales;”;

““England” includes the territorial sea adjacent to England not forming any part of Wales;”;

““Wales” has the meaning given by section 158 of the Government of Wales Act 2006;”.

(3) Yn y diffiniad o "drainage authority", yn lle'r geiriau o "means" hyd at "or" rhodder "means the Environment Agency, the Natural Resources Body for Wales or".

**13.—(1)** Yn Atodlen 1, mae paragraff 1 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (b), hepgorer y geiriau cyn "on any".

(3) Ar ôl is-baragraff (b) mewnoder—

"(ba) on the Environment Agency if any part of the area affected by the order is in England, and on the Natural Resources Body for Wales if any part of the area affected by the order is in Wales;".

**14.—(1)** Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 2, yn lle'r geiriau o "notice on" hyd at "catchment board" rhodder "notice on the Environment Agency (if any land to which the draft order relates is in England), the Natural Resources Body for Wales (if any land to which the draft order relates is in Wales), and on any catchment board".

(3) Ym mharagraff 12, yn lle'r geiriau o "notice on" hyd at "catchment board" rhodder "notice on the Environment Agency (if any land to which the interim order relates is in England), the Natural Resources Body for Wales (if any land to which the interim order relates is in Wales), and on any catchment board".

(a) for the words before "or the internal drainage board consents" substitute "unless the Environment Agency, the Natural Resources Body for Wales";

(b) for the words from "on which" to "represented" substitute "on which the Environment Agency, the Natural Resources Body for Wales or the internal drainage board is represented".

**12.—(1)** Section 49(1) is amended as follows.

(2) In the appropriate places insert the following definitions—

““appropriate agency” means—

- (a) the Environment Agency in relation to work in England;
- (b) the Natural Resources Body for Wales in relation to work in Wales;”;

““England” includes the territorial sea adjacent to England not forming any part of Wales;”;

““Wales” has the meaning given by section 158 of the Government of Wales Act 2006;”.

(3) In the definition of "drainage authority", for the words from "means" to "or" substitute "means the Environment Agency, the Natural Resources Body for Wales or".

**13.—(1)** In Schedule 1, paragraph 1 is amended as follows.

(2) In sub-paragraph (b), omit the words before "on any".

(3) After sub-paragraph (b) insert—

“(ba) on the Environment Agency if any part of the area affected by the order is in England, and on the Natural Resources Body for Wales if any part of the area affected by the order is in Wales;”.

**14.—(1)** Schedule 2 is amended as follows.

(2) In paragraph 2, for the words from "notice on" to "catchment board" substitute "notice on the Environment Agency (if any land to which the draft order relates is in England), the Natural Resources Body for Wales (if any land to which the draft order relates is in Wales), and on any catchment board".

(3) In paragraph 12, for the words from "notice on" to "catchment board" substitute "notice on the Environment Agency (if any land to which the interim order relates is in England), the Natural Resources Body for Wales (if any land to which the interim order relates is in Wales), and on any catchment board".

**Deddf Parciau Cenedlaethol a Mynediad i Gefn Gwlad 1949 (p. 97)**

15. Mae Deddf Parciau Cenedlaethol a Mynediad i Gefn Gwlad 1949 wedi ei diwygio fel a ganlyn.

16. Yn adrannau 4A(2) a 15A(1)(c), yn lle "Countryside Council for Wales" rhodder "Natural Resources Body for Wales".

17. Yn adran 16, yn lle "Council", ym mhob man lle y mae'n digwydd, rhodder "Natural Resources Body for Wales".

18. Yn adran 21(4), yn lle "Council" rhodder "Natural Resources Body for Wales".

19. Yn adran 50A(2), yn lle "Countryside Council for Wales" rhodder "Natural Resources Body for Wales".

20. Yn adran 65(5A), yn lle "Council" rhodder "Natural Resources Body for Wales".

21. Yn adrannau 85 ac 86A, yn lle "Council", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhenawdau'r adrannau hynny), rhodder "Natural Resources Body for Wales".

22. Yn adrannau 90(4) a 91(1), yn lle "Council" rhodder "Natural Resources Body for Wales".

23. Yn adran 99(6), yn lle'r geiriau o "incurred by" hyd at "or an" rhodder "incurred by the Environment Agency, the Natural Resources Body for Wales or an".

24.—(1) Mae adran 114(1) wedi ei diwygio fel a ganlyn.

(2) Hepgorer y diffiniad o "the Council".

(3) Yn lle'r diffiniad o "drainage authority", rhodder—

""drainage authority" means—

- (a) as respects England, the Environment Agency;
- (b) as respects Wales, the Natural Resources Body for Wales;
- (c) in either case, an internal drainage board;".

25.—(1) Yn Atodlen 1, mae paragraff 2 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (4), yn lle'r geiriau o "represented" hyd at "or a" rhodder "represented by the Environment Agency (as respects England), the Natural Resources Body for Wales (as respects Wales), or a".

(3) Yn is-baragraff (5), yn lle "Council" ym mhob man lle y mae'n digwydd, rhodder "Natural Resources Body for Wales".

**National Parks and Access to the Countryside Act 1949 (c. 97)**

15. The National Parks and Access to the Countryside Act 1949 is amended as follows.

16. In sections 4A(2) and 15A(1)(c), for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

17. In section 16, for "Council", in each place where it occurs, substitute "Natural Resources Body for Wales".

18. In section 21(4), for "Council" substitute "Natural Resources Body for Wales".

19. In section 50A(2), for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

20. In section 65(5A), for "Council" substitute "Natural Resources Body for Wales".

21. In sections 85 and 86A, for "Council", in each place where it occurs (including in the headings to those sections), substitute "Natural Resources Body for Wales".

22. In sections 90(4) and 91(1), for "Council" substitute "Natural Resources Body for Wales".

23. In section 99(6), for the words from "incurred by" to "or an" substitute "incurred by the Environment Agency, the Natural Resources Body for Wales or an".

24.—(1) Section 114(1) is amended as follows.

(2) Omit the definition of "the Council".

(3) For the definition of "drainage authority", substitute—

""drainage authority" means—

- (a) as respects England, the Environment Agency;
- (b) as respects Wales, the Natural Resources Body for Wales;
- (c) in either case, an internal drainage board;".

25.—(1) In Schedule 1, paragraph 2 is amended as follows.

(2) In sub-paragraph (4), for the words from "represented" to "or a" substitute "represented by the Environment Agency (as respects England), the Natural Resources Body for Wales (as respects Wales), or a".

(3) In sub-paragraph (5), for "Council", in each place where it occurs, substitute "Natural Resources Body for Wales".



### **Deddf Glo Brig 1958 (p. 69)**

26.—(1) Yn adran 7(8) o Ddeddf Glo Brig 1958, mae'r diffiniad o "statutory water undertakers" wedi ei ddiwygio fel a ganlyn.

- (2) Yn is-baragraff (i) hepgorer "and Wales".
- (3) Ar ddiwedd is-baragraff (i) hepgorer "and".
- (4) Ar ddiwedd is-baragraff (ii) mewnosoder "and".
- (5) Ar ôl is-baragraff (ii) mewnosoder—  
" (iii) in Wales, the Natural Resources Body for Wales, a water undertaker or a sewerage undertaker."

### **Deddf Iechyd y Cyhoedd 1961 (p. 64)**

27.—(1) Mae adran 54(4) o Ddeddf Iechyd y Cyhoedd 1961 wedi ei diwygio fel a ganlyn.

(2) Yn lle'r geiriau o "by the" hyd at "or any" rhodder "by the Environment Agency, the Natural Resources Body for Wales or any".

(3) Yn lle'r geiriau o "with that" hyd at "that board" rhodder "with that Agency, Body or board (as the case may be)".

### **Deddf Piblinellau 1962 (p. 58)**

28. Yn adran 66(1) o Ddeddf Piblinellau 1962, yn y diffiniad o "statutory water undertakers", yn lle'r geiriau o "means" hyd at "or" rhodder "means the Environment Agency, the Natural Resources Body for Wales or".

### **Deddf Amrywogaethau a Hadau Planhigion 1964 (p. 14)**

29.—(1) Mae adran 29 o Ddeddf Amrywogaethau a Hadau Planhigion 1964 wedi ei diwygio fel a ganlyn.

- (2) Yn is-adran (2)—
  - (a) yn lle "Forestry Commissioners" rhodder "appropriate authority";
  - (b) yn lle "those Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority";
  - (c) yn lle "the Commissioners", yn y lle cyntaf a'r ail le y mae'n digwydd, rhodder "the appropriate authority".
- (3) Yn is-adran (3), yn lle "Forestry Commissioners" rhodder "appropriate authority".
- (4) Ar ôl is-adran (3) mewnosoder—  
" (4) In this section "appropriate authority" means—
  - (a) in relation to Wales, the Welsh Ministers;
  - (b) in all other respects, the Forestry Commissioners."

### **Opencast Coal Act 1958 (c. 69)**

26.—(1) In section 7(8) of the Opencast Coal Act 1958, the definition of "statutory water undertakers" is amended as follows.

- (2) In sub-paragraph (i) omit "and Wales".
- (3) At the end of sub-paragraph (i) omit "and".
- (4) At the end of sub-paragraph (ii) insert "and".
- (5) After sub-paragraph (ii) insert—  
" (iii) in Wales, the Natural Resources Body for Wales, a water undertaker or a sewerage undertaker."

### **Public Health Act 1961 (c. 64)**

27.—(1) Section 54(4) of the Public Health 1961 is amended as follows.

(2) For the words from "by the" to "or any" substitute "by the Environment Agency, the Natural Resources Body for Wales or any".

(3) For the words from "with that" to "that board" substitute "with that Agency, Body or board (as the case may be)".

### **Pipe-lines Act 1962 (c. 58)**

28. In section 66(1) of the Pipe—lines Act 1962, in the definition of "statutory water undertakers", for the words from "means" to "or" substitute "means the Environment Agency, the Natural Resources Body for Wales or".

### **Plant Varieties and Seeds Act 1964 (c. 14)**

29.—(1) Section 29 of the Plant Varieties and Seeds Act 1964 is amended as follows.

- (2) In subsection (2)—
  - (a) for "Forestry Commissioners" substitute "appropriate authority";
  - (b) for "those Commissioners", in each place where it occurs, substitute "the appropriate authority";
  - (c) for "the Commissioners", in the first and second places where it occurs, substitute "the appropriate authority".
- (3) In subsection (3), for "Forestry Commissioners" substitute "appropriate authority".
- (4) After subsection (3) insert—  
" (4) In this section "appropriate authority" means—
  - (a) in relation to Wales, the Welsh Ministers;
  - (b) in all other respects, the Forestry Commissioners."

### **Deddf Harbyrau 1964 (p. 40)**

30. Mae Deddf Harbyrau 1964 wedi ei diwygio fel a ganlyn.

31. Yn adran 58, yn lle'r geiriau o "drainage board" hyd at "water" rhodder "drainage board, the Environment Agency, the Natural Resources Body for Wales, a water".

32. Yn Rhan 1 o Atodlen 3, ym mharagraff 18(4), yn y diffiniad o "the relevant conservation body", yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Deddf Nwy 1965 (p. 36)**

33. Mae Deddf Nwy 1965 wedi ei diwygio fel a ganlyn.

34. Yn adrannau 8(5) a 9(5), yn lle'r geiriau o "or by" hyd at "it shall" rhodder ", by the Environment Agency or the Natural Resources Body for Wales, it shall".

35.—(1) Mae adran 15 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2)(a), yn lle'r geiriau o "or the" hyd at "transporter" rhodder ", the Environment Agency or the Natural Resources Body for Wales, the gas transporter".

(3) Yn is-adran (3), yn lle'r geiriau o "are" hyd at "provide" rhodder "are statutory water undertakers, the Environment Agency or the Natural Resources Body for Wales, the gas transporter shall, if the statutory water undertakers, the Environment Agency or the Natural Resources Body for Wales provide".

(4) Yn is-adran (4), yn lle'r geiriau o "or the" hyd at "transporter" rhodder ", the Environment Agency or the Natural Resources Body for Wales, the gas transporter".

(5) Yn is-adran (10), yn lle'r geiriau o "undertakers" hyd at "or any" rhodder "undertakers, the Environment Agency, the Natural Resources Body for Wales or any".

36.—(1) Mae adran 17(5) wedi ei diwygio fel a ganlyn.

(2) Cyn paragraff (a) mewnosoder—

"(za) for the Environment Agency, if it appears to them that the Environment Agency will or may have duties to discharge, or will or may have to take precautionary or preventive action in any event within paragraphs (a) and (b) of subsection (1), and

(zb) for the Natural Resources Body for Wales, if it appears to them that the Natural Resources Body for Wales will or may have duties to discharge,

### **Harbours Act 1964 (c. 40)**

30. The Harbours Act 1964 is amended as follows.

31. In section 58, for the words from "drainage board" to "water" substitute "drainage board, the Environment Agency, the Natural Resources Body for Wales, a water".

32. In Part 1 of Schedule 3, in paragraph 18(4), in the definition of "the relevant conservation body", for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Gas Act 1965 (c. 36)**

33. The Gas Act 1965 is amended as follows.

34. In sections 8(5) and 9(5), for the words from "or by" to "it shall" substitute ", by the Environment Agency or the Natural Resources Body for Wales, it shall".

35.—(1) Section 15 is amended as follows.

(2) In subsection (2)(a), for the words from "or the" to "transporter" substitute ", the Environment Agency or the Natural Resources Body for Wales, the gas transporter".

(3) In subsection (3), for the words from "are" to "provide" substitute "are statutory water undertakers, the Environment Agency or the Natural Resources Body for Wales, the gas transporter shall, if the statutory water undertakers, the Environment Agency or the Natural Resources Body for Wales provide".

(4) In subsection (4), for the words from "or the" to "transporter" substitute ", the Environment Agency or the Natural Resources Body for Wales, the gas transporter".

(5) In subsection (10), for the words from "undertakers" to "or any" substitute "undertakers, the Environment Agency, the Natural Resources Body for Wales or any".

36.—(1) Section 17(5) is amended as follows.

(2) Before paragraph (a) insert—

“(za) for the Environment Agency, if it appears to them that the Environment Agency will or may have duties to discharge, or will or may have to take precautionary or preventive action in any event within paragraphs (a) and (b) of subsection (1), and

(zb) for the Natural Resources Body for Wales, if it appears to them that the Natural Resources Body for Wales will or may have duties to discharge,

or will or may have to take precautionary or preventive action in any such event, and".

(3) Ym mharagraff (a)—

- (a) hepgorer y geiriau cyn "for every";
- (b) yn lle "event within paragraphs (a) and (b) of subsection (1) of this section" rhodder "such event".

**37.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraffau 4(2) a 7(3), yn lle paragraff (bb) rhodder—

"(bb)on the Environment Agency if any part of the storage area or protective area is in England, and on the Natural Resources Body for Wales if any part of either of those areas is in Wales, and".

(3) Ym mharagraff 12(1), yn lle paragraff (bb) rhodder—

"(bb)on the Environment Agency if any part of the additional land is in England, and on the Natural Resources Body for Wales if any part of that land is in Wales, and".

(4) Ym mharagraff 16(2), yn lle paragraff (bb) rhodder—

"(bb)on the Environment Agency if any part of the storage area or protective area is in England, and on the Natural Resources Body for Wales if any part of either of those areas is in Wales, and".

**38.**—(1) Mae Atodlen 3 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 4—

- (a) yn is-baragraff (1), yn lle'r geiriau o "apply" hyd at "for a" rhodder "apply to the appropriate agency for a";
- (b) yn is-baragraff (2), yn lle'r geiriau o "made" hyd at "shall" rhodder "made, the appropriate agency shall";
- (c) yn is-baragraff (3), yn lle'r geiriau o "of the" hyd at "statutory" rhodder "of the appropriate agency, a statutory";
- (d) yn is-baragraff (4), yn lle'r geiriau cyn "shall" rhodder "On issuing the certificate, the appropriate agency".

(3) Ym mharagraff 5—

- (a) yn is-baragraff (1), yn lle'r geiriau cyn "has issued" rhodder "Where the appropriate agency";

or will or may have to take precautionary or preventive action in any such event, and".

(3) In paragraph (a)—

- (a) omit the words before "for every";
- (b) for "event within paragraphs (a) and (b) of subsection (1) of this section" substitute "such event".

**37.**—(1) Schedule 2 is amended as follows.

(2) In paragraphs 4(2) and 7(3), for paragraph (bb) substitute—

“(bb)on the Environment Agency if any part of the storage area or protective area is in England, and on the Natural Resources Body for Wales if any part of either of those areas is in Wales, and”.

(3) In paragraph 12(1), for paragraph (bb) substitute—

“(bb)on the Environment Agency if any part of the additional land is in England, and on the Natural Resources Body for Wales if any part of that land is in Wales, and”.

(4) In paragraph 16(2), for paragraph (bb) substitute—

“(bb)on the Environment Agency if any part of the storage area or protective area is in England, and on the Natural Resources Body for Wales if any part of either of those areas is in Wales, and”.

**38.**—(1) Schedule 3 is amended as follows.

(2) In paragraph 4—

- (a) in sub-paragraph (1), for the words from "apply" to "for a" substitute "apply to the appropriate agency for a";
- (b) in sub-paragraph (2), for the words from "made" to "shall" substitute "made, the appropriate agency shall";
- (c) in sub-paragraph (3), for the words from "of the" to "statutory" substitute "of the appropriate agency, a statutory";
- (d) in sub-paragraph (4), for the words before "shall" substitute "On issuing the certificate, the appropriate agency".

(3) In paragraph 5—

- (a) in sub-paragraph (1), for the words before "has issued" substitute "Where the appropriate agency";

- (b) yn is-baragraff (3), yn lle'r geiriau o "and to the" hyd at "an" rhodder "and to the appropriate agency an";
- (c) yn is-baragraff (4)—
  - (i) yn lle'r geiriau o "made" hyd at "for a" rhodder "made to the appropriate agency for a";
  - (ii) yn lle'r geiriau o "applicant" hyd at "end" rhodder "applicant and the appropriate agency, at the end";
  - (iii) yn lle'r geiriau o "issued by" hyd at "accordance" rhodder "issued by the appropriate agency in accordance";
  - (iv) yn lle'r geiriau o "as if" hyd at "had issued" rhodder "as if the appropriate agency had issued".

(4) Ym mharagraff 6, yn lle'r geiriau o "paragraph 5" hyd at "or as" rhodder "paragraph 5 of this Schedule, the appropriate agency or as".

(5) Ar ôl paragraff 8 mewnosoder—

**"8A.** In this Schedule, "the appropriate agency" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales."

**39.**—(1) Yn Atodlen 4, mae paragraff 5 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (1), yn lle'r geiriau o "undertakers" (yn y man cyntaf lle y mae'n digwydd) hyd at "provide" rhodder "undertakers, the Environment Agency or the Natural Resources Body for Wales, the gas transporter shall, if the statutory water undertakers, the Environment Agency or the Natural Resources Body for Wales provide".

(3) Yn is-baragraff (2), yn lle'r geiriau o "undertakers" hyd at "shall" rhodder "undertakers, the Environment Agency or the Natural Resources Body for Wales, the gas transporter shall".

**40.**—(1) Yn Atodlen 6, mae paragraff 2(4) wedi ei ddiwygio fel a ganlyn.

(2) Yn lle'r geiriau o "occupied by" hyd at "or by" rhodder "occupied by the Environment Agency, the Natural Resources Body for Wales or by".

(3) Yn lle'r geiriau o "imposed" hyd at "or, as" rhodder "imposed by the Environment Agency, by the Natural Resources Body for Wales or, as".

#### **Deddf Safleoedd Niwclear 1965 (p. 57)**

**41.**—(1) Yn adran 26(1) o Ddeddf Safleoedd Niwclear 1965, mae'r diffiniad o "the appropriate Agency" wedi ei ddiwygio fel a ganlyn.

- (b) in sub-paragraph (3), for the words from "and to the" to "an" substitute "and to the appropriate agency an";
- (c) in sub-paragraph (4)—
  - (i) for the words from "made" to "for a" substitute "made to the appropriate agency for a";
  - (ii) for the words from "applicant" to "end" substitute "applicant and the appropriate agency, at the end";
  - (iii) for the words from "issued by" to "accordance" substitute "issued by the appropriate agency in accordance";
  - (iv) for the words from "as if" to "had issued" substitute "as if the appropriate agency had issued".

(4) In paragraph 6, for the words from "paragraph 5" to "or as" substitute "paragraph 5 of this Schedule, the appropriate agency or as".

(5) After paragraph 8 insert—

**"8A.** In this Schedule, "the appropriate agency" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales."

**39.**—(1) In Schedule 4, paragraph 5 is amended as follows.

(2) In sub-paragraph (1), for the words from "undertakers" (in the first place where it occurs) to "provide" substitute "undertakers, the Environment Agency or the Natural Resources Body for Wales, the gas transporter shall, if the statutory water undertakers, the Environment Agency or the Natural Resources Body for Wales provide".

(3) In sub-paragraph (2), for the words from "undertakers" to "shall" substitute "undertakers, the Environment Agency or the Natural Resources Body for Wales, the gas transporter shall".

**40.**—(1) In Schedule 6, paragraph 2(4) is amended as follows.

(2) For the words from "occupied by" to "or by" substitute "occupied by the Environment Agency, the Natural Resources Body for Wales or by".

(3) For the words from "imposed" to "or, as" substitute "imposed by the Environment Agency, by the Natural Resources Body for Wales or, as".

#### **Nuclear Installations Act 1965 (c. 57)**

**41.**—(1) In section 26(1) of the Nuclear Installations Act 1965, the definition of "the appropriate Agency" is amended as follows.

(2) Yn is-baragraff (a), hepgorer "or Wales".

(3) Ar ôl is-baragraff (b) mewnosoder—  
"(c) in the case of a site in Wales, the  
Natural Resources Body for Wales."

**Deddf Mwyngloddiau (Cyfleusterau Gweithio a Chynhaliaeth) 1966 (p. 4)**

42. Yn adran 7A(4)(b)(i) o Ddeddf Mwyngloddiau (Cyfleusterau Gweithio a Chynhaliaeth) 1966, yn lle'r geiriau cyn "any" rhodder "the Environment Agency, the Natural Resources Body for Wales or".

**Deddf Iechyd Planhigion 1967 (p. 8)**

43. Yn adran 1(2) o Ddeddf Iechyd Planhigion 1967, yn lle paragraffau (a) a (b) rhodder—

- "(a) for England and Scotland—
- (i) as regards the protection of forest trees and timber from attack by pests ("timber" for this purpose including all forest products), the Forestry Commissioners, and
  - (ii) otherwise, for England, the Secretary of State and, for Scotland, the Scottish Ministers, and
- (b) for Wales, the Welsh Ministers."

**Deddf Coedwigaeth 1967 (p. 10)**

44. Mae Deddf Coedwigaeth 1967 wedi ei diwygio fel a ganlyn.

45.—(1) Mae adran 1 wedi ei diwygio fel a ganlyn.

(2) Ar ôl is-adran (1) mewnosoder—  
"(1A) In this Act, "the appropriate forestry authority" means—

- (a) in relation to England and Scotland, the Commissioners;
- (b) in relation to Wales, the Natural Resources Body for Wales."

(3) Yn is-adran (2)—

- (a) yn lle "Commissioners" rhodder "appropriate forestry authority";
- (b) yn lle "and in England and Wales" rhodder "in England and in Wales".

(4) Yn is-adran (3)—

- (a) yn lle "Commissioners" rhodder "appropriate forestry authority's";
- (b) yn lle "and in England and Wales" rhodder "in England and in Wales".

(5) Yn is-adran (3A)—

- (a) hepgorer "under the Forestry Acts 1967 to 1979";

(2) In sub-paragraph (a), omit "or Wales".

(3) After sub-paragraph (b) insert—  
“(c) in the case of a site in Wales, the  
Natural Resources Body for Wales.”

**Mines (Working Facilities and Support) Act 1966 (c. 4)**

42. In section 7A(4)(b)(i) of the Mines (Working Facilities and Support) Act 1966, for the words before "any" substitute "the Environment Agency, the Natural Resources Body for Wales or".

**Plant Health Act 1967 (c. 8)**

43. In section 1(2) of the Plant Health Act 1967, for paragraphs (a) and (b) substitute—

- “(a) for England and Scotland—
- (i) as regards the protection of forest trees and timber from attack by pests ("timber" for this purpose including all forest products), the Forestry Commissioners, and
  - (ii) otherwise, for England, the Secretary of State and, for Scotland, the Scottish Ministers, and
- (b) for Wales, the Welsh Ministers.”

**Forestry Act 1967 (c. 10)**

44. The Forestry Act 1967 is amended as follows.

45.—(1) Section 1 is amended as follows.

(2) After subsection (1) insert—  
“(1A) In this Act, "the appropriate forestry authority" means—

- (a) in relation to England and Scotland, the Commissioners;
- (b) in relation to Wales, the Natural Resources Body for Wales.”

(3) In subsection (2)—

- (a) for "Commissioners" substitute "appropriate forestry authority";
- (b) for "and in England and Wales" substitute "in England and in Wales".

(4) In subsection (3)—

- (a) for "Commissioners" substitute "appropriate forestry authority's";
- (b) for "and in England and Wales" substitute "in England and in Wales".

(5) In subsection (3A)—

- (a) omit "under the Forestry Acts 1967 to 1979";

- (b) yn lle "Commissioners" rhodder "appropriate forestry authority".
- (6) Ar ôl is-adran (3A) mewnosoder—  
 "(3B) In subsection (3A) "functions" means—  
 (a) in relation to the Commissioners, functions under the Forestry Acts 1967 to 1979;  
 (b) in relation to the Natural Resources Body for Wales, functions under this Act."
- (7) Yn is-adran (4)(a), hepgorer "and Wales".
- (8) Hefgorer is-adran (5).
- (9) Yn is-adran (6), yn lle "Great Britain" rhodder "England and Scotland".
- 46.**—(1) Mae adran 3 wedi ei diwygio fel a ganlyn.
- (2) Yn is-adran (1)—  
 (a) yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority";  
 (b) yn lle "England and Wales" rhodder "England or Wales";  
 (c) yn lle "Commissioners" rhodder "appropriate forestry authority's".
- (3) Yn is-adran (2), yn lle "Commissioners", yn y man cyntaf lle y mae'n digwydd, rhodder "appropriate forestry authority".
- (4) Yn is-adran (3), yn lle "Commissioners" rhodder "appropriate forestry authority".
- 47.**—(1) Mae adrannau 5(1) a (2) a 6 wedi eu diwygio fel a ganlyn.
- (2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".
- (3) Yn lle "England and Wales" ym mhob man lle y mae'n digwydd, rhodder "England or Wales".
- 48.** Yn adran 7, yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".
- 49.** Yn adran 7A(1), hepgorer "and Wales".
- 50.** Yn adran 8(1)(c), yn lle "and in England and Wales" rhodder "in England and in Wales".
- 51.** Yn adran 8A, yn lle "England and Wales" rhodder "England or (as the case may be) Wales".
- 52.** Ym mhennawd Rhan 2, hepgorer "Commissioners".
- 53.**—(1) Mae adran 9 wedi ei diwygio fel a ganlyn.
- (2) Yn is-adran (1), yn lle "Commissioners" rhodder "appropriate forestry authority".
- (b) for "Commissioners" substitute "appropriate forestry authority".
- (6) After subsection (3A) insert—  
 “(3B) In subsection (3A) "functions" means—  
 (a) in relation to the Commissioners, functions under the Forestry Acts 1967 to 1979;  
 (b) in relation to the Natural Resources Body for Wales, functions under this Act.”
- (7) In subsection (4)(a), omit "and Wales".
- (8) Omit subsection (5).
- (9) In subsection (6), for "Great Britain" substitute "England and Scotland".
- 46.**—(1) Section 3 is amended as follows.
- (2) In subsection (1)—  
 (a) for "Commissioners", in each place where it occurs, substitute "appropriate forestry authority";  
 (b) for "England and Wales" substitute "England or Wales";  
 (c) for "Commissioners" substitute "appropriate forestry authority's".
- (3) In subsection (2), for "Commissioners", in the first place where it occurs, substitute "appropriate forestry authority".
- (4) In subsection (3), for "Commissioners" substitute "appropriate forestry authority".
- 47.**—(1) Sections 5(1) and (2) and 6 are amended as follows.
- (2) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".
- (3) For "England and Wales", in each place where it occurs, substitute "England or Wales".
- 48.** In section 7, for "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".
- 49.** In section 7A(1), omit "and Wales".
- 50.** In section 8(1)(c), for "and in England and Wales" substitute "in England and in Wales".
- 51.** In section 8A, for "England and Wales" substitute "England or (as the case may be) Wales".
- 52.** In the heading to Part 2, omit "Commissioners".
- 53.**—(1) Section 9 is amended as follows.
- (2) In subsection (1), for "Commissioners" substitute "appropriate forestry authority".

- (3) Yn is-adran (3)(b)—
- (a) yn is-baragraff (i), ar ôl "which are felled" mewnosoder "in the relevant territory";
  - (b) yn is-baragraff (ii), yn lle "Commissioners" rhodder "appropriate forestry authority".
- (4) Yn is-adran (5), yn lle "Commissioners" rhodder "appropriate legislative authority".
- (5) Yn is-adran (6), ar ôl y diffiniad o "quarter" mewnosoder—
- ""relevant territory" means—
- (a) England and Scotland where the felling is carried out in England or Scotland;
  - (b) Wales where the felling is carried out in Wales;".

**54.**—(1) Mae adran 10 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd (gan gynnwys yn y pennawd), rhodder "appropriate forestry authority".

(3) Yn is-adran (4)(b), yn lle "England and Wales" rhodder "England or Wales".

**55.** Yn adrannau 11 i 13, yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

**56.**—(1) Mae adran 14 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

(3) Yn is-adran (2), yn lle "England and Wales" rhodder "England or Wales".

**57.**—(1) Mae adran 15 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

(3) Yn is-adran (1A)(a)(1), yn lle "England and Wales" rhodder "England or Wales".

(4) Yn is-adran (2), yn lle "Commissioners" rhodder "appropriate forestry authority's".

(5) Yn is-adran (5A)(a), yn lle "England and Wales" rhodder "England or Wales".

**58.**—(1) Mae adrannau 16, 17A a 17B wedi eu diwygio fel a ganlyn.

- (3) In subsection (3)(b)—
- (a) in sub-paragraph (i), after "which are felled" insert "in the relevant territory";
  - (b) in sub-paragraph (ii), for "Commissioners" substitute "appropriate forestry authority".

(4) In subsection (5), for "Commissioners" substitute "appropriate legislative authority".

(5) In subsection (6), after the definition of "quarter" insert—

""relevant territory" means—

- (a) England and Scotland where the felling is carried out in England or Scotland;
- (b) Wales where the felling is carried out in Wales;".

**54.**—(1) Section 10 is amended as follows.

(2) For "Commissioners", in each place where it occurs (including in the heading), substitute "appropriate forestry authority".

(3) In subsection (4)(b), for "England and Wales" substitute "England or Wales".

**55.** In sections 11 to 13, for "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

**56.**—(1) Section 14 is amended as follows.

(2) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

(3) In subsection (2), for "England and Wales" substitute "England or Wales".

**57.**—(1) Section 15 is amended as follows.

(2) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

(3) In subsection (1A)(a)(1), for "England and Wales" substitute "England or Wales".

(4) In subsection (2), for "Commissioners" substitute "appropriate forestry authority's".

(5) In subsection (5A)(a), for "England and Wales" substitute "England or Wales".

**58.**—(1) Sections 16, 17A and 17B are amended as follows.

(1) Mewnosodwyd is-adrannau (1A) a (5A) gan baragraff 2 o Atodlen 8 i Ddeddf Cynllunio 2008 (p. 29), y daethpwyd â hi i rym, o ran Lloegr yn unig, gan Orchymyn Deddf Cynllunio 2008 (Cychwyn Rhif 2) (Lloegr) 2012 (O.S. 2012/601 (C. 13)). O ran Cymru, mae'r Atodlen hon yn cynnwys diwygiad cyfatebol i baragraff 2 o Atodlen 8 i Ddeddf Cynllunio 2008.

(1) Subsections (1A) and (5A) are inserted by paragraph 2 of Schedule 8 to the Planning Act 2008 (c. 29), which has been brought into force, in relation to England only, by the Planning Act 2008 (Commencement No. 2) (England) Order 2012 (S.I. 2012/601 (C. 13)). In relation to Wales, this Schedule contains a corresponding amendment to paragraph 2 of Schedule 8 to the Planning Act 2008.

(2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd adran 17A), rhodder "appropriate forestry authority".

(3) Yn lle "England and Wales" rhodder "England or Wales".

**59.** Yn adran 18, yn lle "Commissioners", ym mhob man lle y mae'n digwydd (gan gynnwys yn y croesbennawd cyn yr adran honno), rhodder "appropriate forestry authority".

**60.**—(1) Mae adran 19 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

(3) Yn is-adran (3), yn lle "England and Wales" rhodder "England or Wales".

(4) Yn y pennawd, yn lle "Commissioners" rhodder "appropriate forestry authority's".

**61.**—(1) Mae adrannau 20 a 21(2) wedi eu diwygio fel a ganlyn.

(2) Yn lle "England and Wales" rhodder "England or Wales".

(3) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

**62.** Yn adran 22(3), yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

**63.** Yn adran 23(1), yn lle "Commissioners" rhodder "appropriate legislative authority".

**64.**—(1) Mae adran 24 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

(3) Yn lle "England and Wales" rhodder "England or Wales".

**65.** Yn adran 25, yn lle "England and Wales" rhodder "England or Wales".

**66.** Yn adran 26, yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

**67.**—(1) Mae adran 27 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) yn lle "England and Wales" rhodder "England or Wales";

(b) yn lle "Provided that" hyd at y diwedd, rhodder "But this is subject to subsections (1A) and (1B)."

(3) Ar ôl is-adran (1) mewnosoder—

(2) For "Commissioners", in each place where it occurs (including in the heading to section 17A), substitute "appropriate forestry authority".

(3) For "England and Wales" substitute "England or Wales".

**59.** In section 18, for "Commissioners", in each place where it occurs (including in the cross-heading before that section), substitute "appropriate forestry authority".

**60.**—(1) Section 19 is amended as follows.

(2) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

(3) In subsection (3), for "England and Wales" substitute "England or Wales".

(4) In the heading, for "Commissioners" substitute "appropriate forestry authority's".

**61.**—(1) Sections 20 and 21(2) are amended as follows.

(2) For "England and Wales" substitute "England or Wales".

(3) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

**62.** In section 22(3), for "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

**63.** In section 23(1), for "Commissioners" substitute "appropriate legislative authority".

**64.**—(1) Section 24 is amended as follows.

(2) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

(3) For "England and Wales" substitute "England or Wales".

**65.** In section 25, for "England and Wales" substitute "England or Wales".

**66.** In section 26, for "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

**67.**—(1) Section 27 is amended as follows.

(2) In subsection (1)—

(a) for "England and Wales" substitute "England or Wales";

(b) for "Provided that" to the end, substitute "But this is subject to subsections (1A) and (1B)."

(3) After subsection (1) insert—



"(1A) The members of a committee appointed in relation to a case concerning trees or land in England or Scotland shall not include any Forestry Commissioner or employee of the Commissioners.

(1B) The members of a committee appointed in relation to a case concerning trees or land in Wales shall not include any member or employee of the Natural Resources Body for Wales."

(4) Yn is-adran (3)(c), yn lle "Commissioners" rhodder "appropriate forestry authority".

(5) Yn is-adran (4), hepgorer "and Wales".

**68.** Yn adran 28, yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

**69.** Yn adran 30(5), yn lle "Commissioners" rhodder "appropriate forestry authority".

**70.**—(1) Mae adran 32 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "The Commissioners may, subject" rhodder "The appropriate legislative authority may, subject (in the case of the Commissioners)".

(3) Yn is-adran (3)—

(a) ar ôl "Act" mewnosoder "by the Commissioners";

(b) hepgorer "and Wales";

(c) ar ôl "Scotland" mewnosoder "(but not both)".

(4) Yn is-adran (4), hepgorer "and Wales".

(5) Ar ôl is-adran (5) mewnosoder—

"(5A) A statutory instrument containing regulations under this Part making provision only as regards Wales—

(a) in the case of regulations under section 9(5)(b) or (c), must not be made unless a draft of the instrument has been laid before, and approved by resolution of, the National Assembly for Wales;

(b) in a case not falling within paragraph (a), is subject to annulment in pursuance of a resolution of the National Assembly for Wales."

**71.**—(1) Mae adran 35 wedi ei diwygio fel a ganlyn.

(2) Yn y diffiniadau o "conservancy" a "felling directions", yn lle "Commissioners" rhodder "appropriate forestry authority".

(3) Yn y diffiniad o "prescribed", yn lle "Commissioners" rhodder "appropriate legislative authority".

**72.**—(1) Mae adran 37 wedi ei diwygio fel a ganlyn.

(2) Yn lle is-adran (1) rhodder—

“(1A) The members of a committee appointed in relation to a case concerning trees or land in England or Scotland shall not include any Forestry Commissioner or employee of the Commissioners.

(1B) The members of a committee appointed in relation to a case concerning trees or land in Wales shall not include any member or employee of the Natural Resources Body for Wales.”

(4) In subsection (3)(c), for "Commissioners" substitute "appropriate forestry authority".

(5) In subsection (4), omit "and Wales".

**68.** In section 28, for "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

**69.** In section 30(5), for "Commissioners" substitute "appropriate forestry authority".

**70.**—(1) Section 32 is amended as follows.

(2) In subsection (1), for "The Commissioners may, subject" substitute "The appropriate legislative authority may, subject (in the case of the Commissioners)".

(3) In subsection (3)—

(a) after "Act" insert "by the Commissioners";

(b) omit "and Wales";

(c) after "Scotland" insert "(but not both)".

(4) In subsection (4), omit "and Wales".

(5) After subsection (5) insert—

“(5A) A statutory instrument containing regulations under this Part making provision only as regards Wales—

(a) in the case of regulations under section 9(5)(b) or (c), must not be made unless a draft of the instrument has been laid before, and approved by resolution of, the National Assembly for Wales;

(b) in a case not falling within paragraph (a), is subject to annulment in pursuance of a resolution of the National Assembly for Wales.”

**71.**—(1) Section 35 is amended as follows.

(2) In the definitions of "conservancy" and "felling directions", for "Commissioners" substitute "appropriate forestry authority".

(3) In the definition of "prescribed", for "Commissioners" substitute "appropriate legislative authority".

**72.**—(1) Section 37 is amended as follows.

(2) For subsection (1) substitute—

"(1) For the purposes of advising the appropriate forestry authority as to the performance of their functions under section 1(3) and Part II of this Act, and such other functions as the appropriate forestry authority may from time to time determine—

- (a) the Commissioners shall continue to maintain, in relation to England and Scotland, the central advisory committee known as the Home Grown Timber Advisory Committee; and
- (b) the appropriate forestry authority shall continue to maintain a regional advisory committee for each conservancy (within the meaning of Part II of this Act) in Great Britain."

(3) Yn is-adran (3), yn lle "Commissioners" rhodder "appropriate forestry authority".

(4) Yn lle'r pennawd rhodder "Advisory committees".

**73.**—(1) Mae adran 38 wedi ei diwygio fel a ganlyn.

(2) Yn lle is-adran (1) rhodder—

"(1) The chairman and other members of the Home Grown Timber Advisory Committee shall be appointed by the Commissioners.

(1A) The chairman and other members of each regional advisory committee shall be appointed by the appropriate forestry authority.

(1B) A chairman or member appointed under subsection (1) or (1A) shall hold and vacate office in accordance with the terms of the instrument by which they are appointed."

(3) Yn is-adran (3), yn lle "Commissioners" rhodder "appropriate forestry authority".

(4) Yn is-adran (4), yn lle "or of a regional advisory committee" rhodder ", and the appropriate forestry authority may pay to the members of a regional advisory committee,".

**74.**—(1) Mae adran 39 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "England and Wales" rhodder "England or Wales".

(3) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

**75.**—(1) Mae adran 40(3) wedi ei diwygio fel a ganlyn.

(2) Yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

(3) Ym mharagraff (a)(i), yn lle "England and Wales" rhodder "England or Wales".

“(1) For the purposes of advising the appropriate forestry authority as to the performance of their functions under section 1(3) and Part II of this Act, and such other functions as the appropriate forestry authority may from time to time determine—

- (a) the Commissioners shall continue to maintain, in relation to England and Scotland, the central advisory committee known as the Home Grown Timber Advisory Committee; and
- (b) the appropriate forestry authority shall continue to maintain a regional advisory committee for each conservancy (within the meaning of Part II of this Act) in Great Britain.”

(2) In subsection (3), for "Commissioners" substitute "appropriate forestry authority".

(3) For the heading substitute "Advisory committees".

**73.**—(1) Section 38 is amended as follows.

(2) For subsection (1) substitute—

“(1) The chairman and other members of the Home Grown Timber Advisory Committee shall be appointed by the Commissioners.

(1A) The chairman and other members of each regional advisory committee shall be appointed by the appropriate forestry authority.

(1B) A chairman or member appointed under subsection (1) or (1A) shall hold and vacate office in accordance with the terms of the instrument by which they are appointed.”

(3) In subsection (3), for "Commissioners" substitute "appropriate forestry authority".

(4) In subsection (4), for "or of a regional advisory committee" substitute ", and the appropriate forestry authority may pay to the members of a regional advisory committee,".

**74.**—(1) Section 39 is amended as follows.

(2) In subsection (1), for "England and Wales" substitute "England or Wales".

(3) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

**75.**—(1) Section 40(3) is amended as follows.

(2) For "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

(3) In paragraph (a)(i), for "England and Wales" substitute "England or Wales".

76.—(1) Mae adran 46 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle "Commissioners" rhodder "appropriate legislative authority";
- (b) yn lle "their" rhodder "the";
- (c) ar ôl "control" mewnosoder "of the appropriate forestry authority".

(3) Yn is-adran (2)—

- (a) yn y geiriau agoriadol, yn lle "Commissioners" rhodder "appropriate legislative authority's";
- (b) ym mharagraff (a), yn lle "Commissioners" rhodder "appropriate forestry authority".

(4) Yn is-adran (4) hepgorer "and Wales".

(5) Ar ôl is-adran (4B) mewnosoder—

"(4C) A draft of any statutory instrument containing byelaws under this section with respect to land in Wales must be laid before the National Assembly for Wales."

(6) Yn y pennawd, yn lle "Commissioners" rhodder "Appropriate legislative authority's".

77.—(1) Mae adran 48 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate enforcement authority";
- (b) yn lle "them" rhodder "the appropriate enforcement authority".

(3) Ar ôl is-adran (1) mewnosoder—

"(1A) In subsection (1) "the appropriate enforcement authority" means—

- (a) in relation to powers and duties of the Commissioners, the Commissioners;
- (b) in relation to powers and duties of the Welsh Ministers, the Welsh Ministers;
- (c) in relation to powers and duties of the Natural Resources Body for Wales, the Natural Resources Body for Wales."

(4) Yn is-adrannau (2) a (3), yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate forestry authority".

78. Yn adran 49(1), yn y man priodol mewnosoder—

"the appropriate forestry authority" has the meaning given by section 1(1A);

"the appropriate legislative authority" means—

- (a) the Commissioners, in relation to England and Scotland;
- (b) the Welsh Ministers, in relation to Wales;".

76.—(1) Section 46 is amended as follows.

(2) In subsection (1)—

- (a) for "Commissioners" substitute "appropriate legislative authority";
- (b) for "their" substitute "the";
- (c) after "control" insert "of the appropriate forestry authority".

(3) In subsection (2)—

- (a) in the opening words, for "Commissioners" substitute "appropriate legislative authority's";
- (b) in paragraph (a), for "Commissioners" substitute "appropriate forestry authority".

(4) In subsection (4) omit "and Wales".

(5) After subsection (4B) insert—

"(4C) A draft of any statutory instrument containing byelaws under this section with respect to land in Wales must be laid before the National Assembly for Wales."

(6) In the heading, for "Commissioners" substitute "Appropriate legislative authority's".

77.—(1) Section 48 is amended as follows.

(2) In subsection (1)—

- (a) for "Commissioners", in each place where it occurs, substitute "appropriate enforcement authority";
- (b) for "them" substitute "the appropriate enforcement authority".

(3) After subsection (1) insert—

"(1A) In subsection (1) "the appropriate enforcement authority" means—

- (a) in relation to powers and duties of the Commissioners, the Commissioners;
- (b) in relation to powers and duties of the Welsh Ministers, the Welsh Ministers;
- (c) in relation to powers and duties of the Natural Resources Body for Wales, the Natural Resources Body for Wales."

(4) In subsections (2) and (3), for "Commissioners", in each place where it occurs, substitute "appropriate forestry authority".

78. In section 49(1), in the appropriate place insert—

"the appropriate forestry authority" has the meaning given by section 1(1A);

"the appropriate legislative authority" means—

- (a) the Commissioners, in relation to England and Scotland;
- (b) the Welsh Ministers, in relation to Wales;".

**79.**—(1) Yn Atodlen 6, mae paragraff 4 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (2), ar ôl "For the purposes of this Act" mewnosoder "but subject to sub-paragraph (3),".

(3) Ar ôl is-baragraff (2) mewnosoder—

"(3) Any land in Wales which, immediately prior to 1 April 2013, was treated as being placed at the disposal of the Commissioners pursuant to sub-paragraph (2) shall thereafter be treated as being placed at the disposal of the Natural Resources Body for Wales by virtue of section 39(1) of this Act, without prejudice to the power of the Welsh Ministers to make any other disposition with regard to that land."

### **Deddf y Comisiynydd Seneddol 1967 (p. 13)**

**80.**—(1) Mae Atodlen 2 i Ddeddf y Comisiynydd Seneddol 1967 wedi ei diwygio fel a ganlyn.

(2) Yn y rhestr o adrannau etc y gellir ymchwilio iddynt, yn y man priodol mewnosoder—

"Natural Resources Body for Wales."

(3) Yn y nodiadau sy'n dilyn y rhestr o adrannau etc, yn y man priodol mewnosoder—

#### **"Natural Resources Body for Wales"**

In the case of the Natural Resources Body for Wales no investigation is to be conducted in respect of any action in connection with functions of that body in relation to Wales (within the meaning of the Government of Wales Act 2006)."

### **Deddf Amaethyddiaeth 1967 (p. 22)**

**81.** Mae Deddf Amaethyddiaeth 1967 wedi ei diwygio fel a ganlyn.

**82.** Yn adran 46(3), yn lle "the Forestry Commission" rhodder "the appropriate forestry authority".

**83.** Yn adran 49(3)(c), yn lle "the Forestry Commission", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry authority".

**84.** Yn adran 50(3), yn lle paragraff (g) rhodder—

"(g) the Environment Agency, the Natural Resources Body for Wales or any water undertaker or sewerage undertaker;"

**85.** Yn adran 52(2)(a), yn lle "the Forestry Commission" rhodder "the appropriate forestry authority".

**86.** Yn adran 57(1), yn y man priodol mewnosoder—

"the appropriate forestry authority" means the Forestry Commission in relation to England and

**79.**—(1) In Schedule 6, paragraph 4 is amended as follows.

(2) In sub-paragraph (2), after "For the purposes of this Act" insert "but subject to sub-paragraph (3),".

(3) After sub-paragraph (2) insert—

"(3) Any land in Wales which, immediately prior to 1 April 2013, was treated as being placed at the disposal of the Commissioners pursuant to sub-paragraph (2) shall thereafter be treated as being placed at the disposal of the Natural Resources Body for Wales by virtue of section 39(1) of this Act, without prejudice to the power of the Welsh Ministers to make any other disposition with regard to that land."

### **Parliamentary Commissioner Act 1967 (c. 13)**

**80.**—(1) Schedule 2 to the Parliamentary Commissioner Act 1967 is amended as follows.

(2) In the list of departments etc subject to investigation, in the appropriate place insert—

"Natural Resources Body for Wales."

(2) In the notes following the list of departments etc, in the appropriate place insert—

#### **"Natural Resources Body for Wales"**

In the case of the Natural Resources Body for Wales no investigation is to be conducted in respect of any action in connection with functions of that body in relation to Wales (within the meaning of the Government of Wales Act 2006)."

### **Agriculture Act 1967 (c. 22)**

**81.** The Agriculture Act 1967 is amended as follows.

**82.** In section 46(3), for "the Forestry Commission" substitute "the appropriate forestry authority".

**83.** In section 49(3)(c), for "the Forestry Commission", in each place where it occurs, substitute "the appropriate forestry authority".

**84.** In section 50(3), for paragraph (g) substitute—

"(g) the Environment Agency, the Natural Resources Body for Wales or any water undertaker or sewerage undertaker;"

**85.** In section 52(2)(a), for "the Forestry Commission" substitute "the appropriate forestry authority".

**86.** In section 57(1), in the appropriate place insert—

"the appropriate forestry authority" means the Forestry Commission in relation to England and

Scotland and the Natural Resources Body for Wales in relation to Wales;”.

#### **Deddf Pysgod Môr (Cadwraeth) 1967 (p. 84)**

**87.**—(1) Mae adran 18 o Ddeddf Pysgod Môr (Cadwraeth) 1967 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle'r geiriau o "any waters" hyd at "under the Salmon and Freshwater Fisheries Act 1975" rhodder "the waters specified in subsection (1A)".

(3) Ar ôl is-adran (1) mewnosoder—

"(1A) The waters specified for the purposes of subsection (1) are any waters which are included in the area in relation to which—

(a) by virtue of section 6(7) of the Environment Act 1995, the Environment Agency; or

(b) by virtue of section 6(7A) of that Act, the Natural Resources Body for Wales,

carries out functions relating to fisheries under the Salmon and Freshwater Fisheries Act 1975."

#### **Deddf Cefn Gwlad 1968 (p. 41)**

**88.** Mae Deddf Cefn Gwlad 1968 wedi ei diwygio fel a ganlyn.

**89.** Yn lle'r croes-bennawd cyn adran 1 rhodder—

*"The Natural Resources Body for Wales"*.

**90.** Hepgorer adran 1.

**91.**—(1) Mae adran 2 wedi ei diwygio fel a ganlyn.

(2) Hepgorer is-adrannau (1), (4) a (7).

(3) Yn lle "Council", ym mhob man lle y mae'n digwydd, rhodder "NRBW".

(4) Gan hynny, daw pennawd adran 2 yn "Countryside Functions of Natural Resources Body for Wales".

**92.** Yn adran 4, yn lle "Council", ym mhob man lle y mae'n digwydd, rhodder "NRBW".

**93.**—(1) Mae adran 8 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (4), yn lle "and such" rhodder "(if the country park is in England), the NRBW (if the country park is in Wales), and in either case, such".

(3) Yn is-adran (5), yn lle "Council" rhodder "NRBW".

**94.**—(1) Mae adran 12 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (4), yn lle'r geiriau o "consent of" hyd at "such" rhodder "consent of the Environment Agency if the works are to take place in England, of the

Scotland and the Natural Resources Body for Wales in relation to Wales;”.

#### **Sea Fish (Conservation) Act 1967 (c. 84)**

**87.**—(1) Section 18 of the Sea Fish (Conservation) Act 1967 is amended as follows.

(2) In subsection (1), for the words from "any waters" to "under the Salmon and Freshwater Fisheries Act 1975" substitute "the waters specified in subsection (1A)".

(3) After subsection (1) insert—

“(1A) The waters specified for the purposes of subsection (1) are any waters which are included in the area in relation to which—

(a) by virtue of section 6(7) of the Environment Act 1995, the Environment Agency; or

(b) by virtue of section 6(7A) of that Act, the Natural Resources Body for Wales,

carries out functions relating to fisheries under the Salmon and Freshwater Fisheries Act 1975.”

#### **Countryside Act 1968 (c. 41)**

**88.** The Countryside Act 1968 is amended as follows.

**89.** For the cross-heading before section 1 substitute—

*"The Natural Resources Body for Wales"*.

**90.** Omit section 1.

**91.**—(1) Section 2 is amended as follows.

(2) Omit subsections (1), (4) and (7).

(3) For "Council", in each place where it occurs, substitute "NRBW".

(4) Accordingly, the heading to section 2 becomes "Countryside Functions of Natural Resources Body for Wales".

**92.** In section 4, for "Council", in each place where it occurs, substitute "NRBW".

**93.**—(1) Section 8 is amended as follows.

(2) In subsection (4), for "and such" substitute "(if the country park is in England), the NRBW (if the country park is in Wales), and in either case, such".

(3) In subsection (5), for "Council" substitute "NRBW".

**94.**—(1) Section 12 is amended as follows.

(2) In subsection (4), for the words from "consent of" to "such" substitute "consent of the Environment Agency if the works are to take place in England, of the

NRBW if the works are to take place in Wales, and in either case of such".

(3) Yn is-adran (5), yn lle "Council" rhodder "NRBW".

**95.** Yn adrannau 13(4), 15 a 15A, yn lle "Council", ym mhob man lle y mae'n digwydd, rhodder "NRBW".

**96.** Yn adran 16(7), yn lle'r geiriau o "consent of" hyd at "such" rhodder "consent of the Environment Agency if the land is in England, of the NRBW if the land is in Wales, and in either case of such".

**97.** Yn adran 23, hepgorer is-adran (5).

**98.**—(1) Mae adran 24 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle "the said Commissioners" rhodder "the appropriate forestry authority";
- (b) yn lle "the Commissioners" rhodder "the appropriate forestry authority's".

(3) Yn is-adran (2), yn lle "the Commissioners" rhodder "the appropriate forestry authority".

(4) Ar ôl is-adran (5) mewnosoder—

"(6) In this section, "the appropriate forestry authority" means—

- (a) in relation to England, the Forestry Commissioners constituted under the Forestry Acts 1919 to 1945; and
- (b) in relation to Wales, the NRBW."

**99.**—(1) Mae adran 24A(1) wedi ei diwygio fel a ganlyn.

(2) Hefgorer "and Wales".

(3) Yn lle "the said Commissioners" rhodder "the Forestry Commissioners constituted under the Forestry Acts 1919 to 1945".

**100.** Yn adran 37, yn lle "Council" rhodder "NRBW".

**101.**—(1) Mae adran 38 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Council" rhodder "NRBW".

(3) Yn lle'r geiriau o "belongs" hyd at "water undertaker is" rhodder "belongs to the Environment Agency, the NRBW or a water undertaker or which the Agency, the NRBW or a water undertaker is".

**102.** Yn adran 41, yn lle "Council", ym mhob man lle y mae'n digwydd, rhodder "NRBW".

**103.** Yn adran 45(1), yn lle "Council" rhodder "NRBW".

**104.** Hefgorer adran 46(2).

**105.**—(1) Mae adran 49(2) wedi ei diwygio fel a ganlyn.

NRBW if the works are to take place in Wales, and in either case of such".

(3) In subsection (5), for "Council" substitute "NRBW".

**95.** In sections 13(4), 15 and 15A, for "Council", in each place where it occurs, substitute "NRBW".

**96.** In section 16(7), for the words from "consent of" to "such" substitute "consent of the Environment Agency if the land is in England, of the NRBW if the land is in Wales, and in either case of such".

**97.** In section 23, omit subsection (5).

**98.**—(1) Section 24 is amended as follows.

(2) In subsection (1)—

- (a) for "the said Commissioners" substitute "the appropriate forestry authority";
- (b) for "the Commissioners" substitute "the appropriate forestry authority's".

(3) In subsection (2), for "the Commissioners" substitute "the appropriate forestry authority".

(4) After subsection (5) insert—

"(6) In this section, "the appropriate forestry authority" means—

- (a) in relation to England, the Forestry Commissioners constituted under the Forestry Acts 1919 to 1945; and
- (b) in relation to Wales, the NRBW."

**99.**—(1) Section 24A(1) is amended as follows.

(2) Omit "and Wales".

(3) For "the said Commissioners" substitute "the Forestry Commissioners constituted under the Forestry Acts 1919 to 1945".

**100.** In section 37, for "Council" substitute "NRBW".

**101.**—(1) Section 38 is amended as follows.

(2) For "Council" substitute "NRBW".

(3) For the words from "belongs" to "water undertaker is" substitute "belongs to the Environment Agency, the NRBW or a water undertaker or which the Agency, the NRBW or a water undertaker is".

**102.** In section 41, for "Council", in each place where it occurs, substitute "NRBW".

**103.** In section 45(1), for "Council" substitute "NRBW".

**104.** Omit section 46(2).

**105.**—(1) Section 49(2) is amended as follows.

(2) Hepgorer y diffiniad o "the Council".

(3) Yn y man priodol mewnosoder—

"the NRBW" means the Natural Resources Body for Wales;".

#### **Deddf Cadwraeth Morloi 1970 (p. 30)**

**106.** Mae Deddf Cadwraeth Morloi 1970 wedi ei diwygio fel a ganlyn.

**107.**—(1) Mae adran 10 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Secretary of State", ym mhob man lle y mae'n digwydd, rhodder "the appropriate licensing authority".

(3) Yn is-adran (3)(b)—

(a) yn lle "the appropriate nature conservation body" rhodder "Natural England";

(b) ar ôl "an area" mewnosoder "in, or in waters adjacent to, England".

(4) Hepgorer is-adran (5).

(5) Ar ôl is-adran (6) mewnosoder—

"(7) In this section "the appropriate licensing authority" means—

(a) the Natural Resources Body for Wales, where the area in question is in Wales;

(b) in any other case, the Marine Management Organisation.

(8) In subsection (7)(a), "Wales" has the meaning given by section 158 of the Government of Wales Act 2006."

**108.** Yn adran 13, ar ôl "the Secretary of State" mewnosoder ", the Welsh Ministers and the Natural Resources Body for Wales".

#### **Deddf Blwydd-daliadau 1972 (p. 11)**

**109.**—(1) Yn Atodlen 1 i Ddeddf Blwydd-daliadau 1972, mae'r rhestr o "Other Bodies" wedi ei diwygio fel a ganlyn.

(2) Hepgorer "The Countryside Council for Wales."

(3) Yn y man priodol mewnosoder—

"Employment by the Natural Resources Body for Wales."

#### **Deddf Llywodraeth Leol 1974 (p. 7)**

**110.** Yn Neddf Llywodraeth Leol 1974, hepgorer adran 9.

(2) Omit the definition of "the Council".

(3) In the appropriate place insert—

"the NRBW" means the Natural Resources Body for Wales;".

#### **Conservation of Seals Act 1970 (c. 30)**

**106.** The Conservation of Seals Act 1970 is amended as follows.

**107.**—(1) Section 10 is amended as follows.

(2) For "the Secretary of State", in each place where it occurs, substitute "the appropriate licensing authority".

(3) In subsection (3)(b)—

(a) for "the appropriate nature conservation body" substitute "Natural England";

(b) after "an area" insert "in, or in waters adjacent to, England".

(4) Omit subsection (5).

(5) After subsection (6) insert—

"(7) In this section "the appropriate licensing authority" means—

(a) the Natural Resources Body for Wales where the area in question is in Wales;

(b) in any other case, the Marine Management Organisation.

(8) In subsection (7)(a), "Wales" has the meaning given by section 158 of the Government of Wales Act 2006."

**108.** In section 13, after "the Secretary of State" insert ", the Welsh Ministers and the Natural Resources Body for Wales".

#### **Superannuation Act 1972 (c. 11)**

**109.**—(1) In Schedule 1 to the Superannuation Act 1972, the list of "Other Bodies" is amended as follows.

(2) Omit "The Countryside Council for Wales."

(3) In the appropriate place insert—

"Employment by the Natural Resources Body for Wales."

#### **Local Government Act 1974 (c. 7)**

**110.** In the Local Government Act 1974, omit section 9.

**Deddf Iechyd a Diogelwch yn y Gwaith etc. 1974 (p. 37)**

111. Mae Deddf Iechyd a Diogelwch yn y Gwaith etc. 1974 wedi ei diwygio fel a ganlyn.

112.—(1) Mae adran 28 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3)(a), ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

(3) Yn is-adran (4), ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

(4) Yn is-adran (5)(a), ar ôl "the Environment Agency" mewnosoder "or of the Natural Resources Body for Wales".

113. Yn adran 38, yn lle "or the Environment Agency" rhodder ", the Environment Agency or the Natural Resources Body for Wales".

**Deddf Rheoli Llygredd 1974 (p. 40)**

114. Mae Deddf Rheoli Llygredd 1974 wedi ei diwygio fel a ganlyn.

115. Yn adran 30(1), yn y diffiniad o "the appropriate Agency"—

(a) ym mharagraff (a), hepgorer "and Wales";

(b) ar ôl y paragraff hwnnw mewnosoder—  
"(aa) in relation to Wales, the Natural Resources Body for Wales; and".

116. Yn adran 62(2)(a), ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

**Deddf Cronfeydd Dŵr 1975 (p. 23)**

117. Mae Deddf Cronfeydd Dŵr 1975 wedi ei diwygio fel a ganlyn(1).

118.—(1) Mae adran 1 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (4)(a), yn lle'r geiriau o "by" hyd at "may be," rhodder "by the Environment Agency, the Natural Resources Body for Wales (the "NRBW") or a water undertaker, the Environment Agency, the NRBW or, as the case may be, the water".

(3) Yn is-adran (4A), hepgorer "and Wales".

(4) Ar ôl is-adran (4B) mewnosoder—  
"(4C) The "area" of the NRBW, in its capacity as a relevant authority for the purposes of this Act, is the whole of Wales."

**Health and Safety at Work etc. Act 1974 (c. 37)**

111. The Health and Safety at Work etc. Act 1974 is amended as follows.

112.—(1) Section 28 is amended as follows.

(2) In subsection (3)(a), after "the Environment Agency," insert "the Natural Resources Body for Wales,".

(3) In subsection (4), after "the Environment Agency," insert "the Natural Resources Body for Wales,".

(4) In subsection (5)(a), after "the Environment Agency" insert "or of the Natural Resources Body for Wales".

113. In section 38, for "or the Environment Agency" substitute ", the Environment Agency or the Natural Resources Body for Wales".

**Control of Pollution Act 1974 (c. 40)**

114. The Control of Pollution Act 1974 is amended as follows.

115. In section 30(1), in the definition of "the appropriate Agency"—

(a) in paragraph (a), omit "and Wales";

(b) after that paragraph insert—  
“(aa) in relation to Wales, the Natural Resources Body for Wales; and”.

116. In section 62(2)(a), after "the Environment Agency," insert "the Natural Resources Body for Wales,".

**Reservoirs Act 1975 (c. 23)**

117. The Reservoirs Act 1975 is amended as follows(1).

118.—(1) Section 1 is amended as follows.

(2) In subsection (4)(a), for the words from "by" to "may be," substitute "by the Environment Agency, the Natural Resources Body for Wales (the "NRBW") or a water undertaker, the Environment Agency, the NRBW or, as the case may be, the water".

(3) In subsection (4A), omit "and Wales".

(4) After subsection (4B) insert—  
“(4C) The "area" of the NRBW, in its capacity as a relevant authority for the purposes of this Act, is the whole of Wales.”

(1) Mae'r Atodlen hon hefyd yn cynnwys diwygiadau i ddarpariaethau Atodlen 4 i Ddeddf Rheoli Llifogydd a Dŵr 2010 (p. 29), nad ydynt mewn grym yn llawn eto ac sy'n mewnosod darpariaethau yn Neddf Cronfeydd Dŵr 1975.

(1) This Schedule also contains amendments to provisions of Schedule 4 to the Flood and Water Management Act 2010 (c. 29), which are not yet fully in force, inserting provisions into the Reservoirs Act 1975.



- (5) Ar ôl is-adran (5) mewnosoder—
- "(5A) In this Act, "appropriate agency" means—
- (a) in relation to reservoirs in England, the Environment Agency;
  - (b) in relation to reservoirs in Wales, the NRBW."

**119.**—(1) Mae adran 2 wedi ei diwygio fel a ganlyn.

- (2) Yn is-adran (1)—
- (a) hepgorer "and Wales,";
  - (b) ar ôl "the Environment Agency" mewnosoder ", in Wales the NRBW".

- (3) Yn is-adran (2A)—
- (a) ar ôl "the Environment Agency" mewnosoder "or the NRBW";
  - (b) ar ôl "the Agency" mewnosoder "or the NRBW".

**120.** Yn adrannau 2A i 2D(1), yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

**121.**—(1) Mae adran 12A wedi ei diwygio fel a ganlyn.

- (2) Yn is-adran (2)—
- (a) ym mharagraff (b), ar ôl "the Environment Agency" mewnosoder "or the NRBW";
  - (b) ym mharagraff (c)—
    - (i) ar ôl "the Environment Agency" mewnosoder "or the NRBW";
    - (ii) ar ôl "that Agency" mewnosoder ", by the NRBW".

- (3) Yn is-adran (3)—
- (a) ym mharagraff (b), ar ôl "the Environment Agency" mewnosoder "if the reservoir concerned is in England or any of the flooding to which the plan relates would be in England";
  - (b) ar ôl paragraff (b) mewnosoder—

"(ba) the NRBW if the reservoir concerned is in Wales or any of the flooding to which the plan relates would be in Wales;".

**122.** Yn adrannau 21B(1) a 22(6), yn lle "Environment Agency" rhodder "appropriate agency".

- (5) After subsection (5) insert—
- "(5A) In this Act, "appropriate agency" means—
- (a) in relation to reservoirs in England, the Environment Agency;
  - (b) in relation to reservoirs in Wales, the NRBW."

**119.**—(1) Section 2 is amended as follows.

- (2) In subsection (1)—
- (a) omit "and Wales,";
  - (b) after "the Environment Agency" insert ", in Wales the NRBW".

- (3) In subsection (2A)—
- (a) after "the Environment Agency" insert "or the NRBW";
  - (b) after "the Agency" insert "or the NRBW".

**120.** In sections 2A to 2D(1), for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

**121.**—(1) Section 12A is amended as follows.

- (2) In subsection (2)—
- (a) in paragraph (b), after "the Environment Agency" insert "or the NRBW";
  - (b) in paragraph (c)—
    - (i) after "the Environment Agency" insert "or the NRBW";
    - (ii) after "that Agency" insert ", by the NRBW".

- (3) In subsection (3)—
- (a) in paragraph (b), after "the Environment Agency" insert "if the reservoir concerned is in England or any of the flooding to which the plan relates would be in England";
  - (b) after paragraph (b) insert—

"(ba) the NRBW if the reservoir concerned is in Wales or any of the flooding to which the plan relates would be in Wales;".

**122.** In sections 21B(1) and 22(6), for "Environment Agency" substitute "appropriate agency".

(1) Mewnosodwyd adrannau 2A i 2D gan baragraff 7 o Atodlen 4 i Ddeddf Rheoli Llifogydd a Dŵr 2010 (p. 29). Daethpwyd â'r paragraff hwnnw i rym i'r graddau y mae'r diwygiadau y mae'n eu gwneud yn darparu pŵer i'r Gweinidog wneud rheoliadau a gorchymynion o dan Ddeddf Cronfeydd Dŵr 1975: gweler Gorchymyn Deddf Rheoli Llifogydd a Dŵr 2010 (Cychwyn Rhif 4 a Darpariaethau Trosiannol) 2011 (O.S. 2011/2204), erthygl 3(1)(e). Mae'r Atodlen hon hefyd yn cynnwys diwygiadau i baragraff 7, i'r graddau na ddaethpwyd ag ef i rym hyd yn hyn.

(1) Sections 2A to 2D are inserted by paragraph 7 of Schedule 4 to the Flood and Water Management Act 2010 (c. 29). That paragraph has been brought into force so far as the amendments that it makes provide power for the Minister to make regulations and orders under the Reservoirs Act 1975: see the Flood and Water Management Act 2010 (Commencement No 4 and Transitional Provisions) Order 2011 (S.I. 2011/2204), article 3(1)(e). This Schedule also contains amendments to paragraph 7, insofar as it has not been brought into force.

**123.**—(1) Mae adran 22A wedi ei diwygio fel a ganlyn.

(2) Ar ôl "the Environment Agency" mewnosoder "or the NRBW".

(3) Gan hynny, daw pennawd adran 22A yn "Service of notices by the Environment Agency and the NRBW".

**124.** Yn adran 27A(2), yn lle "Environment Agency" rhodder "appropriate agency".

**125.** Yn Atodlen 1, yn y rhestr o ymadroddion wedi'u diffinio, yn y manau priodol mewnosoder—

“Appropriate agency	Section 1(5A)”;
“Area (in relation to the NRBW)	Section 1(4C)”;
“NRBW	Section 1(4)(a)”.

**123.**—(1) Section 22A is amended as follows.

(2) After "the Environment Agency" insert "or the NRBW".

(3) Accordingly, the heading to section 22A becomes "Service of notices by the Environment Agency and the NRBW".

**124.** In section 27A(2), for "Environment Agency" substitute "appropriate agency".

**125.** In Schedule 1, in the list of defined expressions, in the appropriate places insert—

“Appropriate agency	Section 1(5A)”;
“Area (in relation to the NRBW)	Section 1(4C)”;
“NRBW	Section 1(4)(a)”.

#### **Deddf Anghymhwyso Tŷ'r Cyffredin 1975 (p. 24)**

**126.**—(1) Mae Atodlen 1 i Ddeddf Anghymhwyso Tŷ'r Cyffredin 1975 wedi ei diwygio fel a ganlyn.

(2) Yn Rhan 2, yn y rhestr o gyrff y mae eu holl aelodau wedi eu hanghymhwyso, yn y man priodol mewnosoder—

"The Natural Resources Body for Wales."

(3) Yn Rhan 3, yn y rhestr o swyddi eraill sy'n anghymhwyso person, hepgorer "Any member of the Countryside Council for Wales in receipt of remuneration."

#### **Deddf Pysgodfeydd Eogiaid a Dŵr Croyw 1975 (p. 51)**

**127.** Mae Deddf Pysgodfeydd Eogiaid a Dŵr Croyw 1975 wedi ei diwygio fel a ganlyn.

**128.** Yn adrannau 1(2) a 2(5), yn lle'r geiriau ar ôl "in writing of" rhodder "the appropriate agency".

**129.** Yn adran 4(3), yn lle'r geiriau o "except" hyd at "or" rhodder "except by the appropriate agency or".

**130.**—(1) Mae adran 5 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2)(b), yn lle'r geiriau o "of" hyd at "may" rhodder "of the appropriate agency, for which that agency may".

(3) Yn is-adran (2A), yn lle "Agency" rhodder "appropriate agency".

**131.**—(1) Mae adran 9 wedi ei diwygio fel a ganlyn.

#### **House of Commons Disqualification Act 1975 (c. 24)**

**126.**—(1) Schedule 1 to the House of Commons Disqualification Act 1975 is amended as follows.

(2) In Part 2, in the list of bodies of which all members are disqualified, in the appropriate place insert—

"The Natural Resources Body for Wales."

(3) In Part 3, in the list of other disqualifying offices, omit "Any member of the Countryside Council for Wales in receipt of remuneration."

#### **Salmon and Freshwater Fisheries Act 1975 (c. 51)**

**127.** The Salmon and Freshwater Fisheries Act 1975 is amended as follows.

**128.** In sections 1(2) and 2(5), for the words after "in writing of" substitute "the appropriate agency".

**129.** In section 4(3), for the words from "except" to "or" substitute "except by the appropriate agency or".

**130.**—(1) Section 5 is amended as follows.

(2) In subsection (2)(b), for the words from "of" to "may" substitute "of the appropriate agency, for which that agency may".

(3) In subsection (2A), for "Agency" substitute "appropriate agency".

**131.**—(1) Section 9 is amended as follows.

(2) Yn is-adran (1), yn y geiriau cau—

- (a) yn lle'r geiriau o "given by" hyd at "within" rhodder "given by the appropriate agency and within";
- (b) yn lle "as the Agency may" rhodder "as the appropriate agency may".

(3) Yn is-adran (3), yn lle'r geiriau cyn "may cause" rhodder "The appropriate agency".

**132.**—(1) Mae adran 10 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle'r geiriau cyn "may construct" rhodder "The appropriate agency".

(3) Yn is-adran (2), yn lle'r geiriau cyn "may abolish" rhodder "The appropriate agency".

(4) Yn is-adran (3)—

- (a) yn lle'r geiriau o "incurred by" hyd at "repairing" rhodder "incurred by the appropriate agency in repairing";
- (b) yn lle'r geiriau ar ôl "recovered" rhodder "by the appropriate agency in a summary manner".

(5) Gan hynny, ym mhennawd adran 10, yn lle'r geiriau cyn "to construct" rhodder "Power of appropriate agency".

**133.** Yn adran 11, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

**134.** Yn adran 12(2), yn lle'r geiriau o "by" hyd at "he" rhodder "by the appropriate agency he".

**135.**—(1) Mae adran 13 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle'r geiriau o "granted" hyd at "sluices" rhodder "granted by the appropriate agency, any sluices".

(3) Yn is-adran (3), yn lle'r geiriau o "given" hyd at "cleaning" rhodder "given by the appropriate authority, for cleaning".

**136.** Yn adran 14(2) a (3), yn lle "Agency" rhodder "appropriate agency".

**137.**—(1) Mae adran 15 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle'r geiriau agoriadol, rhodder "The appropriate agency—";
- (b) ym mharagraff (a)—
  - (i) yn lle "they" rhodder "it";
  - (ii) yn lle'r geiriau o "expense" hyd at "suitable" rhodder "expense of the appropriate agency, at a suitable";

(2) In subsection (1), in the closing words—

- (a) for the words from "given by" to "within" substitute "given by the appropriate agency and within";
- (b) for "as the Agency may" substitute "as the appropriate agency may".

(3) In subsection (3), for the words before "may cause" substitute "The appropriate agency".

**132.**—(1) Section 10 is amended as follows.

(2) In subsection (1), for the words before "may construct" substitute "The appropriate agency".

(3) In subsection (2), for the words before "may abolish" substitute "The appropriate agency".

(4) In subsection (3)—

- (a) for the words from "incurred by" to "repairing" substitute "incurred by the appropriate agency in repairing";
- (b) for the words after "recovered" substitute "by the appropriate agency in a summary manner".

(5) Accordingly, in the heading to section 10, for the words before "to construct" substitute "Power of appropriate agency".

**133.** In section 11, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

**134.** In section 12(2), for the words from "by" to "he" substitute "by the appropriate agency he".

**135.**—(1) Section 13 is amended as follows.

(2) In subsection (1), for the words from "granted" to "sluices" substitute "granted by the appropriate agency, any sluices".

(3) In subsection (3), for the words from "given" to "cleaning" substitute "given by the appropriate authority, for cleaning".

**136.** In section 14(2) and (3), for "Agency" substitute "appropriate agency".

**137.**—(1) Section 15 is amended as follows.

(2) In subsection (1)—

- (a) for the opening words, substitute "The appropriate agency—";
- (b) in paragraph (a)—
  - (i) for "they" substitute "it";
  - (ii) for the words from "expense" to "suitable" substitute "expense of the appropriate agency, at a suitable";

(c) ym mharagraff (b), yn lle'r geiriau o "expense" hyd at "so far" rhodder "expense of the appropriate agency so far".

(3) Yn is-adran (3), yn lle'r geiriau cyn "may" rhodder "The appropriate agency".

(4) Yn is-adran (4), yn y geiriau cau, yn lle'r geiriau o "authorise" hyd at "prejudicially" rhodder "authorise the appropriate agency prejudicially".

(5) Gan hynny, ym mhennawd adran 15, yn lle'r geiriau cyn "to use" rhodder "Power of appropriate agency".

**138.**—(1) Mae adran 18 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Yn is-adran (3)—

(a) ym mharagraff (b), yn lle'r geiriau o "done" hyd at "under" rhodder "done by the appropriate agency under";

(b) yn y geiriau cau, yn lle'r geiriau o "from" hyd at "compensation" rhodder "from the appropriate agency compensation".

(4) Yn is-adran (5), yn lle'r geiriau o "in which" hyd at "liable" rhodder "in which the appropriate agency is liable".

**139.**—(1) Mae adran 25 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "Agency" rhodder "appropriate agency".

(3) Yn is-adran (7), yn lle'r geiriau o "between" hyd at "and the licensee" rhodder "between the appropriate agency and the licensee".

(4) Yn is-adran (10), yn lle "Agency" rhodder "appropriate agency".

**140.**—(1) Mae adran 26 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn y geiriau agoriadol, yn lle'r geiriau o "section" hyd at "may" rhodder "section, the appropriate agency may".

(3) Yn is-adrannau (1A) ac (1B), yn lle "Agency" rhodder "appropriate agency".

(4) Yn is-adran (2), yn lle'r geiriau o "shall require" hyd at "publish" rhodder "shall require the appropriate agency to publish".

(5) Yn is-adran (4), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(6) Yn is-adran (6)—

(a) yn lle'r geiriau o "consent" hyd at "vary" rhodder "consent of the appropriate agency vary";

(c) in paragraph (b), for the words from "expense" to "so far" substitute "expense of the appropriate agency so far".

(3) In subsection (3), for the words before "may" substitute "The appropriate agency".

(4) In subsection (4), in the closing words, for the words from "authorise" to "prejudicially" substitute "authorise the appropriate agency prejudicially".

(5) Accordingly, in the heading to section 15, for the words before "to use" substitute "Power of appropriate agency".

**138.**—(1) Section 18 is amended as follows.

(2) In subsection (2), for "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In subsection (3)—

(a) in paragraph (b), for the words from "done" to "under" substitute "done by the appropriate agency under";

(b) in the closing words, for the words from "from" to "compensation" substitute "from the appropriate agency compensation".

(4) In subsection (5), for the words from "in which" to "liable" substitute "in which the appropriate agency is liable".

**139.**—(1) Section 25 is amended as follows.

(2) In subsection (1), for "Agency" substitute "appropriate agency".

(3) In subsection (7), for the words from "between" to "and the licensee" substitute "between the appropriate agency and the licensee".

(4) In subsection (10), for "Agency" substitute "appropriate agency".

**140.**—(1) Section 26 is amended as follows.

(2) In subsection (1), in the opening words, for the words from "section" to "may" substitute "section, the appropriate agency may".

(3) In subsections (1A) and (1B), for "Agency" substitute "appropriate agency".

(4) In subsection (2), for the words from "shall require" to "publish" substitute "shall require the appropriate agency to publish".

(5) In subsection (4), for "Agency", in each place where it occurs, substitute "appropriate agency".

(6) In subsection (6)—

(a) for the words from "consent" to "vary" substitute "consent of the appropriate agency vary";

(b) yn lle'r geiriau o "require" hyd at "publish" rhodder "require the appropriate agency to publish".

(7) Yn is-adran (7), yn lle'r geiriau o "made by" hyd at "and" rhodder "made by the appropriate agency and".

**141.** Yn adran 27A, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**142.** Yn adran 30, yn lle'r geiriau o "consent" hyd at "or the inland water" rhodder "consent of the appropriate agency or the inland water".

**143.**—(1) Mae adran 31(1) wedi ei diwygio fel a ganlyn.

(2) Yn y geiriau agoriadol, yn lle'r geiriau o "water bailiff" hyd at "and" rhodder "water bailiff appointed by the appropriate agency and".

(3) Ym mharagraff (c), yn y geiriau agoriadol, yn lle'r geiriau o "fishing" hyd at "area" rhodder "fishing in the appropriate agency's area".

**144.**—(1) Mae adran 32 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) yn y geiriau agoriadol, yn lle "subsection" rhodder "subsections (1A) and";

(b) ym mharagraff (a), yn lle'r geiriau ar ôl "officer of" rhodder "the appropriate agency, under a special order in writing from that agency, and".

(3) Ar ôl is-adran (1) mewnosoder—

"(1A) The appropriate agency may make an order under subsection (1)(a) for the purpose of preventing any offence being committed in its area."

**145.** Yn adran 33(1) a (2), yn lle'r geiriau o "officer" hyd at "any person" rhodder "officer of the appropriate agency, or any person".

**146.** Yn adran 35, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**147.**—(1) Mae adran 37A wedi ei diwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd ac eithrio yn is-adran (5), rhodder "appropriate agency".

(3) Ar ôl is-adran (5) mewnosoder—

"(5A) The amount by which the sums received by the Natural Resources Body for Wales by way of fixed penalties exceed the sums repaid by it under subsection (4)(a) above shall be paid into the Welsh Consolidated Fund."

(b) for the words from "require" to "publish" substitute "require the appropriate agency to publish".

(7) In subsection (7), for the words from "made by" to "and" substitute "made by the appropriate agency and".

**141.** In section 27A, for "Agency", in each place where it occurs, substitute "appropriate agency".

**142.** In section 30, for the words from "consent" to "or the inland water" substitute "consent of the appropriate agency or the inland water".

**143.**—(1) Section 31(1) is amended as follows.

(2) In the opening words, for the words from "water bailiff" to "and" substitute "water bailiff appointed by the appropriate agency and".

(3) In paragraph (c), in the opening words, for the words from "fishing" to "area" substitute "fishing in the appropriate agency's area".

**144.**—(1) Section 32 is amended as follows.

(2) In subsection (1)—

(a) in the opening words, for "subsection" substitute "subsections (1A) and";

(b) in paragraph (a), for the words after "officer of" substitute "the appropriate agency, under a special order in writing from that agency, and".

(3) After subsection (1) insert—

"(1A) The appropriate agency may make an order under subsection (1)(a) for the purpose of preventing any offence being committed in its area."

**145.** In section 33(1) and (2), for the words from "officer" to "any person" substitute "officer of the appropriate agency, or any person".

**146.** In section 35, for "Agency", in each place where it occurs, substitute "appropriate agency".

**147.**—(1) Section 37A is amended as follows.

(2) For "Agency", in each place where it occurs except in subsection (5), substitute "appropriate agency".

(3) After subsection (5) insert—

"(5A) The amount by which the sums received by the Natural Resources Body for Wales by way of fixed penalties exceed the sums repaid by it under subsection (4)(a) above shall be paid into the Welsh Consolidated Fund."

**148.** Yn adran 40, yn lle'r geiriau o "agreement" hyd at "maintain" rhodder "agreement of the appropriate agency) to maintain".

**149.**—(1) Mae adran 41 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) yn y manau priodol mewnosoder y diffiniadau a ganlyn—

""the appropriate agency" means—

(a) the Agency, except in relation to Wales (within the meaning of the Government of Wales Act 2006); and

(b) the Natural Resources Body for Wales, in relation to Wales (within that meaning);"

""area", in relation to the appropriate agency, means the area in relation to which it carries out its functions relating to fisheries by virtue of—

(a) section 6(7) of the Environment Act 1995, in the case of the Agency;

(b) section 6(7A) of that Act, in the case of the Natural Resources Body for Wales;";

(b) yn y diffiniad o "authorised officer", ym mharagraff (a), yn lle'r geiriau ar ôl "officer of" rhodder "the appropriate agency;".

(3) Yn is-adran (3), yn lle'r geiriau o "authorising" hyd at "any other" rhodder "authorising the appropriate agency or any other".

**150.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1—

(a) yn is-baragraff (1), yn lle'r geiriau ar ôl "Schedule by" rhodder "the appropriate agency";

(b) yn is-baragraff (2), yn lle'r geiriau cyn "may" rhodder "The appropriate agency".

(3) Ym mharagraff 3—

(a) yn lle'r geiriau cyn "shall at least" rhodder "The appropriate agency";

(b) yn lle "their", ym mhob man lle y mae'n digwydd, rhodder "its".

(4) Ym mharagraff 4, yn lle'r geiriau o "person" hyd at "shall" rhodder "person, the appropriate agency shall".

(5) Ym mharagraff 5—

(a) yn lle'r geiriau o "submitted" hyd at "for" rhodder "submitted by the appropriate agency for";

(b) yn lle'r geiriau o "and" hyd at "directed" rhodder "and the appropriate agency, if so directed".

**148.** In section 40, for the words from "agreement" to "maintain" substitute "agreement of the appropriate agency) to maintain".

**149.**—(1) Section 41 is amended as follows.

(2) In subsection (1)—

(a) in the appropriate places insert the following definitions—

""the appropriate agency" means—

(a) the Agency, except in relation to Wales (within the meaning of the Government of Wales Act 2006); and

(b) the Natural Resources Body for Wales, in relation to Wales (within that meaning);"

""area", in relation to the appropriate agency, means the area in relation to which it carries out its functions relating to fisheries by virtue of—

(a) section 6(7) of the Environment Act 1995, in the case of the Agency;

(b) section 6(7A) of that Act, in the case of the Natural Resources Body for Wales;";

(b) in the definition of "authorised officer", in paragraph (a), for the words after "officer of" substitute "the appropriate agency;".

(3) In subsection (3), for the words from "authorising" to "any other" substitute "authorising the appropriate agency or any other".

**150.**—(1) Schedule 2 is amended as follows.

(2) In paragraph 1—

(a) in sub-paragraph (1), for the words after "Schedule by" substitute "the appropriate agency";

(b) in sub-paragraph (2), for the words before "may" substitute "The appropriate agency".

(3) In paragraph 3—

(a) for the words before "shall at least" substitute "The appropriate agency";

(b) for "their", in each place where it occurs, substitute "its".

(4) In paragraph 4, for the words from "person" to "shall" substitute "person, the appropriate agency shall".

(5) In paragraph 5—

(a) for the words from "submitted" to "for" substitute "submitted by the appropriate agency for";

(b) for the words from "and" to "directed" substitute "and the appropriate agency, if so directed".

(6) Ym mharagraff 7, yn lle'r geiriau cyn "may grant" rhodder "The appropriate agency".

(7) Ym mharagraff 8, yn lle'r geiriau o "agreed" hyd at "and" rhodder "agreed by the appropriate agency and".

(8) Ym mharagraff 9—

(a) yn is-baragraffau (1)(c) a (2)(c), yn lle'r geiriau o "consent" hyd at "to" rhodder "consent of the appropriate agency to";

(b) yn is-baragraff (3)—

(i) yn y geiriau agoriadol, yn lle'r geiriau cyn "shall" rhodder "The consent of the appropriate agency";

(ii) ym mharagraffau (a) a (b), yn lle'r geiriau o "appears" hyd at "to be" rhodder "appears to the appropriate agency to be".

(9) Ym mharagraff 10—

(a) yn lle'r geiriau o "employee" hyd at "authorised" rhodder "employee of the appropriate agency authorised";

(b) yn lle'r geiriau ar ôl "notified to" rhodder "the appropriate agency".

(10) Ym mharagraff 11, yn lle'r geiriau ar ôl "sent to" rhodder "the appropriate agency".

(11) Ym mharagraff 13—

(a) yn lle'r geiriau o "opinion" hyd at "required" rhodder "opinion of the appropriate agency are required";

(b) yn lle'r geiriau o "notifies" hyd at "at the time" rhodder "notifies the appropriate agency at the time".

(12) Ym mharagraff 14A(1) a (4), yn lle "Agency" rhodder "appropriate agency".

(13) Ym mharagraff 15, yn lle'r geiriau o "granted" hyd at "every" rhodder "granted by the appropriate agency to every".

(14) Ym mharagraff 18, yn lle'r geiriau o "issued" hyd at "as to" rhodder "issued by the appropriate agency as to".

**151.** Yn Rhan 3 o Atodlen 3, yng ngeiriau agoriadol paragraff 39(1), yn lle'r geiriau ar ôl "Water Resources Act 1991," rhodder "the appropriate agency—".

**152.**—(1) Mae Rhan 2 o Atodlen 4 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 6(b), yn lle'r geiriau ar ôl "references to" rhodder "the appropriate agency; and".

(3) Ym mharagraff 11—

(a) yn is-baragraff (a), yn lle'r geiriau o "order" hyd at "prosecuted" rhodder "order to the appropriate agency, unless that agency prosecuted";

(6) In paragraph 7, for the words before "may grant" substitute "The appropriate agency".

(7) In paragraph 8, for the words from "agreed" to "and" substitute "agreed by the appropriate agency and".

(8) In paragraph 9—

(a) in sub-paragraphs (1)(c) and (2)(c), for the words from "consent" to "to" substitute "consent of the appropriate agency to";

(b) in sub-paragraph (3)—

(i) in the opening words, for the words before "shall" substitute "The consent of the appropriate agency";

(ii) in paragraphs (a) and (b), for the words from "appears" to "to be" substitute "appears to the appropriate agency to be".

(9) In paragraph 10—

(a) for the words from "employee" to "authorised" substitute "employee of the appropriate agency authorised";

(b) for the words after "notified to" substitute "the appropriate agency".

(10) In paragraph 11, for the words after "sent to" substitute "the appropriate agency".

(11) In paragraph 13—

(a) for the words from "opinion" to "required" substitute "opinion of the appropriate agency are required";

(b) for the words from "notifies" to "at the time" substitute "notifies the appropriate agency at the time".

(12) In paragraph 14A(1) and (4), for "Agency" substitute "appropriate agency".

(13) In paragraph 15, for the words from "granted" to "every" substitute "granted by the appropriate agency to every".

(14) In paragraph 18, for the words from "issued" to "as to" substitute "issued by the appropriate agency as to".

**151.** In Part 3 of Schedule 3, in the opening words of paragraph 39(1), for the words after "Water Resources Act 1991," substitute "the appropriate agency—".

**152.**—(1) Part 2 of Schedule 4 is amended as follows.

(2) In paragraph 6(b), for the words after "references to" substitute "the appropriate agency; and".

(3) In paragraph 11—

(a) in sub-paragraph (a), for the words from "order" to "prosecuted" substitute "order to the appropriate agency, unless that agency prosecuted";

(b) yn is-baragraff (b), yn lle'r geiriau o "forward" hyd at "who" rhodder "forward it to the appropriate agency, who".

(4) Ym mharagraff 12, yn lle'r geiriau ar ôl "conviction to" rhodder "the appropriate agency".

#### **Deddf Llywodraeth Leol (Darpariaethau Amrywiol) 1976 (p. 57)**

**153.** Yn adran 44 o Ddeddf Llywodraeth Leol (Darpariaethau Amrywiol) 1976, ar ôl is-adran (1B) mewnosoder—

"(1C) In relation to the Natural Resources Body for Wales, section 16 of this Act shall have effect—

- (a) as if that Body were a local authority; and
- (b) as if, in its application by virtue of paragraph (a), any reference to a function were a reference to the Body's relevant transferred functions (within the meaning of article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903))."

#### **Deddf Rhenti (Amaethyddiaeth) 1976 (p. 80)**

**154.** Yn adran 30(8) o Ddeddf Rhenti (Amaethyddiaeth) 1976, ar ôl "the Forestry Commissioners" mewnosoder "in relation to land in England and the Natural Resources Body for Wales in relation to land in Wales".

#### **Deddf Coedwigaeth 1979 (p. 21)**

**155.** Mae Deddf Coedwigaeth 1979 wedi ei diwygio fel a ganlyn.

**156.**—(1) Mae adran 1(1) wedi ei diwygio fel a ganlyn.

(2) Hepgorer "and Wales".

(3) Ar ôl "lessees of land" mewnosoder "in England and Scotland".

**157.**—(1) Mae adran 2 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2), yn lle "The Forestry Commissioners" rhodder "The appropriate authority".

(3) Yn is-adran (4), yn lle "the Commissioners" rhodder "the appropriate authority".

(4) Yn is-adran (5)—

- (a) ym mharagraff (a), yn lle "the Commissioners" rhodder "the appropriate authority";
- (b) ym mharagraff (b), ar y diwedd mewnosoder "(in the case of regulations made by the Forestry Commissioners) or of the National Assembly for Wales (in the case of regulations made by the Welsh Ministers)".

(b) in sub-paragraph (b), for the words from "forward" to "who" substitute "forward it to the appropriate agency, who".

(4) In paragraph 12, for the words after "conviction to" substitute "the appropriate agency".

#### **Local Government (Miscellaneous Provisions) Act 1976 (c. 57)**

**153.** In section 44 of the Local Government (Miscellaneous Provisions) Act 1976, after subsection (1B) insert—

“(1C) In relation to the Natural Resources Body for Wales, section 16 of this Act shall have effect—

- (a) as if that Body were a local authority; and
- (b) as if, in its application by virtue of paragraph (a), any reference to a function were a reference to the Body's relevant transferred functions (within the meaning of article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)).”

#### **Rent (Agriculture) Act 1976 (c. 80)**

**154.** In section 30(8) of the Rent (Agriculture) Act 1976, after "the Forestry Commissioners" insert "in relation to land in England and the Natural Resources Body for Wales in relation to land in Wales".

#### **Forestry Act 1979 (c. 21)**

**155.** The Forestry Act 1979 is amended as follows.

**156.**—(1) Section 1(1) is amended as follows.

(2) Omit "and Wales".

(3) After "lessees of land" insert "in England and Scotland".

**157.**—(1) Section 2 is amended as follows.

(2) In subsection (2), for "The Forestry Commissioners" substitute "The appropriate authority".

(3) In subsection (4), for "the Commissioners" substitute "the appropriate authority".

(4) In subsection (5)—

- (a) in paragraph (a), for "the Commissioners" substitute "the appropriate authority";
- (b) in paragraph (b), at the end insert "(in the case of regulations made by the Forestry Commissioners) or of the National Assembly for Wales (in the case of regulations made by the Welsh Ministers)".



(5) Ar ôl is-adran (5) mewnosoder—

"(6) In this section "the appropriate authority" means—

- (a) in relation to England, the Forestry Commissioners;
- (b) in relation to Wales, the Welsh Ministers."

**Deddf Mewnforio Pysgod Byw (Cymru a Lloegr) 1980 (p. 27)**

**158.** Yn adran 1(2) o Ddeddf Mewnforio Pysgod Byw (Cymru a Lloegr) 1980, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**Deddf Llywodraeth Leol, Cynllunio a Thir 1980 (p. 65)**

**159.** Yn adran 185(2)(b) o Ddeddf Llywodraeth Leol, Cynllunio a Thir 1980, yn lle'r geiriau o "which" hyd at "may" rhodder "which the Environment Agency or the Natural Resources Body for Wales may".

**Deddf Priffyrdd 1980 (p. 66)**

**160.** Mae Deddf Priffyrdd 1980 wedi ei diwygio fel a ganlyn.

**161.**—(1) Mae adran 105B(8) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (b)—

- (a) yn is-baragraff (i), ar ôl "English Heritage" mewnosoder ", the Environment Agency";
- (b) yn is-baragraff (ii), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(3) Ym mharagraff (c)—

- (a) yn is-baragraff (i), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales";
- (b) yn is-baragraff (ii), ar y diwedd mewnosoder "and".

(4) Hepgorer paragraff (d) (gan gynnwys yr "and" ar y diwedd).

**162.** Yn adran 107(4), yn lle'r geiriau o "this Act" hyd at "or any" rhodder "this Act by the Environment Agency, the Natural Resources Body for Wales or any".

(5) After subsection (5) insert—

“(6) In this section "the appropriate authority" means—

- (a) in relation to England, the Forestry Commissioners;
- (b) in relation to Wales, the Welsh Ministers.”

**Import of Live Fish (England and Wales) Act 1980 (c. 27)**

**158.** In section 1(2) of the Import of Live Fish (England and Wales) Act 1980, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**Local Government, Planning and Land Act 1980 (c. 65)**

**159.** In section 185(2)(b) of the Local Government, Planning and Land Act 1980, for the words from "which" to "may" substitute "which the Environment Agency or the Natural Resources Body for Wales may".

**Highways Act 1980 (c. 66)**

**160.** The Highways Act 1980 is amended as follows.

**161.**—(1) Section 105B(8) is amended as follows.

(2) In paragraph (b)—

- (a) in sub-paragraph (i), after "English Heritage" insert ", the Environment Agency";
- (b) in sub-paragraph (ii), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(3) In paragraph (c)—

- (a) in sub-paragraph (i), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales";
- (b) in sub-paragraph (ii), at the end insert "and".

(4) Omit paragraph (d) (including the "and" at the end).

**162.** In section 107(4), for the words from "this Act" to "or any" substitute "this Act by the Environment Agency, the Natural Resources Body for Wales or any".

**163.** Yn adran 119D(12)(1), yn y diffiniad o "the appropriate conservation body", ym mharagraff (b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**164.** Yn adran 120(2)(c), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**165.** Yn adran 254(4)(a), yn lle'r geiriau ar ôl "internal drainage board" rhodder ", the Environment Agency or the Natural Resources Body for Wales without the consent of that body, or".

**166.—(1)** Mae adran 276 wedi ei diwygio fel a ganlyn.

(2) Yn lle'r geiriau o "maintenance by" hyd at "internal" rhodder "maintenance by the Environment Agency, the Natural Resources Body for Wales or an internal".

(3) Yn lle'r geiriau o "incurred" hyd at "or board" rhodder "incurred by that body".

**167.** Yn adran 329(1), yn y diffiniadau o "drainage authority" a "water undertakers", yn lle'r geiriau o "means" hyd at "or" rhodder "means the Environment Agency, the Natural Resources Body for Wales or".

**168.—(1)** Mae Atodlen 1 wedi ei diwygio fel a ganlyn.

(2) Yn Rhan 1, ym mharagraff 3, yn eitem (ii) o'r Tabl, yn lle'r geiriau cyn "and every" rhodder "The Environment Agency, the Natural Resources Body for Wales".

(3) Yn Rhan 2, ym mharagraff 11(b), yn lle'r geiriau o "on" hyd at "and" rhodder "on the Environment Agency, the Natural Resources Body for Wales and".

#### **Deddf Bywyd Gwylt a Chefn Gwlad 1981 (p. 69)**

**169.** Mae Deddf Bywyd Gwylt a Chefn Gwlad 1981 wedi ei diwygio fel a ganlyn.

**170.—(1)** Mae adran 16 wedi ei diwygio fel a ganlyn.

(2) Cyn is-adran (9) mewnosoder—

"(8C) In this section, in the case of a licence under any of subsections (1) to (4), so far as relating to Wales, the "appropriate authority" means the Natural Resources Body for Wales. "

(3) Yn is-adran (9), yn y geiriau agoriadol, yn lle "subsection (8A)" rhodder "subsections (8A) and (8C)".

**163.** In section 119D(12)(1), in the definition of "the appropriate conservation body", in paragraph (b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**164.** In section 120(2)(c), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**165.** In section 254(4)(a), for the words after "internal drainage board" substitute ", the Environment Agency or the Natural Resources Body for Wales without the consent of that body, or".

**166.—(1)** Section 276 is amended as follows.

(2) For the words from "maintenance by" to "internal" substitute "maintenance by the Environment Agency, the Natural Resources Body for Wales or an internal".

(3) For the words from "incurred" to "or board" substitute "incurred by that body".

**167.** In section 329(1), in the definitions of "drainage authority" and "water undertakers", for the words from "means" to "or" substitute "means the Environment Agency, the Natural Resources Body for Wales or".

**168.—(1)** Schedule 1 is amended as follows.

(2) In Part 1, in paragraph 3, in item (ii) of the Table, for the words before "and every" substitute "The Environment Agency, the Natural Resources Body for Wales".

(3) In Part 2, in paragraph 11(b), for the words from "on" to "and" substitute "on the Environment Agency, the Natural Resources Body for Wales and".

#### **Wildlife and Countryside Act 1981 (c. 69)**

**169.** The Wildlife and Countryside Act 1981 is amended as follows.

**170.—(1)** Section 16 is amended as follows.

(2) Before subsection (9) insert—

"(8C) In this section, in the case of a licence under any of subsections (1) to (4), so far as relating to Wales, "the appropriate authority" means the Natural Resources Body for Wales."

(3) In subsection (9), in the opening words, for "subsection (8A)" substitute "subsections (8A) and (8C)".

(1) Mewnosodwyd adran 119D gan baragraff 12 o Atodlen 6 i Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37). Daethpwyd â'r mewnosodiad i rym, o ran Lloegr yn unig, gan erthygl 2 o Orchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 12) 2007 (O.S. 2007/1493 (C. 61)). O ran Cymru, mae'r Atodlen hon yn cynnwys diwygiad cyfatebol i baragraff 12 o Atodlen 6 i Ddeddf Cefn Gwlad a Hawliau Tramwy 2000.

(1) Section 119D is inserted by paragraph 12 of Schedule 6 to the Countryside and Rights of Way Act 2000 (c. 37). Its insertion was brought into force, as respects England only, by article 2 of the Countryside and Rights of Way Act 2000 (Commencement No. 12) Order 2007 (S.I. 2007/1493 (C. 61)). As respects Wales, this Schedule contains a corresponding amendment to paragraph 12 of Schedule 6 to the Countryside and Rights of Way Act 2000.

(4) Yn is-adran (12), ar ôl paragraff (b) mewnosoder—

"(c) "Wales" has the meaning given by section 158 of the Government of Wales Act 2006."

**171.**—(1) Mae adran 27 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn y diffiniad o "authorised person", yn lle paragraff (d) rhodder—

"(d) any person authorised in writing by—

(i) the Environment Agency, in relation to anything done in England;

(ii) the Natural Resources Body for Wales, in relation to anything done in Wales; or

(iii) a water undertaker or a sewerage undertaker."

(3) Yn is-adran (3A), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**172.** Yn adran 27AA, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales and as if section 28D(2)(d) were omitted".

**173.** Yn adran 34A(b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**174.** Yn adran 36(7), yn y diffiniad o "relevant authority", yn lle'r geiriau o "local authority" hyd at "water" rhodder "local authority, the Natural Resources Body for Wales, a water".

**175.**—(1) Mae adran 37A wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)(b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(3) Yn is-adran (2)—

(a) ym mharagraff (b), ar y diwedd mewnosoder "and";

(b) hepgorer paragraff (c) (gan gynnwys yr "and" ar y diwedd).

(4) Ar ôl is-adran (2) mewnosoder—

"(2A) Subject to subsection (3), upon receipt of a notification under subsection (1), Natural England shall, in turn, notify the Environment Agency."

(5) Yn is-adran (3), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(4) In subsection (12), after paragraph (b) insert—

"(c) "Wales" has the meaning given by section 158 of the Government of Wales Act 2006."

**171.**—(1) Section 27 is amended as follows.

(2) In subsection (1), in the definition of "authorised person", for paragraph (d) substitute—

"(d) any person authorised in writing by—

(i) the Environment Agency, in relation to anything done in England;

(ii) the Natural Resources Body for Wales, in relation to anything done in Wales; or

(iii) a water undertaker or a sewerage undertaker."

(3) In subsection (3A), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**172.** In section 27AA, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales and as if section 28D(2)(d) were omitted".

**173.** In section 34A(b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**174.** In section 36(7), in the definition of "relevant authority", for the words from "local authority" to "water" substitute "local authority, the Natural Resources Body for Wales, a water".

**175.**—(1) Section 37A is amended as follows.

(2) In subsection (1)(b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(3) In subsection (2)—

(a) in paragraph (b), at the end insert "and";

(b) omit paragraph (c) (including the "and" at the end).

(4) After subsection (2) insert—

"(2A) Subject to subsection (3), upon receipt of a notification under subsection (1), Natural England shall, in turn, notify the Environment Agency."

(5) In subsection (3), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

176. Yn adrannau 39(5)(e) a 41A, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

177. Hepgorer adran 47.

178. Yn adran 49, yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the Natural Resources Body for Wales".

179. Yn adrannau 50(1)(a), 51(2)(a) a 70B(7)(b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Deddf Iechyd Anifeiliaid 1981 (p. 22)**

180. Yn adran 21(9) o Ddeddf Iechyd Anifeiliaid 1981, yn y diffiniad o "appropriate conservation body", yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Deddf Telathrebu 1984 (p. 12)**

181. Yn adran 98(9) o Ddeddf Telathrebu 1984, yn y diffiniad o "water authority", ym mharagraff (a), yn lle'r geiriau o "means" hyd at "or" rhodder "means the Environment Agency, the Natural Resources Body for Wales or".

#### **Deddf Rheoleiddio Traffig Ffyrdd 1984 (p. 27)**

182. Yn adran 22 o Ddeddf Rheoleiddio Traffig Ffyrdd 1984, yn is-adrannau (1)(a)(iv) a (3), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Deddf Treth Etifeddiant 1984 (p. 51)**

183. Yn Atodlen 3 i Ddeddf Treth Etifeddiant 1984, yn lle "Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

#### **Deddf Tai 1985 (p. 68)**

184. Yn adran 573(1) o Ddeddf Tai 1985, ar ôl "a Welsh planning board," mewnosoder—

"the Natural Resources Body for Wales,".

#### **Deddf Amaethyddiaeth 1986 (p. 49)**

185. Yn adran 18(2)(b) o Ddeddf Amaethyddiaeth 1986, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Deddf Tir Fferm a Datblygu Gwledig 1988 (p. 16)**

186. Yn adran 2(7) o Ddeddf Tir Fferm a Datblygu Gwledig 1988, ar ôl "Forestry Act 1979" mewnosoder "or the power of the Natural Resources Body for Wales to pay grants under article 10B of the Natural

176. In sections 39(5)(e) and 41A, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

177. Omit section 47.

178. In section 49, for "the Countryside Council for Wales", in each place where it occurs, substitute "the Natural Resources Body for Wales".

179. In sections 50(1)(a), 51(2)(a) and 70B(7)(b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Animal Health Act 1981 (c. 22)**

180. In section 21(9) of the Animal Health Act 1981, in the definition of "appropriate conservation body", for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Telecommunications Act 1984 (c. 12)**

181. In section 98(9) of the Telecommunications Act 1984, in the definition of "water authority", in paragraph (a), for the words from "means" to "or" substitute "means the Environment Agency, the Natural Resources Body for Wales or".

#### **Road Traffic Regulation Act 1984 (c. 27)**

182. In section 22 of the Road Traffic Regulation Act 1984, in subsections (1)(a)(iv) and (3), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Inheritance Tax Act 1984 (c. 51)**

183. In Schedule 3 to the Inheritance Tax Act 1984, for "Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

#### **Housing Act 1985 (c. 68)**

184. In section 573(1) of the Housing Act 1985, after "a Welsh planning board," insert—

"the Natural Resources Body for Wales,".

#### **Agriculture Act 1986 (c. 49)**

185. In section 18(2)(b) of the Agriculture Act 1986, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Farm Land and Rural Development Act 1988 (c. 16)**

186. In section 2(7) of the Farm Land and Rural Development Act 1988, after "Forestry Act 1979" insert "or the power of the Natural Resources Body for Wales to pay grants under article 10B of the Natural

Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

#### **Deddf Cyllid Llywodraeth Leol 1988 (p. 41)**

**187.** Yn Atodlen 5 i Ddeddf Cyllid Llywodraeth Leol 1988, ym mharagraff 14(2), yn lle'r geiriau o "means" hyd at "or" rhodder "means the Environment Agency, the Natural Resources Body for Wales or".

#### **Deddf Rheoli Llygredd (Diwygio) 1989 (p. 14)**

**188.** Mae Deddf Rheoli Llygredd (Diwygio) 1989 wedi ei diwygio fel a ganlyn.

**189.** Yn adran 5C(2), ar ôl paragraff (a) mewnosoder—

"(aa) where received by the Natural Resources Body for Wales, must be paid to the Welsh Ministers;"

**190.** Yn adran 9(1), yn y diffiniad o "regulation authority"—

(a) ym mharagraff (a), hepgorer "and Wales" a'r "and" ar y diwedd;

(b) ar ôl paragraff (a) mewnosoder—

"(aa) in relation to Wales, the Natural Resources Body for Wales; and";

(c) yn y geiriau cau, yn lle "and Wales or, as the case may be, in Scotland" rhodder ", Wales or Scotland as the case may be".

#### **Deddf Dŵr 1989 (p. 15)**

**191.** Mae Deddf Dŵr 1989 wedi ei diwygio fel a ganlyn.

**192.**—(1) Mae adran 174 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2)(a)—

(a) ar ôl "the Scottish Environment Protection Agency," mewnosoder "the Natural Resources Body for Wales,";

(b) yn lle "or the Water Act 2003" rhodder ", the Water Act 2003 or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

(3) Yn is-adran (4)(a), ar ôl "the Scottish Environment Protection Agency," mewnosoder "the Natural Resources Body for Wales".

**193.**—(1) Yn Atodlen 25, mae paragraff 1 wedi ei diwygio fel a ganlyn.

(2) Ar ôl is-baragraff (1)(a) mewnosoder—

"(aa) the Natural Resources Body for Wales;"

(3) Yn is-baragraff (3), ar ôl "The Environment

Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

#### **Local Government Finance Act 1988 (c. 41)**

**187.** In Schedule 5 to the Local Government Finance Act 1988, in paragraph 14(2), for the words from "means" to "or" substitute "means the Environment Agency, the Natural Resources Body for Wales or".

#### **Control of Pollution (Amendment) Act 1989 (c. 14)**

**188.** The Control of Pollution (Amendment) Act 1989 is amended as follows.

**189.** In section 5C(2), after paragraph (a) insert—

“(aa) where received by the Natural Resources Body for Wales, must be paid to the Welsh Ministers;”

**190.** In section 9(1), in the definition of "regulation authority"—

(a) in paragraph (a), omit "and Wales" and the "and" at the end;

(b) after paragraph (a) insert—

“(aa) in relation to Wales, the Natural Resources Body for Wales; and”;

(c) in the closing words, for "and Wales or, as the case may be, in Scotland" substitute ", Wales or Scotland as the case may be".

#### **Water Act 1989 (c. 15)**

**191.** The Water Act 1989 is amended as follows.

**192.**—(1) Section 174 is amended as follows.

(2) In subsection (2)(a)—

(a) after "the Scottish Environment Protection Agency," insert "the Natural Resources Body for Wales,";

(b) for "or the Water Act 2003" substitute ", the Water Act 2003 or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

(3) In subsection (4)(a), after "the Scottish Environment Protection Agency," insert "the Natural Resources Body for Wales".

**193.**—(1) In Schedule 25, paragraph 1 is amended as follows.

(2) After sub-paragraph (1)(a) insert—

“(aa) the Natural Resources Body for Wales;”

(3) In sub-paragraph (3), after "The Environment

Agency," mewnosoder "the Natural Resources Body for Wales,".

(4) Yn is-baragraff (6), ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

(5) Yn is-baragraff (9)(a), ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

(6) Yn is-baragraff (11), ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

### **Deddf Traffig Ffyrdd (Trwyddedu a Systemau Gwybodaeth Gyrwyr) 1989 (p. 22)**

**194.** Yn Atodlen 5 i Ddeddf Traffig Ffyrdd (Trwyddedu a Systemau Gwybodaeth Gyrwyr) 1989, ym mharagraff 8, yn y diffiniad o "relevant undertaker", ym mharagraff (e), yn lle'r geiriau cyn "or any" mewnosoder "the Environment Agency, the Natural Resources Body for Wales".

### **Deddf Trydan 1989 (p. 29)**

**195.** Mae Deddf Trydan 1989 wedi ei diwygio fel a ganlyn.

**196.**—(1) Mae Atodlen 4 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 3(1)(c), ar ôl "National Rivers Authority," mewnosoder "the Natural Resources Body for Wales,".

(3) Ym mharagraff 4(1)(b), ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

**197.** Yn Atodlen 9, ym mharagraff 2(2)(b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Deddf Cynllunio Gwlad a Thref 1990 (p. 8)**

**198.** Mae Deddf Cynllunio Gwlad a Thref 1990 wedi ei diwygio fel a ganlyn.

**199.**—(1) Mae adran 200 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)(a), ar ôl "Forestry Commissioners" mewnosoder "or the Natural Resources Body for Wales".

(3) Yn is-adran (2)—

(a) yn y geiriau agoriadol, ar ôl "Forestry Commissioners" mewnosoder "or the Natural Resources Body for Wales";

(b) ym mharagraff (b)—

(i) ar ôl "made" mewnosoder "by the Forestry Commissioners";

Agency," insert "the Natural Resources Body for Wales,".

(4) In sub-paragraph (6), after "the Environment Agency," insert "the Natural Resources Body for Wales,".

(5) In sub-paragraph (9)(a), after "the Environment Agency" insert "or the Natural Resources Body for Wales".

(6) In sub-paragraph (11), after "the Environment Agency" insert "or the Natural Resources Body for Wales".

### **Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22)**

**194.** In Schedule 5 to the Road Traffic (Driver Licensing and Information Systems) Act 1989, in paragraph 8, in the definition of "relevant undertaker", in paragraph (e), for the words before "or any" substitute "the Environment Agency, the Natural Resources Body for Wales".

### **Electricity Act 1989 (c. 29)**

**195.** The Electricity Act 1989 is amended as follows.

**196.**—(1) Schedule 4 is amended as follows.

(2) In paragraph 3(1)(c), after "National Rivers Authority," insert "the Natural Resources Body for Wales,".

(3) In paragraph 4(1)(b), after "the Environment Agency," insert "the Natural Resources Body for Wales,".

**197.** In Schedule 9, in paragraph 2(2)(b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Town and Country Planning Act 1990 (c. 8)**

**198.** The Town and Country Planning Act 1990 is amended as follows.

**199.**—(1) Section 200 is amended as follows.

(2) In subsection (1)(a), after "Forestry Commissioners" insert "or the Natural Resources Body for Wales".

(3) In subsection (2)—

(a) in the opening words, after "Forestry Commissioners" insert "or the Natural Resources Body for Wales";

(b) in paragraph (b)—

(i) after "made" insert "by the Forestry Commissioners";

(ii) ar y diwedd mewnosoder "or made by the Natural Resources Body for Wales under article 10B of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903) for or in connection with the use or management of land for forestry purposes".

(4) Gan hynny, ym mhennawd adran 200, ar ôl "Forestry Commissioners" mewnosoder "and Natural Resources Body for Wales".

**200.**—(1) Mae adran 204 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Forestry Commissioners", ym mhob man lle y mae'n digwydd, rhodder "Natural Resources Body for Wales".

(3) Yn is-adran (1)(b), yn lle "section 1 of the Forestry Act 1979" rhodder "article 10B of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

**201.** Yn adran 252(12)(i), yn lle'r geiriau ar ôl "including a reference to" rhodder "the Environment Agency and the Natural Resources Body for Wales, and".

**202.** Yn adran 262(3), yn lle'r geiriau o "sewerage undertaker" hyd at "any universal" rhodder "sewerage undertaker, the Environment Agency, the Natural Resources Body for Wales, any universal".

**203.** Yn adran 265(3), hepgorer "and" ar ddiwedd paragraff (a) ac ar ôl y paragraff hwnnw mewnosoder—

"(aa) in relation to the Natural Resources Body for Wales, means the Secretary of State or the Secretary of State for Environment, Food and Rural Affairs; and".

**204.**—(1) Yn Atodlen 5, mae paragraff 4 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Forestry Commission", ym mhob man lle y mae'n digwydd, rhodder "appropriate body".

(3) Yn is-baragraff (4), yn lle "Commission" rhodder "appropriate body".

(4) Ar ôl is-baragraff (5) mewnosoder—

"(6) In this paragraph "appropriate body" means—

(a) in relation to England, the Forestry Commission; and

(b) in relation to Wales, the Natural Resources Body for Wales."

(ii) at the end insert "or made by the Natural Resources Body for Wales under article 10B of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903) for or in connection with the use or management of land for forestry purposes".

(4) Accordingly, in the heading to section 200, after "Forestry Commissioners" insert "and Natural Resources Body for Wales".

**200.**—(1) Section 204 is amended as follows.

(2) For "Forestry Commissioners", in each place where it occurs, substitute "Natural Resources Body for Wales".

(3) In subsection (1)(b), for "section 1 of the Forestry Act 1979" substitute "article 10B of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

**201.** In section 252(12)(i), for the words after "including a reference to" substitute "the Environment Agency and the Natural Resources Body for Wales, and".

**202.** In section 262(3), for the words from "sewerage undertaker" to "any universal" substitute "sewerage undertaker, the Environment Agency, the Natural Resources Body for Wales, any universal".

**203.** In section 265(3), omit "and" at the end of paragraph (a) and after that paragraph insert—

“(aa) in relation to the Natural Resources Body for Wales, means the Secretary of State or the Secretary of State for Environment, Food and Rural Affairs; and”.

**204.**—(1) In Schedule 5, paragraph 4 is amended as follows.

(2) For "Forestry Commission", in each place where it occurs, substitute "appropriate body".

(3) In sub-paragraph (4), for "Commission" substitute "appropriate body".

(4) After sub-paragraph (5) insert—

“(6) In this paragraph "appropriate body" means—

(a) in relation to England, the Forestry Commission; and

(b) in relation to Wales, the Natural Resources Body for Wales.”

**Deddf Cynllunio (Adeiladau Rhestredig ac Ardaloedd Cadwraeth) 1990 (p. 9)**

**205.** Yn adran 91(3)(b) o Ddeddf Cynllunio (Adeiladau Rhestredig ac Ardaloedd Cadwraeth) 1990, yn lle'r geiriau ar ôl "Electricity Act 1989," rhodder "the Environment Agency, the Natural Resources Body for Wales and every water or sewerage undertaker."

**Deddf Cynllunio (Sylweddau Peryglus) 1990 (p. 10)**

**206.** Yn adran 39(5) o Ddeddf Cynllunio (Sylweddau Peryglus) 1990, yn lle'r geiriau o "38(2)" hyd at "every" rhodder "38(2) the Environment Agency, the Natural Resources Body for Wales and every".

**Deddf Diogelu'r Amgylchedd 1990 (p. 43)**

**207.** Mae Deddf 1990 wedi ei diwygio fel a ganlyn.

**208.**—(1) Mae adran 30(1) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (a), hepgorer "and Wales" a'r "and" ar y diwedd.

(3) Ar ôl paragraff (a) mewnosoder—

"(aa) in relation to Wales, is a reference to the Natural Resources Body for Wales; and".

(4) Yn y geiriau cau, ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**209.** Yn adran 33A(5), ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**210.**—(1) Mae adran 33B wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3), ar ôl paragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales;".

(3) Yn is-adran (4)—

(a) ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales";

(b) ar ôl "Agency" mewnosoder ", Body".

**211.** Yn adran 33C(10), yn y diffiniad o "relevant enforcement authority" hepgorer "or" ar ddiwedd paragraff (a) ac ar ôl y paragraff hwnnw mewnosoder—

"(aa) the Natural Resources Body for Wales, where the proceedings in respect of the offence have been brought by or on behalf of that Body, or".

**Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9)**

**205.** In section 91(3)(b) of the Planning (Listed Buildings and Conservation Areas) Act 1990, for the words after "Electricity Act 1989," substitute "the Environment Agency, the Natural Resources Body for Wales and every water or sewerage undertaker."

**Planning (Hazardous Substances) Act 1990 (c. 10)**

**206.** In section 39(5) of the Planning (Hazardous Substances) Act 1990, for the words from "38(2)" to "every" substitute "38(2) the Environment Agency, the Natural Resources Body for Wales and every".

**Environmental Protection Act 1990 (c. 43)**

**207.** The 1990 Act is amended as follows.

**208.**—(1) Section 30(1) is amended as follows.

(2) In paragraph (a), omit "and Wales" and the "and" at the end.

(3) After paragraph (a) insert—

“(aa) in relation to Wales, is a reference to the Natural Resources Body for Wales; and”.

(4) In the closing words, after "Environment Agency" insert ", the Natural Resources Body for Wales".

**209.** In section 33A(5), after "Environment Agency" insert ", the Natural Resources Body for Wales".

**210.**—(1) Section 33B is amended as follows.

(2) In subsection (3), after paragraph (a) insert—

“(aa) the Natural Resources Body for Wales;”.

(3) In subsection (4)—

(a) after "Environment Agency" insert ", the Natural Resources Body for Wales";

(b) after "Agency" insert ", Body".

**211.** In section 33C(10), in the definition of "relevant enforcement authority" omit "or" at the end of paragraph (a) and after that paragraph insert—

“(aa) the Natural Resources Body for Wales, where the proceedings in respect of the offence have been brought by or on behalf of that Body, or”.



**212.** Yn adran 34A(14), yn y diffiniad o "enforcement authority" ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**213.** Yn adran 34B(11), yn y diffiniad o "enforcement authority", hepgorer "or" ar ddiwedd paragraff (a) ac ar ôl y paragraff hwnnw mewnosoder—

"(aa) the Natural Resources Body for Wales, or".

**214.** Yn adran 36(7), yn lle "Countryside Council for Wales" rhodder "Natural Resources Body for Wales".

**215.** Yn adran 73A, ar ôl is-adran (1) mewnosoder—

"(1A) The Natural Resources Body for Wales must pay amounts received by it under section 34A above to the Welsh Ministers."

**216.** Yn adran 78A(9), yn y diffiniad o "the appropriate Agency"—

(a) ym mharagraff (a), hepgorer "and Wales";

(b) ar ôl paragraff (b) mewnosoder—

"(c) in relation to Wales, the Natural Resources Body for Wales;"

**217.**—(1) Mae adran 78L(1) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (a), yn lle ", or served by the Environment Agency in relation to land in England" rhodder "or by the Environment Agency".

(3) Ym mharagraff (b), yn lle ", or served by the Environment Agency in relation to land in Wales" rhodder "or by the Natural Resources Body for Wales".

**218.** Yn adran 78U(1), yn lle "in England and Wales or in Scotland" rhodder "in England, Wales or Scotland".

#### **Deddf Ymsuddiant Glofaol 1991 (p. 45)**

**219.** Mae Deddf Ymsuddiant Glofaol 1991 wedi ei diwygio fel a ganlyn.

**220.** Yn adran 36(8), yn y diffiniad o "the appropriate drainage authority", ym mharagraff (a), yn lle'r geiriau ar ôl "internal drainage district" rhodder "—

(i) in relation to measures to be carried out wholly in England, the Environment Agency;

(ii) in relation to measures to be carried out wholly in Wales, the Natural Resources Body for Wales;

(iii) in relation to measures to be carried out partly in England and partly in Wales, either of those bodies;"

**212.** In section 34A(14), in the definition of "enforcement authority" after "Environment Agency" insert ", the Natural Resources Body for Wales".

**213.** In section 34B(11), in the definition of "enforcement authority", omit "or" at the end of paragraph (a) and after that paragraph insert—

“(aa) the Natural Resources Body for Wales, or”.

**214.** In section 36(7), for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

**215.** In section 73A, after subsection (1) insert—

“(1A) The Natural Resources Body for Wales must pay amounts received by it under section 34A above to the Welsh Ministers.”

**216.** In section 78A(9), in the definition of "the appropriate Agency"—

(a) in paragraph (a), omit "and Wales";

(b) after paragraph (b) insert—

“(c) in relation to Wales, the Natural Resources Body for Wales;”.

**217.**—(1) Section 78L(1) is amended as follows.

(2) In paragraph (a), for ", or served by the Environment Agency in relation to land in England" substitute "or by the Environment Agency".

(3) In paragraph (b), for ", or served by the Environment Agency in relation to land in Wales" substitute "or by the Natural Resources Body for Wales".

**218.** In section 78U(1), for "in England and Wales or in Scotland" substitute "in England, Wales or Scotland".

#### **Coal Mining Subsidence Act 1991 (c. 45)**

**219.** The Coal Mining Subsidence Act 1991 is amended as follows.

**220.** In section 36(8), in the definition of "the appropriate drainage authority", in paragraph (a), for the words after "internal drainage district" substitute "—

(i) in relation to measures to be carried out wholly in England, the Environment Agency;

(ii) in relation to measures to be carried out wholly in Wales, the Natural Resources Body for Wales;

(iii) in relation to measures to be carried out partly in England and partly in Wales, either of those bodies;”.

**221.** Yn adran 52(1), yn y diffiniad o "statutory undertakers", ym mharagraff (b), yn lle'r geiriau o "undertaker" hyd at "electronic" rhodder "undertaker, the Environment Agency, the Natural Resources Body for Wales, any electronic".

#### **Deddf Ceirw 1991 (p. 54)**

**222.** Yn adran 8(2) o Ddeddf Ceirw 1991, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Deddf y Diwydiant Dŵr 1991 (p. 56)**

**223.** Mae Deddf y Diwydiant Dŵr 1991 wedi ei diwygio fel a ganlyn.

**224.**—(1) Mae adran 3(4) wedi ei diwygio fel a ganlyn.

(2) Ar ddiwedd paragraff (a), hepgorer "or".

(3) Ar ôl paragraff (a) mewnosoder—  
"(aa) the functions of the NRBW; or".

(4) Ar ôl "Environment Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder ", the NRBW,".

**225.**—(1) Mae adran 4 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the NRBW".

(3) Yn is-adran (1), yn y geiriau cau, yn lle "the Council" rhodder "the NRBW".

**226.**—(1) Mae adran 5(4) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (a), ar ôl "Agency" mewnosoder "and the NRBW".

(3) Ym mharagraff (b), hepgorer "and the Countryside Council for Wales".

**227.** Yn adran 17F(7), ar ôl paragraff (d) mewnosoder—

"(da) on the NRBW;".

**228.**—(1) Mae adran 17G(4)(a) wedi ei diwygio fel a ganlyn.

(2) Ar ddiwedd is-baragraff (iv) hepgorer "and".

(3) Ar ôl is-baragraff (iv) mewnosoder—  
"(v) the NRBW; and".

**229.**—(1) Mae adran 37A wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (8)—

(a) ym mharagraff (a), ar ôl "Agency" mewnosoder ", if the plan (or revised plan) would affect water resources in England;";

(b) ar ôl paragraff (a) mewnosoder—

**221.** In section 52(1), in the definition of "statutory undertakers", in paragraph (b), for the words from "undertaker" to "electronic" substitute "undertaker, the Environment Agency, the Natural Resources Body for Wales, any electronic".

#### **Deer Act 1991 (c. 54)**

**222.** In section 8(2) of the Deer Act 1991, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Water Industry Act 1991 (c. 56)**

**223.** The Water Industry Act 1991 is amended as follows.

**224.**—(1) Section 3(4) is amended as follows.

(2) At the end of paragraph (a), omit "or".

(3) After paragraph (a) insert—  
“(aa) the functions of the NRBW; or”.

(4) After "Environment Agency", in the second place where it occurs, insert ", the NRBW,".

**225.**—(1) Section 4 is amended as follows.

(2) For "the Countryside Council for Wales", in each place where it occurs, substitute "the NRBW".

(3) In subsection (1), in the closing words, for "the Council" substitute "the NRBW".

**226.**—(1) Section 5(4) is amended as follows.

(2) In paragraph (a), after "Agency" insert "and the NRBW".

(3) In paragraph (b), omit "and the Countryside Council for Wales".

**227.** In section 17F(7), after paragraph (d) insert—

“(da) on the NRBW;”.

**228.**—(1) Section 17G(4)(a) is amended as follows.

(2) At the end of sub-paragraph (iv) omit "and".

(3) After sub-paragraph (iv) insert—  
“(v) the NRBW; and”.

**229.**—(1) Section 37A is amended as follows.

(2) In subsection (8)—

(a) in paragraph (a), after "Agency" insert ", if the plan (or revised plan) would affect water resources in England;";

(b) after paragraph (a) insert—

"(aa) the NRBW, if the plan (or revised plan) would affect water resources in Wales;"

(3) Yn lle is-adran (9) rhodder—

"(9) Before giving a direction under subsection (6)(b), the Secretary of State shall consult—

(a) the Environment Agency, if the revised plan would affect water resources in England, and

(b) the NRBW, if the revised plan would affect water resources in Wales.

(9A) Before giving a direction under subsection (6)(b), the Welsh Ministers shall consult—

(a) the NRBW, if the revised plan would affect water resources in Wales, and

(b) the Environment Agency, if the revised plan would affect water resources in England."

**230.**—(1) Mae adran 39B wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (7)—

(a) ym mharagraff (a), ar ôl "Agency" mewnosoder ", if the plan (or revised plan) would affect water resources in England;"

(b) ar ôl paragraff (a) mewnosoder—

"(aa) the NRBW, if the plan (or revised plan) would affect water resources in Wales;"

(3) Yn lle is-adran (11) rhodder—

"(11) Before giving a direction under subsection (6)(b), the Secretary of State shall consult—

(a) the Environment Agency, if the revised plan would affect water resources in England, and

(b) the NRBW, if the revised plan would affect water resources in Wales.

(11A) Before giving a direction under subsection (6)(b), the Welsh Ministers shall consult—

(a) the NRBW, if the revised plan would affect water resources in Wales, and

(b) the Environment Agency, if the revised plan would affect water resources in England."

**231.** Yn adran 40, yn lle is-adran (5) rhodder—

"(5) The Authority shall not make an order under this section unless it has first consulted—

(a) the Environment Agency, if the order applies to a supply of water that would affect water resources in England;

(b) the NRBW, if the order applies to a supply of water that would affect water resources in Wales."

“(aa) the NRBW, if the plan (or revised plan) would affect water resources in Wales;”

(3) For subsection (9) substitute—

“(9) Before giving a direction under subsection (6)(b), the Secretary of State shall consult—

(a) the Environment Agency, if the revised plan would affect water resources in England, and

(b) the NRBW, if the revised plan would affect water resources in Wales.

(9A) Before giving a direction under subsection (6)(b), the Welsh Ministers shall consult—

(a) the NRBW, if the revised plan would affect water resources in Wales, and

(b) the Environment Agency, if the revised plan would affect water resources in England.”

**230.**—(1) Section 39B is amended as follows.

(2) In subsection (7)—

(a) in paragraph (a), after "Agency" insert ", if the plan (or revised plan) would affect water resources in England;"

(b) after paragraph (a) insert—

“(aa) the NRBW, if the plan (or revised plan) would affect water resources in Wales;”

(3) For subsection (11) substitute—

“(11) Before giving a direction under subsection (6)(b), the Secretary of State shall consult—

(a) the Environment Agency, if the revised plan would affect water resources in England, and

(b) the NRBW, if the revised plan would affect water resources in Wales.

(11A) Before giving a direction under subsection (6)(b), the Welsh Ministers shall consult—

(a) the NRBW, if the revised plan would affect water resources in Wales, and

(b) the Environment Agency, if the revised plan would affect water resources in England.”

**231.** In section 40, for subsection (5) substitute—

“(5) The Authority shall not make an order under this section unless it has first consulted—

(a) the Environment Agency, if the order applies to a supply of water that would affect water resources in England;

(b) the NRBW, if the order applies to a supply of water that would affect water resources in Wales.”

**232.** Yn adran 40A, yn lle is-adran (3) rhodder—

"(3) Before making any order under this section the Authority shall consult—

- (a) the Environment Agency, if the order applies to a bulk supply agreement that would affect water resources in England;
- (b) the NRBW, if the order applies to a bulk supply agreement that would affect water resources in Wales."

**233.**—(1) Mae adran 66F wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2), yn lle'r geiriau o "the Secretary" hyd at "Agency" rhodder "the persons specified in subsection (2A)".

(3) Ar ôl is-adran (2) mewnosoder—

"(2A) The persons specified for the purposes of subsection (2) are—

- (a) the Secretary of State (subject to subsections (3) and (4) below);
- (b) the Environment Agency, if the determination is in relation to a supply of water that would affect water resources in England;
- (c) the NRBW, if the determination is in relation to a supply of water that would affect water resources in Wales."

**234.**—(1) Mae adran 66G(4) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (c), ar ôl "the Environment Agency" mewnosoder ", if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the purpose of supplying water to premises in England".

(3) Ar ôl paragraff (c) mewnosoder—

"(ca) the NRBW, if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the purpose of supplying water to premises in Wales;".

**235.**—(1) Mae adran 66H(4) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (c), ar ôl "the Environment Agency" mewnosoder ", if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the purpose of supplying water to premises in England".

(3) Ar ôl paragraff (c) mewnosoder—

"(ca) the NRBW, if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the

**232.** In section 40A, for subsection (3) substitute—

"(3) Before making any order under this section the Authority shall consult—

- (a) the Environment Agency, if the order applies to a bulk supply agreement that would affect water resources in England;
- (b) the NRBW, if the order applies to a bulk supply agreement that would affect water resources in Wales."

**233.**—(1) Section 66F is amended as follows.

(2) In subsection (2), for the words from "the Secretary" to "Agency" substitute "the persons specified in subsection (2A)".

(3) After subsection (2) insert—

"(2A) The persons specified for the purposes of subsection (2) are—

- (a) the Secretary of State (subject to subsections (3) and (4) below);
- (b) the Environment Agency, if the determination is in relation to a supply of water that would affect water resources in England;
- (c) the NRBW, if the determination is in relation to a supply of water that would affect water resources in Wales."

**234.**—(1) Section 66G(4) is amended as follows.

(2) In paragraph (c), after "the Environment Agency" insert ", if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the purpose of supplying water to premises in England".

(3) After paragraph (c) insert—

"(ca) the NRBW, if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the purpose of supplying water to premises in Wales;".

**235.**—(1) Section 66H(4) is amended as follows.

(2) In paragraph (c), after "the Environment Agency" insert ", if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the purpose of supplying water to premises in England".

(3) After paragraph (c) insert—

"(ca) the NRBW, if the request or proposed determination relates to an introduction of water to the supply system of a water undertaker for the

purpose of supplying water to premises in Wales;".

**236.**—(1) Mae adran 71 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Yn is-adran (6), yn lle "the Agency" rhodder "the appropriate agency".

(4) Ar ôl is-adran (8) mewnosoder—

"(9) In this section "the appropriate agency" means—

- (a) the Environment Agency, in relation to a well, borehole or other work in England;
- (b) the NRBW, in relation to a well, borehole or other work in Wales."

**237.**—(1) Mae adran 101A wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (5)—

(a) ym mharagraff (a), ar ôl "the Environment Agency" mewnosoder ", if the guidance applies to premises in England";

(b) ar ôl paragraff (a) mewnosoder—

"(aa) the NRBW, if the guidance applies to premises in Wales;".

(3) Yn is-adrannau (7) i (10), yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(4) Ar ôl is-adran (10) mewnosoder—

"(11) In this section "the appropriate agency" means—

- (a) the Environment Agency, in relation to disputes between sewerage undertakers and owners or occupiers of premises in England;
- (b) the NRBW, in relation to disputes between sewerage undertakers and owners or occupiers of premises in Wales."

**238.** Yn adran 110A, yn lle is-adran (6), rhodder—

"(6) The Authority shall not make an order under this section unless it has first consulted—

- (a) the Environment Agency, where the proposed main connection would discharge to a sewerage system that would dispose of that discharge to any controlled waters in England;
- (b) the NRBW, where the proposed main connection would discharge to a sewerage system that would dispose of that discharge to any controlled waters in Wales."

purpose of supplying water to premises in Wales;".

**236.**—(1) Section 71 is amended as follows.

(2) For "Environment Agency", in each place where it occurs, substitute "appropriate agency".

(3) In subsection (6), for "the Agency" substitute "the appropriate agency".

(4) After subsection (8) insert—

"(9) In this section "the appropriate agency" means—

- (a) the Environment Agency, in relation to a well, borehole or other work in England;
- (b) the NRBW, in relation to a well, borehole or other work in Wales."

**237.**—(1) Section 101A is amended as follows.

(2) In subsection (5)—

(a) in paragraph (a), after "the Environment Agency" insert ", if the guidance applies to premises in England";

(b) after paragraph (a) insert—

"(aa) the NRBW, if the guidance applies to premises in Wales;".

(3) In subsections (7) to (10), for "Environment Agency", in each place where it occurs, substitute "appropriate agency".

(4) After subsection (10) insert—

"(11) In this section "the appropriate agency" means—

- (a) the Environment Agency, in relation to disputes between sewerage undertakers and owners or occupiers of premises in England;
- (b) the NRBW, in relation to disputes between sewerage undertakers and owners or occupiers of premises in Wales."

**238.** In section 110A, for subsection (6) substitute—

"(6) The Authority shall not make an order under this section unless it has first consulted—

- (a) the Environment Agency, where the proposed main connection would discharge to a sewerage system that would dispose of that discharge to any controlled waters in England;
- (b) the NRBW, where the proposed main connection would discharge to a sewerage system that would dispose of that discharge to any controlled waters in Wales."

**239.** Yn adran 120, yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

**240.**—(1) Mae adran 123 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Yn is-adran (3)(b), yn lle "Environment Agency's", rhodder "appropriate agency's".

**241.**—(1) Mae adran 127 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd yr adran honno), rhodder "appropriate agency".

(3) Yn is-adran (2)(b), yn lle "Environment Agency's" rhodder "appropriate agency's".

**242.**—(1) Mae adran 130 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd yr adran honno), rhodder "appropriate agency".

(3) Yn lle "the Agency", ym mhob man lle y mae'n digwydd, rhodder "the appropriate agency".

**243.**—(1) Mae adran 131 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Environment Agency" ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd yr adran honno), rhodder "appropriate agency".

(3) Yn is-adran (2)(b), yn lle "Environment Agency's" rhodder "appropriate agency's".

**244.**—(1) Mae adran 132 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Yn is-adran (2)—

(a) yn y geiriau agoriadol, yn lle "Environment Agency" rhodder "appropriate agency";

(b) ym mharagraff (a)—

(i) yn y geiriau agoriadol, yn lle "Environment Agency" rhodder "appropriate agency";

(ii) cyn is-baragraff (i) mewnosoder—

"(ai) where the Environment Agency is the appropriate agency, to the NRBW if the discharge or proposed discharge of special category effluent is from trade premises in England;

(bi) where the NRBW is the appropriate agency, to the Environment Agency if

**239.** In section 120, for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

**240.**—(1) Section 123 is amended as follows.

(2) For "Environment Agency", in each place where it occurs, substitute "appropriate agency".

(3) In subsection (3)(b), for "Environment Agency's", substitute "appropriate agency's".

**241.**—(1) Section 127 is amended as follows.

(2) For "Environment Agency", in each place where it occurs (including in the heading to that section), substitute "appropriate agency".

(3) In subsection (2)(b), for "Environment Agency's" substitute "appropriate agency's".

**242.**—(1) Section 130 is amended as follows.

(2) For "Environment Agency", in each place where it occurs (including in the heading to that section), substitute "appropriate agency".

(3) For "the Agency", in each place where it occurs, substitute "the appropriate agency".

**243.**—(1) Section 131 is amended as follows.

(2) For "Environment Agency" in each place where it occurs (including in the heading to that section), substitute "appropriate agency".

(3) In subsection (2)(b), for "Environment Agency's" substitute "appropriate agency's".

**244.**—(1) Section 132 is amended as follows.

(2) In subsection (1), for "Environment Agency", in each place where it occurs, substitute "appropriate agency".

(3) In subsection (2)—

(a) in the opening words, for "Environment Agency" substitute "appropriate agency";

(b) in paragraph (a)—

(i) in the opening words, for "Environment Agency" substitute "appropriate agency";

(ii) before sub-paragraph (i) insert—

“(ai) where the Environment Agency is the appropriate agency, to the NRBW if the discharge or proposed discharge of special category effluent is from trade premises in England;

(bi) where the NRBW is the appropriate agency, to the Environment Agency if

the discharge or proposed discharge of special category effluent is from trade premises in Wales;";

- (c) ym mharagraff (b), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(4) Yn is-adran (3)—

- (a) yn lle "Environment Agency" rhodder "appropriate agency";
- (b) yn lle "the sewerage undertaker in question and on the person specified in subsection (2)(a)(ii)" rhodder "any person consulted under subsection (2)(a)".

(5) Yn is-adran (4)(c), yn lle "Environment Agency" rhodder "appropriate agency".

(6) Yn is-adran (6), yn lle "the Environment Agency" a "the Agency" rhodder "the appropriate agency".

(7) Yn is-adran (8), yn lle "Environment Agency" rhodder "appropriate agency".

**245.** Yn adran 133(6)—

- (a) yn lle "Environment Agency" rhodder "appropriate agency";
- (b) yn lle "the sewerage undertaker in question and on the person specified in section 132(2)(a)(ii)" rhodder "any person consulted under section 132(2)(a)".

**246.**—(1) Mae adran 134 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "Environment Agency" a "Environment Agency's", rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

(3) Yn is-adran (2)—

- (a) yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency";
- (b) ym mharagraff (b), yn lle "the Agency" rhodder "the appropriate agency".

**247.**—(1) Mae adran 135A wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle "Environment Agency" rhodder "appropriate agency";
- (b) yn lle "that Agency" rhodder "that appropriate agency".

(3) Gan hynny, ym mhennawd adran 135A, yn lle "Environment Agency" rhodder "appropriate agency".

**248.** Yn adran 141(1), yn y man priodol mewnosoder—

the discharge or proposed discharge of special category effluent is from trade premises in Wales;";

- (c) in paragraph (b), for "Agency", in each place where it occurs, substitute "appropriate agency".

(4) In subsection (3)—

- (a) for "Environment Agency" substitute "appropriate agency";
- (b) for "the sewerage undertaker in question and on the person specified in subsection (2)(a)(ii)" substitute "any person consulted under subsection (2)(a)".

(5) In subsection (4)(c), for "Environment Agency" substitute "appropriate agency".

(6) In subsection (6), for "the Environment Agency" and "the Agency" substitute "the appropriate agency".

(7) In subsection (8), for "Environment Agency" substitute "appropriate agency".

**245.** In section 133(6)—

- (a) for "Environment Agency" substitute "appropriate agency";
- (b) for "the sewerage undertaker in question and on the person specified in section 132(2)(a)(ii)" substitute "any person consulted under section 132(2)(a)".

**246.**—(1) Section 134 is amended as follows.

(2) In subsection (1), for "Environment Agency" and "Environment Agency's", substitute "appropriate agency" and "appropriate agency's" respectively.

(3) In subsection (2)—

- (a) for "Environment Agency", in each place where it occurs, substitute "appropriate agency";
- (b) in paragraph (b), for "the Agency" substitute "the appropriate agency".

**247.**—(1) Section 135A is amended as follows.

(2) In subsection (1)—

- (a) for "Environment Agency" substitute "appropriate agency";
- (b) for "that Agency" substitute "that appropriate agency".

(3) Accordingly, in the heading to section 135A, for "Environment Agency" substitute "appropriate agency".

**248.** In section 141(1), in the appropriate place insert—

""appropriate agency" means—

- (a) in relation to the discharge or proposed discharge of special category effluent to a public sewer that directly or indirectly discharges or is to discharge (other than via a storm-water overflow sewer) that effluent to any controlled waters in England, the Environment Agency;
- (b) in relation to the discharge or proposed discharge of special category effluent to a public sewer that directly or indirectly discharges or is to discharge (other than via a storm-water overflow sewer) that effluent to any controlled waters in Wales, the NRBW;"

**249.** Yn adran 156(4), yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the NRBW".

**250.**—(1) Mae adran 161 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3)(b), ar ôl "the Environment Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

(3) Yn is-adran (4), ar ôl "the Environment Agency" mewnosoder ", where the proposed works will affect any watercourse in England, and the NRBW, where the proposed works will affect any watercourse in Wales,".

**251.**—(1) Mae adran 166 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "the Environment Agency" rhodder "the appropriate agency".

(3) Ar ôl is-adran (9) mewnosoder—

"(10) In this section "the appropriate agency" means—

- (a) the Environment Agency, in relation to discharges of water in England;
- (b) the NRBW, in relation to discharges of water in Wales."

**252.** Yn adran 184(1), ar ôl "Environment Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

**253.** Yn adran 195(2)(bb), yn lle "or the Environment Agency" rhodder ", the Environment Agency or the NRBW".

**254.** Yn adran 202(6), ar ôl "the Environment Agency" mewnosoder "or on the Welsh Ministers with respect to the NRBW".

**255.**—(1) Mae adran 206 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3)(a)—

- (a) ar ôl "the Environment Agency," mewnosoder "the NRBW,";

""appropriate agency" means—

- (a) in relation to the discharge or proposed discharge of special category effluent to a public sewer that directly or indirectly discharges or is to discharge (other than via a storm-water overflow sewer) that effluent to any controlled waters in England, the Environment Agency;
- (b) in relation to the discharge or proposed discharge of special category effluent to a public sewer that directly or indirectly discharges or is to discharge (other than via a storm-water overflow sewer) that effluent to any controlled waters in Wales, the NRBW;"

**249.** In section 156(4), for "the Countryside Council for Wales", in each place where it occurs, substitute "the NRBW".

**250.**—(1) Section 161 is amended as follows.

(2) In subsection (3)(b), after "the Environment Agency", in each place where it occurs, insert "or the NRBW".

(3) In subsection (4), after "the Environment Agency" insert ", where the proposed works will affect any watercourse in England, and the NRBW, where the proposed works will affect any watercourse in Wales,".

**251.**—(1) Section 166 is amended as follows.

(2) In subsection (1), for "the Environment Agency" substitute "the appropriate agency".

(3) After subsection (9) insert—

“(10) In this section "the appropriate agency" means—

- (a) the Environment Agency, in relation to discharges of water in England;
- (b) the NRBW, in relation to discharges of water in Wales.”

**252.** In section 184(1), after "Environment Agency", in each place where it occurs, insert "or the NRBW".

**253.** In section 195(2)(bb), for "or the Environment Agency" substitute ", the Environment Agency or the NRBW".

**254.** In section 202(6), after "the Environment Agency" insert "or on the Welsh Ministers with respect to the NRBW".

**255.**—(1) Section 206 is amended as follows.

(2) In subsection (3)(a)—

- (a) after "the Environment Agency," insert "the NRBW,";



(b) yn lle "or the Water Act 2003" rhodder "the Water Act 2003 or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

(3) Yn is-adran (4)(a), ar ôl "the Environment Agency," mewnosoder "the NRBW,".

**256.** Yn adran 209(3)(a), ar ôl "the Environment Agency," mewnosoder "the NRBW,".

**257.** Yn adran 215(3)—

(a) ar ôl "the Environment Agency", yn y man cyntaf lle y mae'n digwydd, mewnosoder "or the NRBW";

(b) ar ôl "the Environment Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder "or, as the case may be, the NRBW".

**258.**—(1) Mae adran 217 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2), ar ôl "the Environment Agency", yn y man cyntaf a'r ail fan lle y mae'n digwydd, mewnosoder "or the NRBW".

(3) Yn is-adran (3), ar ôl "the Environment Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

(4) Yn is-adran (4) ar ôl "the Environment Agency," mewnosoder "on the NRBW,".

(5) Yn is-adran (7), ar ôl "the Environment Agency" mewnosoder "or the NRBW".

**259.**—(1) Mae adran 219(1) wedi ei diwygio fel a ganlyn.

(2) Yn y diffiniad o "public authority", ar ôl "Environment Agency," mewnosoder "the NRBW,".

(3) Yn y diffiniad o "watercourse", ar ôl "Environment Agency" mewnosoder ", the NRBW".

(4) Yn y man priodol mewnosoder—

""the NRBW" means the Natural Resources Body for Wales;".

**260.**—(1) Mae adran 221 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Yn is-adran (7), yn y man priodol mewnosoder—

""the appropriate agency" means—

(a) in relation to any act or omission of the Crown in England, the Agency;

(b) in relation to any act or omission of the Crown in Wales, the NRBW;".

(b) for "or the Water Act 2003" substitute "the Water Act 2003 or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

(3) In subsection (4)(a), after "the Environment Agency," insert "the NRBW,".

**256.** In section 209(3)(a), after "the Environment Agency," insert "the NRBW,".

**257.** In section 215(3)—

(a) after "the Environment Agency", in the first place where it occurs, insert "or the NRBW";

(b) after "the Environment Agency", in the second place where it occurs, insert "or, as the case may be, the NRBW".

**258.**—(1) Section 217 is amended as follows.

(2) In subsection (2), after "the Environment Agency", in the first and second places where it occurs, insert "or the NRBW".

(3) In subsection (3), after "the Environment Agency", in each place where it occurs, insert "or the NRBW".

(4) In subsection (4), after "the Environment Agency," insert "on the NRBW,".

(5) In subsection (7), after "the Environment Agency" insert "or the NRBW".

**259.**—(1) Section 219(1) is amended as follows.

(2) In the definition of "public authority", after "Environment Agency," insert "the NRBW,".

(3) In the definition of "watercourse", after "Environment Agency" insert ", the NRBW".

(4) In the appropriate place insert—

""the NRBW" means the Natural Resources Body for Wales;".

**260.**—(1) Section 221 is amended as follows.

(2) In subsection (2), for "Environment Agency" substitute "appropriate agency".

(3) In subsection (7), in the appropriate place insert—

""the appropriate agency" means—

(a) in relation to any act or omission of the Crown in England, the Agency;

(b) in relation to any act or omission of the Crown in Wales, the NRBW;".

**261.** Yn Atodlen 1A, ar ôl paragraff 9(3)(c) mewnosoder—

"(ca) the NRBW;"

**262.** Yn Atodlen 11, mae paragraff 1(3) wedi ei ddiwygio fel a ganlyn—

(2) Ym mharagraff (a), ar ôl "Environment Agency" mewnosoder ", if the whole or any part of a relevant locality is in England".

(3) Ar ôl paragraff (a) mewnosoder—

"(aa) the NRBW, if the whole or any part of a relevant locality is in Wales;"

**263.**—(1) Yn Atodlen 13, mae paragraff 1 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (2), ar ôl "the Environment Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

(3) Yn is-baragraff (5)(a), ar ôl "the Environment Agency," mewnosoder "the NRBW,".

#### **Deddf Adnoddau Dŵr 1991 (p. 57)**

**264.** Mae Deddf Adnoddau Dŵr 1991 wedi ei diwygio fel a ganlyn.

**265.**—(1) Mae adran 15 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) ar ôl "Agency", yn y man cyntaf lle y mae'n digwydd, mewnosoder "and the NRBW";

(b) yn lle "its" rhodder "their";

(c) ar ôl "Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder "or the NRBW, as the case may be,".

(3) Yn is-adran (2)—

(a) ym mharagraff (a), yn lle "or the Water Act 1989" rhodder ", the Water Act 1989 or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)";

(b) ar ôl "Agency", yn y man cyntaf a'r ail fan lle y mae'n digwydd, mewnosoder "or the NRBW";

(c) ar ôl "Agency", yn y man olaf lle y mae'n digwydd, mewnosoder "and the NRBW".

**266.**—(1) Mae adrannau 20 ac 20A wedi eu diwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Yn is-adran (1) o bob un o'r adrannau hynny, yn y geiriau cau, ar ôl "section 6(2)" mewnosoder "or, as the case may be, section 6(2A)".

**261.** In Schedule 1A, after paragraph 9(3)(c) insert—

"(ca) the NRBW;"

**262.**—(1) In Schedule 11, paragraph 1(3) is amended as follows.

(2) In paragraph (a), after "Environment Agency" insert ", if the whole or any part of a relevant locality is in England".

(3) After paragraph (a) insert—

"(aa) the NRBW, if the whole or any part of a relevant locality is in Wales;"

**263.**—(1) In Schedule 13, paragraph 1 is amended as follows.

(2) In sub-paragraph (2), after "the Environment Agency", in each place where it occurs, insert "or the NRBW".

(3) In sub-paragraph (5)(a), after "the Environment Agency," insert "the NRBW,".

#### **Water Resources Act 1991 (c. 57)**

**264.** The Water Resources Act 1991 is amended as follows.

**265.**—(1) Section 15 is amended as follows.

(2) In subsection (1)—

(a) after "Agency", in the first place where it occurs, insert "and the NRBW";

(b) for "its" substitute "their";

(c) after "Agency", in the second place where it occurs, insert "or the NRBW, as the case may be,".

(3) In subsection (2)—

(a) in paragraph (a), for "or the Water Act 1989" substitute ", the Water Act 1989 or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)";

(b) after "Agency", in the first and second places where it occurs, insert "or the NRBW";

(c) after "Agency", in the final place where it occurs, insert "and the NRBW".

**266.**—(1) Sections 20 and 20A are amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In subsection (1) of each of those sections, in the closing words, after "section 6(2)" insert "or, as the case may be, section 6(2A)".

**267.** Yn adran 20B, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**268.**—(1) Mae adran 20C wedi ei diwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Yn is-adran (1), ar ôl "section 6(2)" mewnosoder "or, as the case may be, section 6(2A)".

**269.**—(1) Mae adran 21 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd (ac eithrio yn is-adran (3)(za)), rhodder "appropriate agency".

(3) Yn is-adran (3)—

(a) cyn paragraff (a) mewnosoder—

"(za) if those waters are in Wales and there are related inland waters in England, the Agency;

(zb) if those waters are in England and there are related inland waters in Wales, the NRBW;"

(b) ym mharagraff (e) hepgorer "wholly or partly".

**270.** Yn y darpariaethau a ganlyn, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro—

(a) adrannau 22 i 24 (gan gynnwys pennawd adran 22);

(b) adran 25(1A)(a);

(c) adran 25A;

(d) adran 25C;

(e) adran 27A;

(f) adran 32(3);

(g) adrannau 33A i 45;

(h) adran 46A(2);

(i) adrannau 51 i 57 (gan gynnwys pennawd adran 52);

(j) adrannau 59A i 59C;

(k) adrannau 60 i 64 (gan gynnwys penawdau adrannau 60, 63 a 64);

(l) adran 66(3);

(m) adran 69(2);

(n) adrannau 73 i 75;

(o) adrannau 77 i 79.

**271.**—(1) Mae adran 79A wedi ei diwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**267.** In section 20B, for "Agency", in each place where it occurs, substitute "appropriate agency".

**268.**—(1) Section 20C is amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In subsection (1), after "section 6(2)" insert "or, as the case may be, section 6(2A)".

**269.**—(1) Section 21 is amended as follows.

(2) For "Agency", in each place where it occurs (except in subsection (3)(za)), substitute "appropriate agency".

(3) In subsection (3)—

(a) before paragraph (a) insert—

“(za) if those waters are in Wales and there are related inland waters in England, the Agency;

(zb) if those waters are in England and there are related inland waters in Wales, the NRBW;”;

(b) in paragraph (e) omit "wholly or partly".

**270.** In the following provisions, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively—

(a) sections 22 to 24 (including the heading to section 22);

(b) section 25(1A)(a);

(c) section 25A;

(d) section 25C;

(e) section 27A;

(f) section 32(3);

(g) sections 33A to 45;

(h) section 46A(2);

(i) sections 51 to 57 (including the heading to section 52);

(j) sections 59A to 59C;

(k) sections 60 to 64 (including the headings to sections 60, 63 and 64);

(l) section 66(3);

(m) section 69(2);

(n) sections 73 to 75;

(o) sections 77 to 79.

**271.**—(1) Section 79A is amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) Hefgorer is-adran (7)(c).

**272.** Yn adran 83 yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**273.**—(1) Mae adran 84 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "Agency" rhodder "appropriate agency".

(3) Yn is-adran (2)—

- (a) yn y geiriau agoriadol, yn lle "Agency" rhodder "appropriate agency";
- (b) ar ddiwedd paragraff (a) hepgorer "and";
- (c) ar ôl paragraff (a) mewnosoder—  
"aa) in the case of the NRBW, to consult, in such cases as it may consider appropriate, with the Agency; and";
- (d) ym mharagraff (b)—
  - (i) ar y dechrau mewnosoder "in the case of the Agency,";
  - (ii) ar y diwedd mewnosoder "or with the NRBW".

**274.** Yn y darpariaethau a ganlyn, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency"—

- (a) adrannau 91B i 97 (gan gynnwys pennawd adran 91B);
- (b) adrannau 105 i 111 (gan gynnwys pennawd adran 108);
- (c) adran 113(4);
- (d) adrannau 115 a 116;
- (e) pennawd Rhan 6.

**275.**—(1) Mae adran 118 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn y geiriau agoriadol, yn lle "Agency" rhodder "appropriate agency";
- (b) ym mharagraff (a), yn lle "Agency's" rhodder "appropriate agency's";
- (c) ar ddiwedd paragraff (a) hepgorer "and";
- (d) ym mharagraff (b)—
  - (i) cyn "shall be disregarded" mewnosoder "where the appropriate agency is the Agency,";
  - (ii) ar y diwedd, yn lle "." rhodder "; and";
- (e) ar ôl paragraff (b) mewnosoder—  
"(c) where the appropriate agency is the NRBW, shall be disregarded in determining the amount of any surplus for the purposes of article 13 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)."

(3) Omit subsection (7)(c).

**272.** In section 83 for "Agency", in each place where it occurs, substitute "appropriate agency".

**273.**—(1) Section 84 is amended as follows.

(2) In subsection (1), for "Agency" substitute "appropriate agency".

(3) In subsection (2)—

- (a) in the opening words, for "Agency" substitute "appropriate agency";
- (b) at the end of paragraph (a) omit "and";
- (c) after paragraph (a) insert—  
“(aa) in the case of the NRBW, to consult, in such cases as it may consider appropriate, with the Agency; and”;
- (d) in paragraph (b)—
  - (i) at the beginning insert "in the case of the Agency,";
  - (ii) at the end insert "or with the NRBW".

**274.** In the following provisions, for "Agency", in each place where it occurs, substitute "appropriate agency"—

- (a) sections 91B to 97 (including the heading to section 91B);
- (b) sections 105 to 111 (including the heading to section 108);
- (c) section 113(4);
- (d) sections 115 and 116;
- (e) the heading to Part 6.

**275.**—(1) Section 118 is amended as follows.

(2) In subsection (1)—

- (a) in the opening words, for "Agency" substitute "appropriate agency";
- (b) in paragraph (a), for "Agency's" substitute "appropriate agency's";
- (c) at the end of paragraph (a) omit "and";
- (d) in paragraph (b)—
  - (i) before "shall be disregarded" insert "where the appropriate agency is the Agency,";
  - (ii) at the end, for "." substitute "; and";
- (e) after paragraph (b) insert—  
“(c) where the appropriate agency is the NRBW, shall be disregarded in determining the amount of any surplus for the purposes of article 13 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903).”

(3) Yn is-adrannau (2), (3) a (5), yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

**276.** Yn adrannau 120 i 143, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd (gan gynnwys ym mhenawdau adrannau 120 a 143), rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

**277.** Ym mhennawd Pennod 1 o Ran 7, yn lle "Agency" rhodder "appropriate agency".

**278.**—(1) Mae adran 154 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ar ôl "Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW";
- (b) yn lle "either of the Ministers" rhodder "the relevant Minister".

(3) Yn is-adran (2)—

- (a) yn y geiriau agoriadol, yn lle "each of the Ministers" rhodder "the relevant Minister";
- (b) ym mharagraff (b)—
  - (i) ar ôl "Agency", yn y man cyntaf lle y mae'n digwydd, mewnosoder "or, as the case may be, by the NRBW";
  - (ii) ar ôl "Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder "or the NRBW".

(4) Yn is-adrannau (3) a (4), ar ôl "Agency", mewnosoder "or the NRBW".

(5) Yn is-adran (6)—

- (a) ar ôl "(incidental general powers of the Agency)" mewnosoder "or article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903)";
- (b) ar ôl "on the Agency" mewnosoder "or the NRBW";
- (c) ym mharagraff (a), ar ôl "Agency" mewnosoder "or, as the case may be, the NRBW".

(6) Ar ôl is-adran (6) mewnosoder—

"(7) In this section, in relation to the NRBW, references to functions have effect as references to relevant transferred functions.

(8) In subsections (1) and (2), "the relevant Minister" means—

- (a) in relation to land in England, the Secretary of State; and
- (b) in relation to land in Wales, the Welsh Ministers."

(3) In subsections (2), (3) and (5), for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

**276.** In sections 120 to 143, for "Agency" and "Agency's", in each place where they occur (including in the headings to sections 120 and 143), substitute "appropriate agency" and "appropriate agency's" respectively.

**277.** In the heading to Chapter 1 of Part 7, for "Agency" substitute "appropriate agency".

**278.**—(1) Section 154 is amended as follows.

(2) In subsection (1)—

- (a) after "Agency", in each place where it occurs, insert "or the NRBW";
- (b) for "either of the Ministers" substitute "the relevant Minister".

(3) In subsection (2)—

- (a) in the opening words, for "each of the Ministers" substitute "the relevant Minister";
- (b) in paragraph (b)—
  - (i) after "Agency", in the first place where it occurs, insert "or, as the case may be, by the NRBW";
  - (ii) after "Agency", in the second place where it occurs, insert "or the NRBW".

(4) In subsections (3) and (4), after "Agency" insert "or the NRBW".

(5) In subsection (6)—

- (a) after "(incidental general powers of the Agency)" insert "or article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903)";
- (b) after "on the Agency" insert "or the NRBW";
- (c) in paragraph (a), after "Agency" insert "or, as the case may be, the NRBW".

(6) After subsection (6) insert—

"(7) In this section, in relation to the NRBW, references to functions have effect as references to relevant transferred functions.

(8) In subsections (1) and (2), "the relevant Minister" means—

- (a) in relation to land in England, the Secretary of State; and
- (b) in relation to land in Wales, the Welsh Ministers."

**279.**—(1) Mae adran 155 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ar ôl "the Agency", yn y man cyntaf a'r ail fan lle y mae'n digwydd, mewnosoder "or the NRBW";
- (b) ar ôl "the Agency", yn y trydydd man lle y mae'n digwydd, mewnosoder "and the NRBW";
- (c) ar ôl "for the purpose of carrying out its functions" mewnosoder "or, as the case may be, its relevant transferred functions".

(3) Yn is-adrannau (3) a (4), ar ôl "the Agency" mewnosoder "or, as the case may be, the NRBW".

(4) Yn is-adran (5)—

- (a) ar ôl "the Agency", yn y man cyntaf a'r ail fan lle y mae'n digwydd, mewnosoder "or, as the case may be, the NRBW";
- (b) ym mharagraff (b), ar ôl "the Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

(5) Yn is-adran (6), ar ôl "the Agency" mewnosoder "or, as the case may be, the NRBW".

**280.**—(1) Mae adran 156 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ar ôl "(incidental general powers of the Agency)" mewnosoder "or article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903)";
- (b) ar ôl "the Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder "or, as the case may be, the NRBW,";
- (c) yn lle "that section" rhodder "those provisions".

(3) Yn is-adran (2)—

- (a) ar ôl "(incidental general powers of the Agency)" mewnosoder "or article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903)";
- (b) ar ôl "the Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder "or, as the case may be, the NRBW,".

**281.**—(1) Mae adran 157 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), ar ôl "the Agency" mewnosoder "and the NRBW".

**279.**—(1) Section 155 is amended as follows.

(2) In subsection (1)—

- (a) after "the Agency", in the first and second places where it occurs, insert "or the NRBW";
- (b) after "the Agency", in the third place where it occurs, insert "and the NRBW";
- (c) after "for the purpose of carrying out its functions" insert "or, as the case may be, its relevant transferred functions".

(3) In subsections (3) and (4), after "the Agency" insert "or, as the case may be, the NRBW".

(4) In subsection (5)—

- (a) after "the Agency", in the first and second places where it occurs, insert "or, as the case may be, the NRBW";
- (b) in paragraph (b), after "the Agency", in each place where it occurs, insert "or the NRBW".

(5) In subsection (6), after "the Agency" insert "or, as the case may be, the NRBW".

**280.**—(1) Section 156 is amended as follows.

(2) In subsection (1)—

- (a) after "(incidental general powers of the Agency)" insert "or article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903)";
- (b) after "the Agency", in the second place where it occurs, insert "or, as the case may be, the NRBW,";
- (c) for "that section" substitute "those provisions".

(3) In subsection (2)—

- (a) after "(incidental general powers of the Agency)" insert "or article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903)";
- (b) after "the Agency", in the second place where it occurs, insert "or, as the case may be, the NRBW,".

**281.**—(1) Section 157 is amended as follows.

(2) In subsection (1), after "the Agency" insert "and the NRBW".

(3) Yn is-adran (2), ar ôl "the Agency" mewnosoder "or, as the case may be, the NRBW".

(4) Ar ôl is-adran (6) mewnosoder—

"(7) In this section "compulsorily acquired land", in relation to the NRBW, means any land of the NRBW which—

- (a) was acquired by the NRBW compulsorily under the provisions of section 154 above or of an order under section 168 below;
- (b) was acquired by the NRBW at a time when it was authorised under those provisions to acquire the land compulsorily; or
- (c) being land which has been transferred to the NRBW from the Agency in accordance with a scheme made under section 23 of the Public Bodies Act 2011, was compulsorily acquired land of the Agency within the meaning of subsection (6)."

**282.**—(1) Mae adran 158 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ar ôl "section 37 of the 1995 Act (incidental powers of the Agency)" mewnosoder ", or (as the case may be) of the NRBW by virtue of article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903),";
- (b) ym mharagraff (a), yn lle "Agency" ac "Agency's" rhodder "appropriate agency" ac "appropriate agency's" yn eu tro;
- (c) ym mharagraff (c), yn lle "Agency" rhodder "appropriate agency".

(3) Yn is-adran (2), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(4) Yn is-adran (3), yn lle "Agency" rhodder "appropriate agency".

**283.** Yn adrannau 159 i 161B a 161D i 164, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**284.**—(1) Mae adran 165 wedi ei diwygio fel a ganlyn.

(2) Yn is-adrannau (1), (1A), (2) a (3), yn lle "Agency" rhodder "appropriate agency".

(3) Yn is-adran (4)—

- (a) ar ôl "Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW";
- (b) ar ôl "(grants to the new Agencies)" mewnosoder "or article 12 of the Natural Resources Body for Wales (Establishment) Order 2012 (grants to the NRBW) (S.I. 2012/1903)".

(3) In subsection (2), after "the Agency" insert "or, as the case may be, the NRBW".

(4) After subsection (6) insert—

“(7) In this section "compulsorily acquired land", in relation to the NRBW, means any land of the NRBW which—

- (a) was acquired by the NRBW compulsorily under the provisions of section 154 above or of an order under section 168 below;
- (b) was acquired by the NRBW at a time when it was authorised under those provisions to acquire the land compulsorily; or
- (c) being land which has been transferred to the NRBW from the Agency in accordance with a scheme made under section 23 of the Public Bodies Act 2011, was compulsorily acquired land of the Agency within the meaning of subsection (6).”

**282.**—(1) Section 158 is amended as follows.

(2) In subsection (1)—

- (a) after "section 37 of the 1995 Act (incidental powers of the Agency)" insert ", or (as the case may be) of the NRBW by virtue of article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903),";
- (b) in paragraph (a), for "Agency" and "Agency's" substitute "appropriate agency" and "appropriate agency's" respectively;
- (c) in paragraph (c), for "Agency" substitute "appropriate agency".

(3) In subsection (2), for "Agency", in each place where it occurs, substitute "appropriate agency".

(4) In subsection (3), for "Agency" substitute "appropriate agency".

**283.** In sections 159 to 161B and 161D to 164, for "Agency", in each place where it occurs, substitute "appropriate agency".

**284.**—(1) Section 165 is amended as follows.

(2) In subsections (1), (1A), (2) and (3), for "Agency" substitute "appropriate agency".

(3) In subsection (4)—

- (a) after "Agency", in each place where it occurs, insert "or the NRBW";
- (b) after "(grants to the new Agencies)" insert "or article 12 of the Natural Resources Body for Wales (Establishment) Order 2012 (grants to the NRBW) (S.I. 2012/1903)".

(4) Yn is-adran (5), ar ôl "Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

**285.**—(1) Mae adran 166 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ar ôl "section 37 of the 1995 Act (incidental powers of the Agency)," mewnosoder "or (as the case may be) article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903),";
- (b) yn lle "Agency", yn yr ail fan lle y mae'n digwydd, rhodder "appropriate agency".

(3) Yn is-adran (2), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(4) Yn is-adran (4), yn y diffiniad o "flood warning system", ym mharagraff (c), yn lle "Agency" rhodder "appropriate agency".

**286.**—(1) Mae adran 167 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "Agency" rhodder "appropriate agency".

(3) Yn is-adran (3), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**287.** Ar ôl adran 167 mewnosoder—

"**167A** Consultation in relation to works affecting flood and coastal erosion risks

(1) Before exercising a function to which this section applies in a manner which may affect a flood or coastal erosion risk (within the meaning of the Flood and Water Management Act 2010) in Wales, the Agency must consult the NRBW.

(2) Before exercising a function to which this section applies in a manner which may affect a flood or coastal erosion risk (within that meaning) in England, the NRBW must consult the Agency.

(3) This section applies to any function under—

- (a) section 109;
- (b) the flood risk management work provisions;
- (c) byelaws made under paragraph 5 of Schedule 25."

**288.**—(1) Mae adran 168 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ar ôl is-adran (8) mewnosoder—

"(9) In this section, in relation to the NRBW, references to functions have effect as references to relevant transferred functions."

(4) In subsection (5), after "Agency", in each place where it occurs, insert "or the NRBW".

**285.**—(1) Section 166 is amended as follows.

(2) In subsection (1)—

- (a) after "section 37 of the 1995 Act (incidental powers of the Agency)," insert "or (as the case may be) article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (general incidental function of the Body) (S.I. 2012/1903),";
- (b) for "Agency", in the second place where it occurs, substitute "appropriate agency".

(3) In subsection (2), for "Agency", in each place where it occurs, substitute "appropriate agency".

(4) In subsection (4), in the definition of "flood warning system", in paragraph (c), for "Agency" substitute "appropriate agency".

**286.**—(1) Section 167 is amended as follows.

(2) In subsection (1), for "Agency" substitute "appropriate agency".

(3) In subsection (3), for "Agency", in each place where it occurs, substitute "appropriate agency".

**287.** After section 167 insert—

"**167A** Consultation in relation to works affecting flood and coastal erosion risks

(1) Before exercising a function to which this section applies in a manner which may affect a flood or coastal erosion risk (within the meaning of the Flood and Water Management Act 2010) in Wales, the Agency must consult the NRBW.

(2) Before exercising a function to which this section applies in a manner which may affect a flood or coastal erosion risk (within that meaning) in England, the NRBW must consult the Agency.

(3) This section applies to any function under—

- (a) section 109;
- (b) the flood risk management work provisions;
- (c) byelaws made under paragraph 5 of Schedule 25."

**288.**—(1) Section 168 is amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) After subsection (8) insert—

"(9) In this section, in relation to the NRBW, references to functions have effect as references to relevant transferred functions."



**289.**—(1) Mae adran 169 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle "or by the Agency", rhodder ", by the Agency, or by the NRBW";
- (b) ym mharagraff (a), ar ôl "Agency" mewnosoder "or of any relevant byelaws made by the NRBW";
- (c) ym mharagraff (b), yn lle "or the Agency" rhodder ", the Agency, or the NRBW".

(3) Yn is-adran (3), ar ôl "functions" mewnosoder "or the NRBW carries out relevant transferred functions".

(4) Ar ôl is-adran (3) mewnosoder—

"(3A) The Agency may designate a person under subsection (1) in relation to—

- (a) any provision made by or under this Act, so far as it applies otherwise than in relation to Wales;
- (b) any provision made by or under any other enactment, if the Agency carries out functions under or for the purposes of that provision;
- (c) any byelaws made by the Agency.

(3B) The NRBW may designate a person under subsection (1) in relation to—

- (a) any provision made by or under this Act, so far as it applies in relation to Wales;
- (b) any provision made by or under any other enactment, if the NRBW carries out relevant transferred functions under or for the purposes of that provision;
- (c) any relevant byelaws."

(5) Yn is-adran (4), ar ôl "Agency's" mewnosoder "or the NRBW's".

(6) Ar ôl is-adran (4) mewnosoder—

"(5) In this section, "relevant byelaws" means byelaws made (or treated as if made) by the NRBW in the exercise of any relevant transferred functions."

**290.**—(1) Mae adran 170 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), ar ôl "Agency" mewnosoder "or by the NRBW".

(3) Yn is-adran (2)(a)(i), ar ôl "Agency" mewnosoder "or the NRBW".

(4) Yn is-adran (3)—

- (a) ar ôl "Agency", yn y man cyntaf lle y mae'n digwydd, mewnosoder "or by the NRBW";
- (b) ar ôl "Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder "or the NRBW".

**289.**—(1) Section 169 is amended as follows.

(2) In subsection (1)—

- (a) for "or by the Agency", substitute ", by the Agency, or by the NRBW";
- (b) in paragraph (a), after "Agency" insert "or of any relevant byelaws made by the NRBW";
- (c) in paragraph (b), for "or the Agency" substitute ", the Agency, or the NRBW".

(3) In subsection (3), after "functions" insert "or the NRBW carries out relevant transferred functions".

(4) After subsection (3) insert—

“(3A) The Agency may designate a person under subsection (1) in relation to—

- (a) any provision made by or under this Act, so far as it applies otherwise than in relation to Wales;
- (b) any provision made by or under any other enactment, if the Agency carries out functions under or for the purposes of that provision;
- (c) any byelaws made by the Agency.

(3B) The NRBW may designate a person under subsection (1) in relation to—

- (a) any provision made by or under this Act, so far as it applies in relation to Wales;
- (b) any provision made by or under any other enactment, if the NRBW carries out relevant transferred functions under or for the purposes of that provision;
- (c) any relevant byelaws.”

(5) In subsection (4), after "Agency's" insert "or the NRBW's".

(6) After subsection (4) insert—

“(5) In this section, "relevant byelaws" means byelaws made (or treated as if made) by the NRBW in the exercise of any relevant transferred functions.”

**290.**—(1) Section 170 is amended as follows.

(2) In subsection (1), after "Agency" insert "or by the NRBW".

(3) In subsection (2)(a)(i), after "Agency" insert "or the NRBW".

(4) In subsection (3)—

- (a) after "Agency", in the first place where it occurs, insert "or by the NRBW";
- (b) after "Agency", in the second place where it occurs, insert "or the NRBW".

**291.**—(1) Mae adran 171 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), ar ôl "Agency" mewnosoder "or by the NRBW".

(3) Yn is-adran (2), ar ôl "Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

(4) Yn is-adran (3)(c), ar ôl "Agency" mewnosoder "or the NRBW".

(5) Ar ôl is-adran (5) mewnosoder—

"(6) In relation to the NRBW, the reference to functions in subsection (2)(a) has effect as a reference to relevant transferred functions."

**292.**—(1) Mae adran 172 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) yn lle "or the Agency" rhodder ", by the Agency, or by the NRBW";

(b) ym mharagraff (a), yn lle "or on the Agency" rhodder ", on the Agency, or on the NRBW".

(3) Yn is-adrannau (2) a (3), yn lle "or the Agency", ym mhob man lle y mae'n digwydd, rhodder ", the Agency, or the NRBW".

(4) Yn is-adran (3A), ar ôl "Agency's" mewnosoder "or the NRBW's".

(5) Yn is-adran (4), ar ôl "Agency" mewnosoder "or the NRBW".

(6) Ar ôl is-adran (4) mewnosoder—

"(5) In relation to the NRBW, the reference to functions in subsection (4) has effect as a reference to relevant transferred functions."

**293.** Yn adran 174(1) a (2), ar ôl "Agency" mewnosoder "or by the NRBW".

**294.** Yn adrannau 175 i 183, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd (gan gynnwys yn y croes-bennawd cyn adran 175 ac ym mhenawdau adrannau 175 a 180), rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

**295.** Yn adran 184, yn lle "the Agency", ym mhob man lle y mae'n digwydd, rhodder "the NRBW".

**296.** Yn adran 185(2), yn lle "Agency" rhodder "appropriate agency".

**297.**—(1) Mae adran 186 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn y man priodol mewnosoder—

""relevant transferred functions" means any functions which—

**291.**—(1) Section 171 is amended as follows.

(2) In subsection (1), after "Agency" insert "or by the NRBW".

(3) In subsection (2), after "Agency", in each place where it occurs, insert "or the NRBW".

(4) In subsection (3)(c), after "Agency" insert "or the NRBW".

(5) After subsection (5) insert—

“(6) In relation to the NRBW, the reference to functions in subsection (2)(a) has effect as a reference to relevant transferred functions.”

**292.**—(1) Section 172 is amended as follows.

(2) In subsection (1)—

(a) for "or the Agency" substitute ", by the Agency, or by the NRBW";

(b) in paragraph (a), for "or on the Agency" substitute ", on the Agency, or on the NRBW".

(3) In subsections (2) and (3), for "or the Agency", in each place where it occurs, substitute ", the Agency, or the NRBW".

(4) In subsection (3A), after "Agency's" insert "or the NRBW's".

(5) In subsection (4), after "Agency" insert "or the NRBW".

(6) After subsection (4) insert—

“(5) In relation to the NRBW, the reference to functions in subsection (4) has effect as a reference to relevant transferred functions.”

**293.** In section 174(1) and (2), after "Agency" insert "or by the NRBW".

**294.** In sections 175 to 183, for "Agency" and "Agency's", in each place where they occur (including in the cross-heading before section 175 and the headings to sections 175 and 180), substitute "appropriate agency" and "appropriate agency's" respectively.

**295.** In section 184, for "the Agency", in each place where it occurs, substitute "the NRBW".

**296.** In section 185(2), for "Agency" substitute "appropriate agency".

**297.**—(1) Section 186 is amended as follows.

(2) In subsection (1), at the appropriate place insert—

""relevant transferred functions" means any functions which—

- (a) were exercisable by the Agency before 1 April 2013, and
- (b) are functions of the NRW by virtue of the Natural Resources Body for Wales (Functions) Order 2013,

but this is subject to subsection (1A)."

(3) Ar ôl is-adran (1) mewnosoder—

"(1A) For the purposes of the definition of "relevant transferred functions"—

- (a) a function of the Agency was exercisable before 1 April 2013 whether or not the enactment conferring it had come into force before that date, but
- (b) a function is only a relevant transferred function when the enactment conferring the Agency function transferred to or conferred on the NRW has come into force."

(4) Yn is-adran (3), ar ôl "the Agency" mewnosoder "or on the NRW".

**298.** Yn lle adran 188 rhodder—

"**188** Duty of the Agency and NRW to publish information

(1) The Agency must—

- (a) collate and publish information from which assessments can be made of the actual and prospective demand for water, and of actual and prospective water resources, in England; and
- (b) collaborate with others, so far as it considers it appropriate to do so, in collating and publishing any such information or any similar information in relation to places outside England.

(2) The NRW must—

- (a) collate and publish information from which assessments can be made of the actual and prospective demand for water, and of actual and prospective water resources, in Wales; and
- (b) collaborate with others, so far as it considers it appropriate to do so, in collating and publishing any such information or any similar information in relation to places outside Wales."

**299.** Yn adrannau 189 i 197 a 199 i 203, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd (gan gynnwys yn y croes-bennawd cyn adran 189), rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

**300.**—(1) Mae adran 204 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2)(a)—

- (a) were exercisable by the Agency before 1 April 2013, and
- (b) are functions of the NRW by virtue of the Natural Resources Body for Wales (Functions) Order 2013,

but this is subject to subsection (1A)."

(3) After subsection (1) insert—

"(1A) For the purposes of the definition of "relevant transferred functions"—

- (a) a function of the Agency was exercisable before 1 April 2013 whether or not the enactment conferring it had come into force before that date, but
- (b) a function is only a relevant transferred function when the enactment conferring the Agency function transferred to or conferred on the NRW has come into force."

(4) In subsection (3), after "the Agency" insert "or on the NRW".

**298.** For section 188 substitute—

"**188** Duty of the Agency and NRW to publish information

(1) The Agency must—

- (a) collate and publish information from which assessments can be made of the actual and prospective demand for water, and of actual and prospective water resources, in England; and
- (b) collaborate with others, so far as it considers it appropriate to do so, in collating and publishing any such information or any similar information in relation to places outside England.

(2) The NRW must—

- (a) collate and publish information from which assessments can be made of the actual and prospective demand for water, and of actual and prospective water resources, in Wales; and
- (b) collaborate with others, so far as it considers it appropriate to do so, in collating and publishing any such information or any similar information in relation to places outside Wales."

**299.** In sections 189 to 197 and 199 to 203, for "Agency" and "Agency's", in each place where they occur (including in the cross-heading before section 189), substitute "appropriate agency" and "appropriate agency's" respectively.

**300.**—(1) Section 204 is amended as follows.

(2) In subsection (2)(a)—

- (a) ar ôl "the Agency," mewnosoder "the NRBW,";
- (b) yn lle "or the Water Act 2003" rhodder "the Water Act 2003 or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

(3) Yn is-adran (3)(a), ar ôl paragraff (ia) mewnosoder—

"(ib) the NRBW;".

**301.** Yn adran 207, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**302.**—(1) Mae adran 208 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ar ôl "Agency", yn y man cyntaf lle y mae'n digwydd, mewnosoder "or the NRBW";
- (b) ar ôl "Agency", yn yr ail fan lle y mae'n digwydd, mewnosoder "or, as the case may be, the NRBW,".

(3) Yn is-adrannau (2) a (3), ar ôl "Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

(4) Yn is-adran (4)—

- (a) ar ôl "Agency" mewnosoder "or the NRBW";
- (b) ar ôl "Agency's" mewnosoder "or the NRBW's".

(5) Yn is-adrannau (5) a (6), ar ôl "Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the NRBW".

(6) Gan hynny, daw pennawd adran 208 yn "Civil liability of the Agency or NRBW for escapes of water etc".

**303.** Yn adrannau 210 i 216, yn lle "Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd adran 210), rhodder "appropriate agency".

**304.**—(1) Mae adran 221 wedi ei diwygio fel a ganlyn.

(2) Ar ôl y diffiniad o "analyse" mewnosoder—

""the appropriate agency" means—

- (a) for the purposes of the flood risk management work provisions—
  - (i) in relation to flood risks (within the meaning of the Flood and Water Management Act 2010) in Wales, the NRBW;
  - (ii) in any other case, the Agency;
- (b) for any other purpose—
  - (i) in relation to Wales, the NRBW;
  - (ii) in any other case, the Agency;".

(a) after "the Agency," insert "the NRBW,";

(b) for "or the Water Act 2003" substitute "the Water Act 2003, or the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

(3) In subsection (3)(a), after paragraph (ia) insert—

“(ib) the NRBW;”.

**301.** In section 207, for "Agency", in each place where it occurs, substitute "appropriate agency".

**302.**—(1) Section 208 is amended as follows.

(2) In subsection (1)—

- (a) after "Agency", in the first place where it occurs, insert "or the NRBW";
- (b) after "Agency", in the second place where it occurs, insert "or, as the case may be, the NRBW,".

(3) In subsections (2) and (3), after "Agency", in each place where it occurs, insert "or the NRBW".

(4) In subsection (4)—

- (a) after "Agency" insert "or the NRBW";
- (b) after "Agency's" insert "or the NRBW's".

(5) In subsections (5) and (6), after "Agency", in each place where it occurs, insert "or the NRBW".

(6) Accordingly, the heading to section 208 becomes "Civil liability of the Agency or NRBW for escapes of water etc".

**303.** In sections 210 to 216, for "Agency", in each place where it occurs (including in the heading to section 210), substitute "appropriate agency".

**304.**—(1) Section 221 is amended as follows.

(2) After the definition of "analyse" insert—

""the appropriate agency" means—

- (a) for the purposes of the flood risk management work provisions—
  - (i) in relation to flood risks (within the meaning of the Flood and Water Management Act 2010) in Wales, the NRBW;
  - (ii) in any other case, the Agency;
- (b) for any other purpose—
  - (i) in relation to Wales, the NRBW;
  - (ii) in any other case, the Agency;".

- (3) Yn y diffiniad o "flood defence functions"—
- (a) yn lle "the Agency", yn y man cyntaf lle y mae'n digwydd rhodder "the appropriate agency";
  - (b) ym mharagraff (b), ar ôl "those functions" mewnosoder "of the appropriate agency which were previously";
  - (c) ym mharagraff (c), yn lle "the Agency" rhodder "the appropriate agency".

(4) Ar ôl y diffiniad o "flood defence provisions" mewnosoder—

""flood risk management work provisions" means—

- (a) sections 159(1A), 160(1A), 165 and 166; and
- (b) any other provision of Part 7 so far as it relates to a provision falling within paragraph (a);".

(5) Ar ôl y diffiniad o "notice" mewnosoder—

""the NRBW" means the Natural Resources Body for Wales;".

(6) Yn y diffiniad o "public authority", ar ôl "the Agency," mewnosoder "the NRBW,".

(7) Yn y diffiniad o "the related water resources provisions", ym mharagraff (b)(ii), ar ôl "subsections (1)" mewnosoder ", (1A)".

(8) Yn y diffiniad o "watercourse", ar ôl "Agency" mewnosoder ", the NRBW,".

(9) Yn y diffiniad o "water pollution provisions", yn y geiriau cau, ar ôl "subsections (1)" mewnosoder ", (1A)".

(10) Ar ôl is-adran (1) mewnosoder—

"(1A) For the purposes of the definition of "the appropriate agency" in subsection (1), "Wales" has the meaning given by section 158 of the Government of Wales Act 2006."

**305.**—(1) Mae adran 222 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2), yn lle "Agency" rhodder "appropriate body".

(3) Yn is-adran (8)—

- (a) ar ôl "Agency's" mewnosoder "or the NRBW's";
- (b) ar ôl "Agency" mewnosoder "or the NRBW".

(4) Yn is-adran (9) yn y man priodol mewnosoder—

""the appropriate body" means—

- (a) in relation to any act or omission of the Crown in England, the Agency;

(3) In the definition of "flood defence functions"—

- (a) for "the Agency", in the first place where it occurs, substitute "the appropriate agency";
- (b) in paragraph (b), after "those functions" insert "of the appropriate agency which were previously";
- (c) in paragraph (c), for "the Agency" substitute "the appropriate agency".

(4) After the definition of "flood defence provisions" insert—

""flood risk management work provisions" means—

- (a) sections 159(1A), 160(1A), 165 and 166; and
- (b) any other provision of Part 7 so far as it relates to a provision falling within paragraph (a);".

(5) After the definition of "notice" insert—

""the NRBW" means the Natural Resources Body for Wales;".

(6) In the definition of "public authority", after "the Agency," insert "the NRBW,".

(7) In the definition of "the related water resources provisions", in paragraph (b)(ii), after "subsections (1)" insert ", (1A)".

(8) In the definition of "watercourse", after "Agency" insert ", the NRBW,".

(9) In the definition of "water pollution provisions", in the closing words, after "subsections (1)" insert ", (1A)".

(10) After subsection (1) insert—

“(1A) For the purposes of the definition of "the appropriate agency" in subsection (1), "Wales" has the meaning given by section 158 of the Government of Wales Act 2006.”

**305.**—(1) Section 222 is amended as follows.

(2) In subsection (2), for "Agency" substitute "appropriate body".

(3) In subsection (8)—

- (a) after "Agency's" insert "or the NRBW's";
- (b) after "Agency" insert "or the NRBW".

(4) In subsection (9), in the appropriate place insert—

""the appropriate body" means—

- (a) in relation to any act or omission of the Crown in England, the Agency;

(b) in relation to any act or omission of the Crown in Wales, the NRBW;"

**306.** Yn Atodlen 2, ym mharagraffau 1 i 3, 5, 8 a 10, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**307.** Yn Atodlen 5, ym mharagraffau 2 i 5, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**308.**—(1) Mae Atodlen 6 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1—

- (a) yn is-baragraff (2), yn lle "Agency" rhodder "appropriate agency";
- (b) yn is-baragraff (4)—
  - (i) yn y geiriau agoriadol, yn lle "Agency" rhodder "appropriate agency";
  - (ii) ar ddiwedd paragraff (g) mewnosoder "and";
  - (iii) hepgorer paragraff (h);
- (c) yn is-baragraff (5), yn lle "Agency" rhodder "appropriate agency";
- (d) yn is-baragraff (6), yn lle "Agency" ac "Agency's" rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

(3) Ym mharagraffau 2 i 4, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**309.** Yn Atodlen 7, ym mharagraffau 1(3) a 4, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**310.**—(1) Mae Atodlen 8 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1(2), yn y Tabl, yn y cofnod sy'n ymwneud ag "All orders", ar ôl paragraff (a) mewnosoder—

"(aa) The NRBW (where it is not the applicant)."

(3) Ym mharagraff 2(7)—

- (a) ar ôl "Agency" mewnosoder "or in connection with relevant environmental functions of or in relation to the NRBW";
- (b) cyn ", a local inquiry held under this paragraph" mewnosoder "as modified by subsection (4) of that section".

**311.** Yn y darpariaethau a ganlyn, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro—

- (a) paragraffau 1 i 3 o Atodlen 11;
- (b) paragraffau 1 a 2 o Atodlen 14 (gan gynnwys

(b) in relation to any act or omission of the Crown in Wales, the NRBW;"

**306.** In Schedule 2, in paragraphs 1 to 3, 5, 8 and 10, for "Agency", in each place where it occurs, substitute "appropriate agency".

**307.** In Schedule 5, in paragraphs 2 to 5, for "Agency", in each place where it occurs, substitute "appropriate agency".

**308.**—(1) Schedule 6 is amended as follows.

(2) In paragraph 1—

- (a) in sub-paragraph (2), for "Agency" substitute "appropriate agency";
- (b) in sub-paragraph (4)—
  - (i) in the opening words, for "Agency" substitute "appropriate agency";
  - (ii) at the end of paragraph (g) insert "and";
  - (iii) omit paragraph (h);
- (c) in sub-paragraph (5), for "Agency" substitute "appropriate agency";
- (d) in sub-paragraph (6), for "Agency" and "Agency's" substitute "appropriate agency" and "appropriate agency's" respectively.

(3) In paragraphs 2 to 4, for "Agency", in each place where it occurs, substitute "appropriate agency".

**309.** In Schedule 7, in paragraphs 1(3) and 4, for "Agency", in each place where it occurs, substitute "appropriate agency".

**310.**—(1) Schedule 8 is amended as follows.

(2) In paragraph 1(2), in the Table, in the entry relating to "All orders", after paragraph (a) insert—

"(aa) The NRBW (where it is not the applicant)."

(3) In paragraph 2(7)—

- (a) after "Agency" insert "or in connection with relevant environmental functions of or in relation to the NRBW";
- (b) before ", a local inquiry held under this paragraph" insert "as modified by subsection (4) of that section".

**311.** In the following provisions, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively—

- (a) paragraphs 1 to 3 of Schedule 11;
- (b) paragraphs 1 and 2 of Schedule 14 (including

pennawd yr Atodlen honno);

- (c) paragraffau 1 i 6 a 9 i 13 o Atodlen 15;
- (d) paragraffau 1 i 3 o Atodlen 16;
- (e) paragraffau 1 i 5, 7 ac 8 o Atodlen 19.

**312.**—(1) Mae Atodlen 20 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 6(3)(b), ar ôl "Agency" mewnosoder "or the NRBW".

(3) Ym mharagraff 8(1), yn lle "or the Agency" rhodder ", the Agency, or the NRBW".

**313.** Yn Atodlen 21, ym mharagraffau 1, 2, 4 a 5, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**314.**—(1) Mae Atodlen 22 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraffau 1(1), 2(1)(a) a 3(5), yn lle "Agency" rhodder "appropriate agency".

(3) Ym mharagraff 5—

- (a) yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency";
- (b) ar ôl "section 37 of the 1995 Act" mewnosoder "or, as the case may be, article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

**315.** Yn y darpariaethau a ganlyn, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro—

- (a) paragraffau 1 i 7 o Atodlen 23;
- (b) paragraffau 1 i 6 o Atodlen 25 (gan gynnwys pennawd yr Atodlen honno a phennawd paragraff 3);
- (c) paragraffau 1, 2 a 4 i 6 o Atodlen 26 (gan gynnwys pennawd yr Atodlen honno);
- (d) paragraffau 1, 3 i 5 a 7 i 9 o Atodlen 27.

#### **Deddf Draenio Tir 1991 (p. 59)**

**316.** Mae Deddf Draenio Tir 1991 wedi ei diwygio fel a ganlyn.

**317.** Yn adrannau 2 i 10, yn lle "Agency", ym mhob man lle y mae'n digwydd (gan gynnwys penawdau adrannau 4, 5, 7 a 9), rhodder "appropriate supervisory body".

**318.**—(1) Mae adran 11 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), ar ôl "Agency", ym mhob man lle y mae'n digwydd, rhodder "or the Natural Resources Body for Wales".

(3) Yn is-adran (2), yn lle "Agency", ym mhob man

the heading to that Schedule);

- (c) paragraphs 1 to 6 and 9 to 13 of Schedule 15;
- (d) paragraphs 1 to 3 of Schedule 16;
- (e) paragraphs 1 to 5, 7 and 8 of Schedule 19.

**312.**—(1) Schedule 20 is amended as follows.

(2) In paragraph 6(3)(b), after "Agency" insert "or the NRBW".

(3) In paragraph 8(1), for "or the Agency" substitute ", the Agency or the NRBW".

**313.** In Schedule 21, in paragraphs 1, 2, 4 and 5, for "Agency", in each place where it occurs, substitute "appropriate agency".

**314.**—(1) Schedule 22 is amended as follows.

(2) In paragraphs 1(1), 2(1)(a) and 3(5), for "Agency" substitute "appropriate agency".

(3) In paragraph 5—

- (a) for "Agency", in each place where it occurs, substitute "appropriate agency";
- (b) after "section 37 of the 1995 Act" insert "or, as the case may be, article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)".

**315.** In the following provisions, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively—

- (a) paragraphs 1 to 7 of Schedule 23;
- (b) paragraphs 1 to 6 of Schedule 25 (including the heading to that Schedule and the heading to paragraph 3);
- (c) paragraphs 1, 2 and 4 to 6 of Schedule 26 (including the heading to that Schedule);
- (d) paragraphs 1, 3 to 5 and 7 to 9 of Schedule 27.

#### **Land Drainage Act 1991 (c. 59)**

**316.** The Land Drainage Act 1991 is amended as follows.

**317.** In sections 2 to 10, for "Agency", in each place where it occurs (including in the headings to sections 4, 5, 7 and 9), substitute "appropriate supervisory body".

**318.**—(1) Section 11 is amended as follows.

(2) In subsection (1), after "Agency", in each place where it occurs, insert "or the Natural Resources Body for Wales".

(3) In subsection (2), for "Agency", in each place

lle y mae'n digwydd, mewnosoder "appropriate supervisory body".

**319.** Yn adran 14A(8)(b), yn lle "Environment Agency" rhodder "appropriate agency".

**320.** Yn adrannau 16 a 18, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**321.** Yn adran 22(3)(b), yn lle "Agency" rhodder "appropriate agency".

**322.**—(1) Mae adran 23 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1B), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Yn is-adran (1C), yn lle "Environment Agency" rhodder "appropriate supervisory body".

**323.** Yn adran 32, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**324.** Yn adran 35(1), yn lle "Agency" rhodder "appropriate agency".

**325.** Yn adrannau 36(1), 38, 39 a 47, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate supervisory body".

**326.** Yn adrannau 56, 57 a 58, yn lle "Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhenawdau adrannau 57 a 58), rhodder "appropriate agency".

**327.** Yn adran 59, ar ôl "Agency" mewnosoder "or the Natural Resources Body for Wales".

**328.** Yn adran 61A, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate supervisory body".

**329.** Yn adran 61B, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**330.** Yn adran 61C, yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the Natural Resources Body for Wales".

**331.**—(1) Mae adran 61E(4) wedi ei diwygio fel a ganlyn.

(2) Ar ôl paragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales;".

(3) Ym mharagraff (b), hepgorer "and the Countryside Council for Wales".

**332.** Yn adran 61F, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**333.**—(1) Mae adran 67 wedi ei diwygio fel a ganlyn.

where it occurs, substitute "appropriate supervisory body".

**319.** In section 14A(8)(b), for "Environment Agency" substitute "appropriate agency".

**320.** In sections 16 and 18, for "Agency", in each place where it occurs, substitute "appropriate agency".

**321.** In section 22(3)(b), for "Agency" substitute "appropriate agency".

**322.**—(1) Section 23 is amended as follows.

(2) In subsection (1B), for "Environment Agency" substitute "appropriate agency".

(3) In subsection (1C), for "Environment Agency" substitute "appropriate supervisory body".

**323.** In section 32, for "Agency", in each place where it occurs, substitute "appropriate agency".

**324.** In section 35(1), for "Agency" substitute "appropriate agency".

**325.** In sections 36(1), 38, 39 and 47, for "Agency", in each place where it occurs, substitute "appropriate supervisory body".

**326.** In sections 56, 57 and 58, for "Agency", in each place where it occurs (including in the headings to sections 57 and 58), substitute "appropriate agency".

**327.** In section 59, after "Agency" insert "or the Natural Resources Body for Wales".

**328.** In section 61A, for "Agency", in each place where it occurs, substitute "appropriate supervisory body".

**329.** In section 61B, for "Agency", in each place where it occurs, substitute "appropriate agency".

**330.** In section 61C, for "the Countryside Council for Wales", in each place where it occurs, substitute "the Natural Resources Body for Wales".

**331.**—(1) Section 61E(4) is amended as follows.

(2) After paragraph (a) insert—

"(aa) the Natural Resources Body for Wales;".

(3) In paragraph (b), omit "and the Countryside Council for Wales".

**332.** In section 61F, for "Agency", in each place where it occurs, substitute "appropriate agency".

**333.**—(1) Section 67 is amended as follows.



(2) Yn is-adran (2), ar ôl "Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or the Natural Resources Body for Wales".

(3) Yn is-adran (5), yn lle "Agency" rhodder "appropriate agency".

**334.**—(1) Yn adran 70, ar ôl "Agency" mewnosoder "or the Natural Resources Body for Wales".

(2) Gan hynny, ym mhennawd yr adran honno, ar ôl "Agency" mewnosoder "and Natural Resources Body for Wales".

**335.**—(1) Mae adran 72 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) yn y man priodol mewnosoder—

""the appropriate agency" means—

- (a) in relation to England, the Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;

"the appropriate supervisory body" means—

- (a) in relation to internal drainage districts which are wholly or mainly in England, the Agency;
- (b) in relation to internal drainage districts which are wholly or mainly in Wales, the Natural Resources Body for Wales. ";

(b) yn y diffiniad o "drainage body", ar ôl "Agency," mewnosoder "the Natural Resources Body for Wales,".

(3) Yn is-adran (6), ar ôl "Agency" mewnosoder ", the Natural Resources Body for Wales".

(4) Yn is-adran (8), ar ôl "Agency" mewnosoder "or the Natural Resources Body for Wales".

**336.** Yn adran 74(5), ar ôl "Agency" mewnosoder "or the Natural Resources Body for Wales".

**337.** Yn Atodlen 2, ym mharagraffau 4(1)(b) a 5(1)(b), yn lle "Agency" rhodder "appropriate supervisory body".

**338.** Yn Atodlen 4, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**339.** Yn Atodlen 6, ym mharagraff 1(1)(a), ar ôl "Agency," mewnosoder "the Natural Resources Body for Wales,".

#### **Deddf Trafnidiaeth a Gweithfeydd 1992 (p. 42)**

**340.** Yn adran 6(7)(b) o Ddeddf Trafnidiaeth a Gweithfeydd 1992, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(2) In subsection (2), after "Agency", in each place where it occurs, insert "or the Natural Resources Body for Wales".

(3) In subsection (5), for "Agency" substitute "appropriate agency".

**334.**—(1) In section 70, after "Agency" insert "or the Natural Resources Body for Wales".

(2) Accordingly, in the heading to that section, after "Agency" insert "and Natural Resources Body for Wales".

**335.**—(1) Section 72 is amended as follows.

(2) In subsection (1)—

(a) in the appropriate place insert—

""the appropriate agency" means—

- (a) in relation to England, the Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;

"the appropriate supervisory body" means—

- (a) in relation to internal drainage districts which are wholly or mainly in England, the Agency;
- (b) in relation to internal drainage districts which are wholly or mainly in Wales, the Natural Resources Body for Wales.";

(b) in the definition of "drainage body", after "Agency," insert "the Natural Resources Body for Wales,".

(3) In subsection (6), after "Agency" insert ", the Natural Resources Body for Wales".

(4) In subsection (8), after "Agency" insert "or the Natural Resources Body for Wales".

**336.** In section 74(5), after "Agency" insert "or the Natural Resources Body for Wales".

**337.** In Schedule 2, in paragraphs 4(1)(b) and 5(1)(b), for "Agency" substitute "appropriate supervisory body".

**338.** In Schedule 4, for "Agency", in each place where it occurs, substitute "appropriate agency".

**339.** In Schedule 6, in paragraph 1(1)(a), after "Agency," insert "the Natural Resources Body for Wales,".

#### **Transport and Works Act 1992 (c. 42)**

**340.** In section 6(7)(b) of the Transport and Works Act 1992, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Deddf Gwarchod Moch Daear 1992 (p. 51)**

**341.** Yn adran 10(4)(b) o Ddeddf Gwarchod Moch Daear 1992, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Deddf Aer Glân 1993 (p. 11)**

**342.** Mae Deddf Aer Glân 1993 wedi ei diwygio fel a ganlyn.

**343.**—(1) Mae adran 31 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (4)(a)(ii) a (b), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ar ôl is-adran (5) mewnosoder—

"(6) In this section, "appropriate agency" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales."

**344.** Yn adran 36(2A), yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**345.** Yn adran 40, cyn paragraff (a) mewnosoder—

"(za) "appropriate agency" means—

- (i) in relation to England, the Environment Agency;
- (ii) in relation to Wales, the Natural Resources Body for Wales;".

### **Deddf Morglawdd Bae Caerdydd 1993 (p. 42)**

**346.** Mae Deddf Morglawdd Bae Caerdydd 1993 wedi ei diwygio fel a ganlyn.

**347.** Yn adran 2(6), yn lle "Countryside Council for Wales" rhodder "Natural Resources Body for Wales".

**348.** Yn adran 3(1), yn lle'r geiriau o "granted" hyd at "to" rhodder "granted by the Natural Resources Body for Wales to".

**349.**—(1) Mae adran 8 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn y geiriau agoriadol, yn lle'r geiriau o "by the" hyd at "in" rhodder "by the Natural Resources Body for Wales in".

(3) Yn is-adran (2)(a), yn lle'r geiriau o "specified" hyd at "as" rhodder "specified by the Natural Resources Body for Wales as".

(4) Yn is-adran (3)(b), yn lle'r geiriau o "by the" hyd at "for" rhodder "by the Natural Resources Body for Wales for".

### **Protection of Badgers Act 1992 (c. 51)**

**341.** In section 10(4)(b) of the Protection of Badgers Act 1992, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Clean Air Act 1993 (c. 11)**

**342.** The Clean Air Act 1993 is amended as follows.

**343.**—(1) Section 31 is amended as follows.

(2) In subsection (4)(a)(ii) and (b), for "Environment Agency" substitute "appropriate agency".

(3) After subsection (5) insert—

“(6) In this section, "appropriate agency" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales.”

**344.** In section 36(2A), for "Environment Agency", in each place where it occurs, substitute "appropriate agency".

**345.** In section 40, before paragraph (a) insert—

“(za) "appropriate agency" means—

- (i) in relation to England, the Environment Agency;
- (ii) in relation to Wales, the Natural Resources Body for Wales;”.

### **Cardiff Bay Barrage Act 1993 (c. 42)**

**346.** The Cardiff Bay Barrage Act 1993 is amended as follows.

**347.** In section 2(6), for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

**348.** In section 3(1), for the words from "granted" to "to" substitute "granted by the Natural Resources Body for Wales to".

**349.**—(1) Section 8 is amended as follows.

(2) In subsection (1), in the opening words, for the words from "by the" to "in" substitute "by the Natural Resources Body for Wales in".

(3) In subsection (2)(a), for the words from "specified" to "as" substitute "specified by the Natural Resources Body for Wales as".

(4) In subsection (3)(b), for the words from "by the" to "for" substitute "by the Natural Resources Body for Wales for".

(5) Yn is-adran (4)(a), yn lle'r geiriau o "the" hyd at "and" rhodder "the Natural Resources Body for Wales, and".

**350.** Yn adran 9(3), yn lle "Countryside Council for Wales" rhodder "Natural Resources Body for Wales".

**351.**—(1) Mae adran 12 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)(b), yn lle'r geiriau o "the" hyd at "for" rhodder "the Natural Resources Body for Wales for".

(3) Yn is-adran (3)(a), yn lle'r geiriau o "the" hyd at "and" rhodder "the Natural Resources Body for Wales, and".

**352.** Yn adran 14(2), yn lle "Countryside Council for Wales" rhodder "Natural Resources Body for Wales".

**353.** Yn adran 15(6)(b), yn lle'r geiriau o "power" hyd at "under" rhodder "power of the Natural Resources Body for Wales under".

**354.** Yn adran 16(5), yn lle'r geiriau ar ôl "consult" rhodder "the Natural Resources Body for Wales".

**355.** Yn adran 20(6)(b), yn lle'r geiriau o "the" hyd at "under" rhodder "the Natural Resources Body for Wales under".

**356.** Yn adran 26(2), yn lle'r geiriau ar ôl "delegation" rhodder "to the Natural Resources Body for Wales".

**357.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 3(1), yn lle'r geiriau o "and" hyd at "carry" rhodder "and the Natural Resources Body for Wales, carry".

(3) Ym mharagraff 11—

(a) yn is-baragraff (1), yn y geiriau agoriadol, yn lle'r geiriau o "Where" hyd at "and" rhodder "Where the Natural Resources Body for Wales and";

(b) yn is-baragraff (2), yn lle'r geiriau o "the" hyd at "or a" rhodder "the Natural Resources Body for Wales or a".

**358.**—(1) Mae Atodlen 3 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 2(1)—

(a) ym mharagraff (a)—

(i) yn is-baragraff (i), yn lle'r geiriau ar ôl "submitted to" rhodder "the Natural Resources Body for Wales";

(ii) yn is-baragraff (ii), yn lle'r geiriau ar ôl "approved by" rhodder "the Natural Resources Body for Wales";

(iii) yn is-baragraff (iii), yn lle'r geiriau ar ôl

(5) In subsection (4)(a), for the words from "the" to "and" substitute "the Natural Resources Body for Wales, and".

**350.** In section 9(3), for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

**351.**—(1) Section 12 is amended as follows.

(2) In subsection (1)(b), for the words from "the" to "for" substitute "the Natural Resources Body for Wales for".

(3) In subsection (3)(a), for the words from "the" to "and" substitute "the Natural Resources Body for Wales, and".

**352.** In section 14(2), for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

**353.** In section 15(6)(b), for the words from "power" to "under" substitute "power of the Natural Resources Body for Wales under".

**354.** In section 16(5), for the words after "consult" substitute "the Natural Resources Body for Wales".

**355.** In section 20(6)(b), for the words from "the" to "under" substitute "the Natural Resources Body for Wales under".

**356.** In section 26(2), for the words after "delegation" substitute "to the Natural Resources Body for Wales".

**357.**—(1) Schedule 2 is amended as follows.

(2) In paragraph 3(1), for the words from "and" to "carry" substitute "and the Natural Resources Body for Wales, carry".

(3) In paragraph 11—

(a) in sub-paragraph (1), in the opening words, for the words from "Where" to "and" substitute "Where the Natural Resources Body for Wales and";

(b) in sub-paragraph (2), for the words from "the" to "or a" substitute "the Natural Resources Body for Wales or a".

**358.**—(1) Schedule 3 is amended as follows.

(2) In paragraph 2(1)—

(a) in paragraph (a)—

(i) in sub-paragraph (i), for the words after "submitted to" substitute "the Natural Resources Body for Wales";

(ii) in sub-paragraph (ii), for the words after "approved by" substitute "the Natural Resources Body for Wales";

(iii) in sub-paragraph (iii), for the words after

"given to" rhodder "the Natural Resources Body for Wales, and";

(iv) yn is-baragraff (iv), yn lle'r geiriau ar ôl "been sent to" rhodder "the Natural Resources Body for Wales";

(b) ym mharagraff (b), yn y geiriau agoriadol, yn lle'r geiriau ar ôl "submit to" rhodder "the Natural Resources Body for Wales";

(c) ym mharagraff (c), yn lle'r geiriau ar ôl "submitted to" rhodder "the Natural Resources Body for Wales";

(d) ym mharagraff (d), yn y geiriau agoriadol, yn lle'r geiriau o "which the" hyd at "may" rhodder "which the Natural Resources Body for Wales may";

(e) ym mharagraff (e), yn lle'r geiriau o "allow" hyd at "access" rhodder "allow the Natural Resources Body for Wales access".

(3) Ym mharagraff 4(1)—

(a) ym mharagraff (b), yn lle'r geiriau o "agreed" hyd at "at" rhodder "agreed by the Natural Resources Body for Wales, at";

(b) ym mharagraff (e), yn y geiriau agoriadol, yn lle'r geiriau o "the" hyd at "costs" rhodder "the Natural Resources Body for Wales costs".

(4) Ym mharagraff 5—

(a) ym mharagraff (b), yn lle'r geiriau o "which" hyd at "may" rhodder "which the Natural Resources Body for Wales may";

(b) ym mharagraff (c), yn lle'r geiriau o "allow" hyd at "access" rhodder "allow the Natural Resources Body for Wales access";

(c) ym mharagraff (d), yn lle'r geiriau o "send" hyd at "as soon" rhodder "send to the Natural Resources Body for Wales as soon".

(5) Ym mharagraff 7—

(a) yn is-baragraff (1)(a), yn lle'r geiriau ar ôl "withholding" rhodder "by the Natural Resources Body for Wales of approval required by paragraph 2(1)(a)(ii) above";

(b) yn is-baragraff (2), yn lle'r geiriau o "and" hyd at "to" rhodder "and the Natural Resources Body for Wales as to".

**359.** Yn Atodlen 4, ym mharagraff 3(2)(b), yn lle'r geiriau ar ôl "the" rhodder "Natural Resources Body for Wales, or".

#### **Deddf y Diwydiant Glo 1994 (p. 21)**

**360.** Yn adran 59(3) o Ddeddf y Diwydiant Glo 1994, ar ôl paragraff (e) mewnosoder—

"(f) the Natural Resources Body for Wales is a relevant authority in relation to its relevant transferred functions (within the

"given to" substitute "the Natural Resources Body for Wales, and";

(iv) in sub-paragraph (iv), for the words after "been sent to" substitute "the Natural Resources Body for Wales";

(b) in paragraph (b), in the opening words, for the words after "submit to" substitute "the Natural Resources Body for Wales";

(c) in paragraph (c), for the words after "submitted to" substitute "the Natural Resources Body for Wales";

(d) in paragraph (d), in the opening words, for the words from "which the" to "may" substitute "which the Natural Resources Body for Wales may";

(e) in paragraph (e), for the words from "allow" to "access" substitute "allow the Natural Resources Body for Wales access".

(3) In paragraph 4(1)—

(a) in paragraph (b), for the words from "agreed" to "at" substitute "agreed by the Natural Resources Body for Wales, at";

(b) in paragraph (e), in the opening words, for the words from "the" to "costs" substitute "the Natural Resources Body for Wales costs".

(4) In paragraph 5—

(a) in paragraph (b), for the words from "which" to "may" substitute "which the Natural Resources Body for Wales may";

(b) in paragraph (c), for the words from "allow" to "access" substitute "allow the Natural Resources Body for Wales access";

(c) in paragraph (d), for the words from "send" to "as soon" substitute "send to the Natural Resources Body for Wales as soon".

(5) In paragraph 7—

(a) in sub-paragraph (1)(a), for the words after "withholding" substitute "by the Natural Resources Body for Wales of approval required by paragraph 2(1)(a)(ii) above";

(b) in sub-paragraph (2), for the words from "and" to "to" substitute "and the Natural Resources Body for Wales as to".

**359.** In Schedule 4, in paragraph 3(2)(b), for the words after "the" substitute "Natural Resources Body for Wales, or".

#### **Coal Industry Act 1994 (c. 21)**

**360.** In section 59(3) of the Coal Industry Act 1994, after paragraph (e) insert—

"(f) the Natural Resources Body for Wales is a relevant authority in relation to its relevant transferred functions (within

meaning of article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903))."

#### **Deddf yr Amgylchedd 1995 (p. 25)**

**361.** Mae Deddf 1995 wedi ei diwygio fel a ganlyn.

**362.**—(1) Mae adran 4 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2)—

- (a) yn lle "Ministers" rhodder "Secretary of State";
- (b) yn lle "they consider" rhodder "the Secretary of State considers".

(3) Yn is-adrannau (3) a (5)(c), yn lle "Ministers consider" rhodder "Secretary of State considers".

(4) Yn is-adran (7), yn lle "Ministers" rhodder "Secretary of State".

(5) Yn is-adran (9)—

- (a) yn lle "Ministers" rhodder "Secretary of State";
- (b) yn lle "they consider" rhodder "the Secretary of State considers".

**363.**—(1) Cyn pennawd adran 5, mewnosoder y pennawd Pennod a ganlyn—

#### “Chapter 1A

General functions of the Agency and the Natural Resources Body for Wales”.

(2) Daw adrannau 5 i 10 yn Bennod 1A o Ran 1.

**364.**—(1) Mae adran 5 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "The Agency's" rhodder "An appropriate agency's".

(3) Yn is-adran (2), yn lle "The Agency" rhodder "An appropriate agency".

(4) Yn is-adran (3)—

- (a) yn y geiriau agoriadol—
  - (i) yn lle "either of the Ministers" rhodder "the appropriate national authority";
  - (ii) yn lle "the Agency", rhodder "an appropriate agency";
- (b) ym mharagraff (a), yn lle "that Minister" rhodder "the appropriate national authority";
- (c) ym mharagraff (b)—
  - (i) yn lle "that Minister" rhodder "the appropriate national authority";
  - (ii) yn lle "Agency" ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(5) Yn is-adrannau (4) a (5), yn lle "the Agency" rhodder "an appropriate agency".

(6) Ar ôl is-adran (5) mewnosoder—

the meaning of article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)).”

#### **Environment Act 1995 (c. 25)**

**361.** The 1995 Act is amended as follows.

**362.**—(1) Section 4 is amended as follows.

(2) In subsection (2)—

- (a) for "Ministers" substitute "Secretary of State";
- (b) for "they consider" substitute "the Secretary of State considers".

(3) In subsections (3) and (5)(c), for "Ministers consider" substitute "Secretary of State considers".

(4) In subsection (7), for "Ministers" substitute "Secretary of State".

(5) In subsection (9)—

- (a) for "Ministers" substitute "Secretary of State";
- (b) for "they consider" substitute "the Secretary of State considers".

**363.**—(1) Before the heading to section 5, insert the following Chapter heading—

#### “Chapter 1A

General functions of the Agency and the Natural Resources Body for Wales”.

(2) Sections 5 to 10 become Chapter 1A of Part 1.

**364.**—(1) Section 5 is amended as follows.

(2) In subsection (1), for "The Agency's" substitute "An appropriate agency's".

(3) In subsection (2), for "The Agency" substitute "An appropriate agency".

(4) In subsection (3)—

- (a) in the opening words—
  - (i) for "either of the Ministers" substitute "the appropriate national authority";
  - (ii) for "the Agency" substitute "an appropriate agency";
- (b) in paragraph (a), for "that Minister" substitute "the appropriate national authority";
- (c) in paragraph (b)—
  - (i) for "that Minister" substitute "the appropriate national authority";
  - (ii) for "Agency", in each place where it occurs, substitute "appropriate agency".

(5) In subsections (4) and (5), for "the Agency" substitute "an appropriate agency".

(6) After subsection (5) insert—

"(6) But in relation to the Natural Resources Body for Wales, "pollution control powers" and "pollution control functions" do not include powers or functions which—

- (a) were exercisable by the Countryside Council for Wales or the Forestry Commissioners immediately before 1 April 2013; and
- (b) are functions of that Body by virtue of the Natural Resources Body for Wales (Functions) Order 2013."

**365.**—(1) Mae adran 6 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "the Agency", yn y man cyntaf a'r ail fan lle y mae'n digwydd, rhodder "an appropriate agency".

(3) Yn is-adran (2), hepgorer "and Wales" ym mhob man lle y mae'n digwydd.

(4) Ar ôl is-adran (2) mewnosoder—

"(2A) The Natural Resources Body for Wales must take all such action as it may from time to time consider, in accordance with any directions given under article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903), to be necessary or expedient for the purpose—

- (a) of conserving, redistributing or otherwise augmenting water resources in Wales; and
- (b) of securing the proper use of water resources in Wales (including the efficient use of those resources);

but nothing in this subsection shall be construed as relieving any water undertaker of the obligation to develop water resources for the purpose of performing any duty imposed on it by virtue of section 37 of the Water Industry Act 1991 (general duty to maintain water supply system)."

(5) Yn is-adran (4), ar ôl "England and" mewnosoder "the Natural Resources Body for Wales shall in relation to".

(6) Yn is-adran (5), ar ôl "England and" mewnosoder "the Natural Resources Body for Wales' flood defence functions shall extend to the territorial sea adjacent to".

(7) Yn is-adran (6), yn lle "the Agency" rhodder "an appropriate agency".

(8) Yn is-adran (7), hepgorer "and Wales" ym mhob man lle y mae'n digwydd.

(9) Ar ôl is-adran (7) mewnosoder—

"(7A) The area in respect of which the Natural Resources Body for Wales shall carry out its functions relating to fisheries shall be the whole of Wales, together with such part of the territorial sea adjacent to Wales as extends for six miles from the

"(6) But in relation to the Natural Resources Body for Wales, "pollution control powers" and "pollution control functions" do not include powers or functions which—

- (a) were exercisable by the Countryside Council for Wales or the Forestry Commissioners immediately before 1 April 2013; and
- (b) are functions of that Body by virtue of the Natural Resources Body for Wales (Functions) Order 2013."

**365.**—(1) Section 6 is amended as follows.

(2) In subsection (1), for "the Agency", in the first and second places where it occurs, substitute "an appropriate agency".

(3) In subsection (2), omit "and Wales" in each place where it occurs.

(4) After subsection (2) insert—

"(2A) The Natural Resources Body for Wales must take all such action as it may from time to time consider, in accordance with any directions given under article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903), to be necessary or expedient for the purpose—

- (a) of conserving, redistributing or otherwise augmenting water resources in Wales; and
- (b) of securing the proper use of water resources in Wales (including the efficient use of those resources);

but nothing in this subsection shall be construed as relieving any water undertaker of the obligation to develop water resources for the purpose of performing any duty imposed on it by virtue of section 37 of the Water Industry Act 1991 (general duty to maintain water supply system)."

(5) In subsection (4), after "England and" insert "the Natural Resources Body for Wales shall in relation to".

(6) In subsection (5), after "England and" insert "the Natural Resources Body for Wales' flood defence functions shall extend to the territorial sea adjacent to".

(7) In subsection (6), for "the Agency" substitute "an appropriate agency".

(8) In subsection (7), omit "and Wales" in each place where it occurs.

(9) After subsection (7) insert—

"(7A) The area in respect of which the Natural Resources Body for Wales shall carry out its functions relating to fisheries shall be the whole of Wales, together with such part of the territorial sea adjacent to Wales as extends for six miles from the

baselines from which the breadth of that sea is measured."

(10) Ar ôl is-adran (8) mewnosoder—

"(9) For the purposes of this section, the parts of the territorial sea which are adjacent to Wales, and which are therefore not adjacent to England, are the parts of the sea which are treated as adjacent to Wales for the purposes of section 158 of the Government of Wales Act 2006."

**366.**—(1) Mae adran 8 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) yn y geiriau agoriadol—

- (i) hepgorer "or the Countryside Council for Wales";
- (ii) hepgorer "or, as the case may be, Wales";

(b) ym mharagraff (b), yn lle "the Agency", ym mhob man lle y mae'n digwydd, rhodder "an appropriate agency";

(c) yn y geiriau cau—

- (i) yn lle "the Agency or (as the case may be) the Council" rhodder "Natural England";
- (ii) yn lle "to the Agency" rhodder "to the appropriate agency".

(3) Ar ôl is-adran (1) mewnosoder—

"(1A) Where the Natural Resources Body for Wales is of the opinion that any area of land in Wales—

- (a) is of special interest by reason of its flora, fauna or geological or physiographical features, and
- (b) may at any time be affected by schemes, works, operations or activities of the Agency or by an authorisation given by the Agency,

the Natural Resources Body for Wales shall notify the fact that the land is of special interest for that reason to the Agency."

(4) Yn is-adran (2)—

(a) ym mharagraff (b), yn lle "the Agency", ym mhob man lle y mae'n digwydd, rhodder "an appropriate agency";

(b) yn y geiriau cau, yn lle "Agency" rhodder "appropriate agency"..

(5) Yn is-adran (3)—

(a) yn lle "the Agency", yn y man cyntaf lle y mae'n digwydd, rhodder "an appropriate agency";

(b) ar ôl "subsection (1)" mewnosoder ", (1A)";

(c) yn lle "Agency" yn yr ail fan lle y mae'n digwydd, rhodder "appropriate agency".

(6) Yn is-adran (4), yn lle "the Countryside Council

baselines from which the breadth of that sea is measured."

(10) After subsection (8) insert—

"(9) For the purposes of this section, the parts of the territorial sea which are adjacent to Wales, and which are therefore not adjacent to England, are the parts of the sea which are treated as adjacent to Wales for the purposes of section 158 of the Government of Wales Act 2006."

**366.**—(1) Section 8 is amended as follows.

(2) In subsection (1)—

(a) in the opening words—

- (i) omit "or the Countryside Council for Wales";
- (ii) omit "or, as the case may be, Wales";

(b) in paragraph (b), for "the Agency", in each place where it occurs, substitute "an appropriate agency";

(c) in the closing words—

- (i) for "the Agency or (as the case may be) the Council" substitute "Natural England";
- (ii) for "to the Agency" substitute "to the appropriate agency".

(3) After subsection (1) insert—

"(1A) Where the Natural Resources Body for Wales is of the opinion that any area of land in Wales—

- (a) is of special interest by reason of its flora, fauna or geological or physiographical features, and
- (b) may at any time be affected by schemes, works, operations or activities of the Agency or by an authorisation given by the Agency,

the Natural Resources Body for Wales shall notify the fact that the land is of special interest for that reason to the Agency."

(4) In subsection (2)—

(a) in paragraph (b), for "the Agency", in each place where it occurs, substitute "an appropriate agency";

(b) in the closing words, for "Agency" substitute "appropriate agency".

(5) In subsection (3)—

(a) for "the Agency", in the first place where it occurs, substitute "an appropriate agency";

(b) after "subsection (1)" insert ", (1A)";

(c) for "Agency", in the second place where it occurs, substitute "appropriate agency".

(6) In subsection (4), for "the Countryside Council

for Wales" rhodder "the Natural Resources Body for Wales".

**367.**—(1) Mae adran 9 wedi ei diwygio fel a ganlyn.

(2) Yn lle is-adran (1) rhodder—

"(1) The appropriate national authority shall have power by order to approve any code of practice issued (whether by the appropriate national authority or by another person) for the purpose of—

- (a) giving practical guidance to an appropriate agency with respect to any of the matters for the purposes of which the provisions specified in subsection (5) have effect, and
- (b) promoting what appear to the appropriate national authority to be desirable practices by an appropriate agency with respect to those matters,

and may at any time by such an order approve a modification of such a code or withdraw its approval of such a code or modification."

(3) Yn is-adran (2), yn lle "section 6(1), 7 or 8 above, the Agency" rhodder "the provisions specified in subsection (5), an appropriate agency".

(4) Yn is-adran (3)—

- (a) yn lle "Neither of the Ministers shall" rhodder "The Secretary of State shall not";
- (b) ym mharagraff (b), hepgorer "and the Countryside Council for Wales";
- (c) ym mharagraff (d), hepgorer "and the Sports Council for Wales".

(5) Ar ôl is-adran (3) mewnosoder—

"(3A) The Welsh Ministers shall not make an order under this section unless they have first consulted—

- (a) the Natural Resources Body for Wales;
- (b) the Sports Council for Wales; and
- (c) such other persons as they consider it appropriate to consult."

(6) Yn is-adran (4)—

- (a) hepgorer "of each of the Ministers";
- (b) ar y diwedd mewnosoder "(in the case of an order made by the Secretary of State) or of the National Assembly for Wales (in the case of an order made by the Welsh Ministers)".

(7) Ar ôl is-adran (4) mewnosoder—

"(5) The provisions referred to in subsections (1) and (2) are—

- (a) in relation to the Agency, sections 6(1), 7 and 8;
- (b) in relation to the Natural Resources Body for Wales—

for Wales" substitute "the Natural Resources Body for Wales".

**367.**—(1) Section 9 is amended as follows.

(2) For subsection (1) substitute—

"(1) The appropriate national authority shall have power by order to approve any code of practice issued (whether by the appropriate national authority or by another person) for the purpose of—

- (a) giving practical guidance to an appropriate agency with respect to any of the matters for the purposes of which the provisions specified in subsection (5) have effect, and
- (b) promoting what appear to the appropriate national authority to be desirable practices by an appropriate agency with respect to those matters,

and may at any time by such an order approve a modification of such a code or withdraw its approval of such a code or modification."

(3) In subsection (2), for "section 6(1), 7 or 8 above, the Agency" substitute "the provisions specified in subsection (5), an appropriate agency".

(4) In subsection (3)—

- (a) for "Neither of the Ministers shall" substitute "The Secretary of State shall not";
- (b) in paragraph (b), omit "and the Countryside Council for Wales";
- (c) in paragraph (d), omit "and the Sports Council for Wales".

(5) After subsection (3) insert—

"(3A) The Welsh Ministers shall not make an order under this section unless they have first consulted—

- (a) the Natural Resources Body for Wales;
- (b) the Sports Council for Wales; and
- (c) such other persons as they consider it appropriate to consult."

(6) In subsection (4)—

- (a) omit "of each of the Ministers";
- (b) at the end insert "(in the case of an order made by the Secretary of State) or of the National Assembly for Wales (in the case of an order made by the Welsh Ministers)".

(7) After subsection (4) insert—

"(5) The provisions referred to in subsections (1) and (2) are—

- (a) in relation to the Agency, sections 6(1), 7 and 8;
- (b) in relation to the Natural Resources Body for Wales—



- (i) sections 6(1) and 8; and
- (ii) articles 5A, 5C, 5D, 5E and 5G of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)."

**368.** Ar ôl adran 9 mewnosoder—

"**9A** Duty of the Agency to cooperate with the Natural Resources Body for Wales

The Agency must cooperate with the Natural Resources Body for Wales, and coordinate its activities with those of the Natural Resources Body for Wales, as may be appropriate in the circumstances."

**369.**—(1) Mae adran 10 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ym mharagraff (a) hepgorer "and";
- (b) ar ôl paragraff (a) mewnosoder—

"(aa) for the purposes of article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903), in relation to the Natural Resources Body for Wales; and";

- (c) ym mharagraff (b), yn lle "the Agency", ym mhob man lle y mae'n digwydd, rhodder "an appropriate agency";
- (d) yn y geiriau cau, ar ôl "described in paragraphs (a)" mewnosoder ", (aa)".

(3) Yn is-adran (2)—

- (a) yn y geiriau agoriadol, yn lle "the Agency" rhodder "an appropriate agency";
- (b) ym mharagraffau (a) i (c), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(4) Yn is-adran (3), yn lle "the Agency" rhodder "an appropriate agency".

(5) Yn is-adrannau (4) a (5)—

- (a) yn lle "the Agency", yn y man cyntaf lle y mae'n digwydd ym mhob un o'r is-adrannau hynny, rhodder "an appropriate agency";
- (b) yn lle "Agency", yn yr ail fan lle y mae'n digwydd ym mhob un o'r is-adrannau hynny, rhodder "appropriate agency".

(6) Gan hynny, ym mhennawd adran 10, ar ôl "Agency" mewnosoder "and the Natural Resources Body for Wales".

**370.** Ym mhennawd Pennod 3 o Ran 1, ar ôl "the New Agencies" mewnosoder "and the Natural Resources Body for Wales".

**371.** Yn adran 40 ar ôl is-adran (8) mewnosoder—

- (i) sections 6(1) and 8; and
- (ii) articles 5A, 5C, 5D, 5E and 5G of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)."

**368.** After section 9 insert—

"**9A** Duty of the Agency to cooperate with the Natural Resources Body for Wales

The Agency must cooperate with the Natural Resources Body for Wales, and coordinate its activities with those of the Natural Resources Body for Wales, as may be appropriate in the circumstances."

**369.**—(1) Section 10 is amended as follows.

(2) In subsection (1)—

- (a) in paragraph (a) omit "and";
- (b) after paragraph (a) insert—

"(aa) for the purposes of article 9 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903), in relation to the Natural Resources Body for Wales; and";

- (c) in paragraph (b), for "the Agency", in each place where it occurs, substitute "an appropriate agency";
- (d) in the closing words, after "described in paragraphs (a)" insert ", (aa)".

(3) In subsection (2)—

- (a) in the opening words, for "the Agency" substitute "an appropriate agency";
- (b) in paragraphs (a) to (c), for "Agency", in each place where it occurs, substitute "appropriate agency".

(4) In subsection (3), for "the Agency" substitute "an appropriate agency".

(5) In subsections (4) and (5)—

- (a) for "the Agency", in the first place where it occurs in each of those subsections, substitute "an appropriate agency";
- (b) for "Agency", in the second place where it occurs in each of those subsections, substitute "appropriate agency".

(6) Accordingly, in the heading to section 10, after "Agency" insert "and the Natural Resources Body for Wales".

**370.** In the heading to Chapter 3 of Part 1, after "the New Agencies" insert "and the Natural Resources Body for Wales".

**371.** In section 40, after subsection (8) insert—

"(9) For the purposes of this section, the "appropriate Minister" in relation to the Agency is—

- (a) in any case not falling within paragraph (b), the Secretary of State;
- (b) in the case of a direction under subsection (1)—
  - (i) which would have any effect in Wales, or
  - (ii) which relates to water resources management, water supply, rivers or other watercourses, control of pollution of water resources, sewerage or land drainage, and which would have any effect in the catchment areas of the rivers Dee, Wye and Severn,

the Secretary of State or the Welsh Ministers.

(10) The Secretary of State may give a direction falling within subsection (9)(b) only after consulting the Welsh Ministers.

(11) The Welsh Ministers may give a direction under this section only with the consent of the Secretary of State."

**372.**—(1) Mae adran 41 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) ym mharagraff (a), yn lle "the Agency" rhodder "an appropriate agency";
- (b) ym mharagraff (b), yn lle "a new Agency" rhodder "the Agency, the Natural Resources Body for Wales or SEPA";
- (c) ym mharagraffau (ba) ac (c), yn lle "the Agency" rhodder "an appropriate agency";
- (d) ym mharagraff (e), yn lle "each of the new Agencies" rhodder "the Agency, the Natural Resources Body for Wales or SEPA";
- (e) ym mharagraff (f), yn lle "each of the new Agencies" rhodder "an appropriate agency";
- (f) ym mharagraff (g), yn lle "each of the new Agencies" rhodder "the Agency, the Natural Resources Body for Wales or SEPA";
- (g) yn y geiriau cau, yn lle "new Agency" rhodder "body".

(3) Yn is-adran (6), yn lle "a new Agency" rhodder "the Agency, the Natural Resources Body for Wales or SEPA".

(4) Ar ôl is-adran (9) mewnosoder—

"(9A) The Natural Resources Body for Wales may not make a charging scheme unless the provisions of the scheme have been approved by the Welsh Ministers under section 42."

**373.**—(1) Mae adran 42 wedi ei diwygio fel a ganlyn.

"(9) For the purposes of this section, the "appropriate Minister" in relation to the Agency is—

- (a) in any case not falling within paragraph (b), the Secretary of State;
- (b) in the case of a direction under subsection (1)—
  - (i) which would have any effect in Wales, or
  - (ii) which relates to water resources management, water supply, rivers or other watercourses, control of pollution of water resources, sewerage or land drainage, and which would have any effect in the catchment areas of the rivers Dee, Wye and Severn,

the Secretary of State or the Welsh Ministers.

(10) The Secretary of State may give a direction falling within subsection (9)(b) only after consulting the Welsh Ministers.

(11) The Welsh Ministers may give a direction under this section only with the consent of the Secretary of State."

**372.**—(1) Section 41 is amended as follows.

(2) In subsection (1)—

- (a) in paragraph (a), for "the Agency" substitute "an appropriate agency";
- (b) in paragraph (b), for "a new Agency" substitute "the Agency, the Natural Resources Body for Wales or SEPA";
- (c) in paragraphs (ba) and (c), for "the Agency" substitute "an appropriate agency";
- (d) in paragraph (e), for "each of the new Agencies" substitute "the Agency, the Natural Resources Body for Wales or SEPA";
- (e) in paragraph (f), for "each of the new Agencies" substitute "an appropriate agency";
- (f) in paragraph (g), for "each of the new Agencies" substitute "the Agency, the Natural Resources Body for Wales or SEPA";
- (g) in the closing words, for "new Agency" substitute "body".

(3) In subsection (6), for "a new Agency" substitute "the Agency, the Natural Resources Body for Wales or SEPA".

(4) After subsection (9) insert—

"(9A) The Natural Resources Body for Wales may not make a charging scheme unless the provisions of the scheme have been approved by the Welsh Ministers under section 42."

**373.**—(1) Section 42 is amended as follows.

- (2) Yn is-adran (1)—
- (a) yn y geiriau agoriadol, yn lle "for his approval, a new Agency" rhodder "or the Welsh Ministers for approval, a charging authority";
  - (b) ym mharagraff (b), ar y diwedd mewnosoder "or, as the case may be, the Welsh Ministers".
- (3) Yn is-adran (2)—
- (a) yn y geiriau agoriadol—
    - (i) yn lle "for his" rhodder "or the Welsh Ministers for";
    - (ii) ar ôl "he" mewnosoder "or they";
  - (b) ym mharagraff (a), ar ôl "him" mewnosoder "or them".
- (4) Yn is-adran (3)—
- (a) yn y geiriau agoriadol, yn lle "new Agency", ym mhob man lle y mae'n digwydd, rhodder "charging authority";
  - (b) yn y geiriau cau, ar ôl "Secretary of State" mewnosoder "or, as the case may be, the Welsh Ministers".
- (5) Yn is-adran (4)—
- (a) yn y geiriau agoriadol—
    - (i) ar ôl "considers" mewnosoder "or which the Welsh Ministers consider";
    - (ii) yn lle "new Agency's" rhodder "charging authority's";
    - (iii) ar ôl "Secretary of State", yn yr ail fan lle y mae'n digwydd, mewnosoder "or the Welsh Ministers";
  - (b) ym mharagraff (a)—
    - (i) yn lle "new Agency's" rhodder "charging authority's";
    - (ii) ar ôl "below" mewnosoder "or (in the case of the Natural Resources Body for Wales) under article 13 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)";
  - (c) ym mharagraff (b), yn lle "new Agency" rhodder "charging authority".
- (6) Yn is-adran (5)—
- (a) ar ôl "Secretary of State" mewnosoder "or the Welsh Ministers (as the case may be)";
  - (b) yn lle "the Agency's" rhodder "an appropriate agency's";
  - (c) yn lle "Agency" rhodder "appropriate agency";
  - (d) ar ôl "section 6(2)" mewnosoder "or (2A)".
- (7) Yn is-adran (6)—
- (a) ar ôl "Secretary of State", yn y man cyntaf lle y mae'n digwydd, mewnosoder "or the Welsh Ministers";
- (2) In subsection (1)—
- (a) in the opening words, for "for his approval, a new Agency" substitute "or the Welsh Ministers for approval, a charging authority";
  - (b) in paragraph (b), at the end insert "or, as the case may be, the Welsh Ministers".
- (3) In subsection (2)—
- (a) in the opening words—
    - (i) for "for his" substitute "or the Welsh Ministers for";
    - (ii) after "he" insert "or they";
  - (b) in paragraph (a), after "him" insert "or them".
- (4) In subsection (3)—
- (a) in the opening words, for "new Agency", in each place where it occurs, substitute "charging authority";
  - (b) in the closing words, after "Secretary of State" insert "or, as the case may be, the Welsh Ministers".
- (5) In subsection (4)—
- (a) in the opening words—
    - (i) after "considers" insert "or which the Welsh Ministers consider";
    - (ii) for "new Agency's" substitute "charging authority's";
    - (iii) after "Secretary of State", in the second place where it occurs, insert "or the Welsh Ministers";
  - (b) in paragraph (a)—
    - (i) for "new Agency's" substitute "charging authority's";
    - (ii) after "below" insert "or (in the case of the Natural Resources Body for Wales) under article 13 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903)";
  - (c) in paragraph (b), for "new Agency" substitute "charging authority".
- (6) In subsection (5)—
- (a) after "Secretary of State" insert "or the Welsh Ministers (as the case may be)";
  - (b) for "the Agency's" substitute "an appropriate agency's";
  - (c) for "Agency" substitute "appropriate agency";
  - (d) after "section 6(2)" insert "or (2A)".
- (7) In subsection (6)—
- (a) after "Secretary of State", in the first place where it occurs, insert "or the Welsh Ministers";

(b) yn lle "new Agency" rhodder "charging authority".

(8) Yn is-adrannau (8) a (9), yn lle "new Agency", ym mhob man lle y mae'n digwydd, rhodder "charging authority".

(9) Yn is-adran (11), ar ôl "section 41 or 41A" mewnosoder "and "charging authority" means the body that makes or proposes to make a charging scheme".

**374.**—(1) Mae adran 53 wedi ei diwygio fel a ganlyn.

(2) Ar ôl is-adran (1) mewnosoder—

"(1A) Without prejudice to any other provision of this Act or any other enactment by virtue of which an inquiry or other hearing is authorised or required to be held, the Welsh Ministers may cause an inquiry or other hearing to be held if it appears to them expedient to do so—

- (a) in connection with any of the relevant environmental functions of the Natural Resources Body for Wales; or
- (b) in connection with any of their functions in relation to the relevant environmental functions of that Body."

(3) Yn is-adran (2)—

- (a) ym mharagraff (a), ar ôl "Agency" mewnosoder "or any of the relevant environmental functions of the Natural Resources Body for Wales";
- (b) ym mharagraff (b), ar ôl "Agency" mewnosoder "or any functions of the Welsh Ministers in relation to the relevant environmental functions of the Natural Resources Body for Wales";
- (c) yn y geiriau cau, ar ôl "Agency" mewnosoder "or, as the case may be, the Natural Resources Body for Wales".

(4) Ar ôl is-adran (3) mewnosoder—

"(4) In this section, "relevant environmental functions" means—

- (a) pollution control functions (within the meaning of section 5); and
- (b) any functions relating to water resources, flood and coastal erosion risk management or fisheries."

**375.**—(1) Mae adran 56(1) wedi ei diwygio fel a ganlyn.

(2) Yn y manau priodol mewnosoder y diffiniadau a ganlyn—

""appropriate agency" means the Agency or the Natural Resources Body for Wales;";

""the appropriate national authority" means—

(b) for "new Agency" substitute "charging authority".

(8) In subsections (8) and (9), for "new Agency", in each place where it occurs, substitute "charging authority".

(9) In subsection (11), after "section 41 or 41A" insert "and "charging authority" means the body that makes or proposes to make a charging scheme".

**374.**—(1) Section 53 is amended as follows.

(2) After subsection (1) insert—

“(1A) Without prejudice to any other provision of this Act or any other enactment by virtue of which an inquiry or other hearing is authorised or required to be held, the Welsh Ministers may cause an inquiry or other hearing to be held if it appears to them expedient to do so—

- (a) in connection with any of the relevant environmental functions of the Natural Resources Body for Wales; or
- (b) in connection with any of their functions in relation to the relevant environmental functions of that Body.”

(3) In subsection (2)—

- (a) in paragraph (a), after "Agency" insert "or any of the relevant environmental functions of the Natural Resources Body for Wales";
- (b) in paragraph (b), after "Agency" insert "or any functions of the Welsh Ministers in relation to the relevant environmental functions of the Natural Resources Body for Wales";
- (c) in the closing words, after "Agency" insert "or, as the case may be, the Natural Resources Body for Wales".

(4) After subsection (3) insert—

“(4) In this section, "relevant environmental functions" means—

- (a) pollution control functions (within the meaning of section 5); and
- (b) any functions relating to water resources, flood and coastal erosion risk management or fisheries.”

**375.**—(1) Section 56(1) is amended as follows.

(2) In the appropriate places insert the following definitions—

""appropriate agency" means the Agency or the Natural Resources Body for Wales;";

""the appropriate national authority" means—

- (a) in relation to the Agency, the Secretary of State;
- (b) in relation to the Natural Resources Body for Wales, the Welsh Ministers;".

(3) Yn y diffiniadau a ganlyn, yn lle "the Agency", ym mhob man lle y mae'n digwydd, rhodder "an appropriate agency"—

- (a) y diffiniad o "environmental licence" sy'n gymwys o ran yr Asiantaeth; a
- (b) y diffiniad o "flood defence functions".

**376.** Yn adrannau 66(7)(a) a 72(2), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**377.** Yn adran 80(6)(a), yn lle "appropriate new Agency" rhodder "appropriate agency".

**378.**—(1) Mae adran 81 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), ar ôl "new Agency" mewnosoder "and the Natural Resources Body for Wales".

(3) Yn is-adran (2)—

- (a) yn y geiriau agoriadol, hepgorer ", in relation to a new Agency,";
- (b) ym mharagraff (a)—
  - (i) ar ôl "the Agency" mewnosoder "or the Natural Resources Body for Wales";
  - (ii) ar ôl "above" mewnosoder "(subject, in the case of the Body, to section 5(6) above)".

**379.** Yn adran 87(3) a (7)(a), yn lle "appropriate new Agency" rhodder "appropriate agency".

**380.** Yn adran 91(1), yn lle'r diffiniad o "the appropriate new Agency" rhodder—

"the appropriate agency" means—

- (a) in relation to England, the Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;
- (c) in relation to Scotland, SEPA;".

**381.**—(1) Mae adran 94 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3)—

- (a) yn lle "either new Agency" rhodder "a new Agency";
- (b) yn lle "the other of them" rhodder "any other of them".

(3) Yn is-adran (6)—

- (a) yn y diffiniad o "the appropriate Agency"—
  - (i) ym mharagraff (a) hepgorer "and Wales";
  - (ii) ar ôl paragraff (a) mewnosoder—
 

"(aa) in relation to Wales, the Natural

- (a) in relation to the Agency, the Secretary of State;
- (b) in relation to the Natural Resources Body for Wales, the Welsh Ministers;".

(3) In the following definitions, for "the Agency", in each place where it occurs, substitute "an appropriate agency"—

- (a) the definition of "environmental licence" which applies in relation to the Agency; and
- (b) the definition of "flood defence functions".

**376.** In sections 66(7)(a) and 72(2), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**377.** In section 80(6)(a), for "appropriate new Agency" substitute "appropriate agency".

**378.**—(1) Section 81 is amended as follows.

(2) In subsection (1), after "new Agency" insert "and the Natural Resources Body for Wales".

(3) In subsection (2)—

- (a) in the opening words, omit ", in relation to a new Agency,";
- (b) in paragraph (a)—
  - (i) after "the Agency" insert "or the Natural Resources Body for Wales";
  - (ii) after "above" insert "(subject, in the case of the Body, to section 5(6) above)".

**379.** In section 87(3) and (7)(a), for "appropriate new Agency" substitute "appropriate agency".

**380.** In section 91(1), for the definition of "the appropriate new Agency" substitute—

"the appropriate agency" means—

- (a) in relation to England, the Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;
- (c) in relation to Scotland, SEPA;".

**381.**—(1) Section 94 is amended as follows.

(2) In subsection (3)—

- (a) for "either new Agency" substitute "a new Agency";
- (b) for "the other of them" substitute "any other of them".

(3) In subsection (6)—

- (a) in the definition of "the appropriate Agency"—
  - (i) in paragraph (a) omit "and Wales";
  - (ii) after paragraph (a) insert—
 

"(aa) in relation to Wales, the Natural

Resources Body for Wales;”;

- (b) yn y diffiniad o "new Agency" yn lle "or SEPA" rhodder ", the Natural Resources Body for Wales or SEPA".

**382.**—(1) Mae adran 108 wedi ei diwygio fel a ganlyn.

(2) Yn is-adrannau (2) a (3), ar ôl "the Agency", ym mhob man lle y mae'n digwydd, mewnosoder ", the Natural Resources Body for Wales".

(3) Yn is-adran (15)—

- (a) yn y diffiniad o "enforcing authority", ar ôl paragraff (b) mewnosoder—

"(bza)the Natural Resources Body for Wales;”;

- (b) yn y diffiniad o "pollution control functions" sy'n gymwys o ran yr Asiantaeth a SEPA—

(i) yn y geiriau agoriadol, ar ôl "the Agency" mewnosoder ", the Natural Resources Body for Wales";

(ii) yn y geiriau cau, ar ôl "the Agency" mewnosoder "or the Natural Resources Body for Wales";

(iii) ar y diwedd mewnosoder—

"but, in relation to the Natural Resources Body for Wales, does not include any functions which were exercisable by the Countryside Council for Wales or the Forestry Commissioners immediately before 1 April 2013 and are functions of that Body by virtue of the Natural Resources Body for Wales (Functions) Order 2013;".

**383.** Yn adran 111(5), yn y diffiniad o "environmental licence", ar ôl "the Agency" mewnosoder ", the Natural Resources Body for Wales".

**384.**—(1) Mae adran 113 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

- (a) yn lle "a new Agency", ym mhob man lle y mae'n digwydd, rhodder "a relevant agency";

(b) ym mharagraff (a), yn lle "the other new Agency" rhodder "another relevant agency";

(c) ar ddiwedd paragraff (b), hepgorer "or";

(d) ar ôl paragraff (c) mewnosoder "or

(d) by the Natural Resources Body for Wales to the Forestry Commissioners;";

(e) yn y geiriau cau, yn lle "either of the new Agencies" rhodder "any of the relevant agencies".

(3) Yn is-adran (2), yn lle "new Agency", ym mhob man lle y mae'n digwydd, rhodder "relevant agency".

Resources Body for Wales;”;

- (b) in the definition of "new Agency" for "or SEPA" substitute ", the Natural Resources Body for Wales or SEPA".

**382.**—(1) Section 108 is amended as follows.

(2) In subsections (2) and (3), after "the Agency", in each place where it occurs, insert ", the Natural Resources Body for Wales".

(3) In subsection (15)—

- (a) in the definition of "enforcing authority", after paragraph (b) insert—

“(bza)the Natural Resources Body for Wales;”;

- (b) in the definition of "pollution control functions" which applies in relation to the Agency and SEPA—

(i) in the opening words, after "the Agency" insert ", the Natural Resources Body for Wales";

(ii) in the closing words, after "the Agency" insert "or the Natural Resources Body for Wales";

(iii) at the end insert—

“but, in relation to the Natural Resources Body for Wales, does not include any functions which were exercisable by the Countryside Council for Wales or the Forestry Commissioners immediately before 1 April 2013 and are functions of that Body by virtue of the Natural Resources Body for Wales (Functions) Order 2013;”.

**383.** In section 111(5), in the definition of "environmental licence", after "the Agency" insert ", the Natural Resources Body for Wales".

**384.**—(1) Section 113 is amended as follows.

(2) In subsection (1)—

- (a) for "a new Agency", in each place where it occurs, substitute "a relevant agency";

(b) in paragraph (a), for "the other new Agency" substitute "another relevant agency";

(c) at the end of paragraph (b), omit "or";

(d) after paragraph (c) insert "or

(d) by the Natural Resources Body for Wales to the Forestry Commissioners;”;

(e) in the closing words, for "either of the new Agencies" substitute "any of the relevant agencies".

(3) In subsection (2), for "new Agency", in each place where it occurs, substitute "relevant agency".

(4) Yn is-adran (5)—

- (a) hepgorer y diffiniad o "new Agency";
- (b) ar y diwedd mewnosoder—

""relevant agency" means the Agency, the Natural Resources Body for Wales or SEPA."

**385.** Yn adran 115(3), ar ôl "the Agency" mewnosoder ", the Natural Resources Body for Wales".

**386.** Yn Atodlen 7, ym mharagraffau 4(1) a 14(3), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**387.** Yn Atodlen 20, ym mharagraff 5(1)(c), ar ôl "the Agency" mewnosoder "or the Natural Resources Body for Wales, as appropriate".

#### **Deddf Cyllid 1996 (p. 8)**

**388.** Mae Deddf Cyllid 1996 wedi ei diwygio fel a ganlyn.

**389.** Yn adran 70(1), yn y man priodol mewnosoder—

""the Natural Resources Body for Wales" means the body established by article 3 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903);".

**390.** Yn Atodlen 5, ym mharagraff 35(1), ar ôl paragraff (b) mewnosoder—

"(ba)the Natural Resources Body for Wales;".

#### **Deddf Llywodraeth Cymru 1998 (p. 38)**

**391.** Mae Deddf Llywodraeth Cymru 1998 wedi ei diwygio fel a ganlyn.

**392.** Yn Rhan 3 o Atodlen 4, hepgorer paragraff 15.

**393.** Yn Atodlen 7, hepgorer paragraffau 1 a 2.

#### **Deddf Atal a Rheoli Llygredd 1999 (p. 24)**

**394.** Mae Deddf Atal a Rheoli Llygredd 1999 wedi ei diwygio fel a ganlyn.

**395.**—(1) Mae adran 2(4) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (a) hepgorer "or Wales".

(3) Ar ôl paragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales if the regulations are to apply in relation to Wales;".

**396.** Yn adran 3(4)(a), ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

(4) In subsection (5)—

- (a) omit the definition of "new Agency";
- (b) at the end insert—

""relevant agency" means the Agency, the Natural Resources Body for Wales or SEPA."

**385.** In section 115(3), after "the Agency" insert ", the Natural Resources Body for Wales".

**386.** In Schedule 7, in paragraphs 4(1) and 14(3), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**387.** In Schedule 20, in paragraph 5(1)(c), after "the Agency" insert "or the Natural Resources Body for Wales, as appropriate".

#### **Finance Act 1996 (c. 8)**

**388.** The Finance Act 1996 is amended as follows.

**389.** In section 70(1), in the appropriate place insert—

""the Natural Resources Body for Wales" means the body established by article 3 of the Natural Resources Body for Wales (Establishment) Order 2012 (S.I. 2012/1903);".

**390.** In Schedule 5, in paragraph 35(1), after paragraph (b) insert—

“(ba)the Natural Resources Body for Wales;”.

#### **Government of Wales Act 1998 (c. 38)**

**391.** The Government of Wales Act 1998 is amended as follows.

**392.** In Part 3 of Schedule 4, omit paragraph 15.

**393.** In Schedule 7, omit paragraphs 1 and 2.

#### **Pollution Prevention and Control Act 1999 (c. 24)**

**394.** The Pollution Prevention and Control Act 1999 is amended as follows.

**395.**—(1) Section 2(4) is amended as follows.

(2) In paragraph (a) omit "or Wales".

(3) After paragraph (a) insert—

“(aa) the Natural Resources Body for Wales if the regulations are to apply in relation to Wales;”.

**396.** In section 3(4)(a), after "Environment Agency" insert ", the Natural Resources Body for Wales".

**Deddf Safonau Gofal 2000 (p. 14)**

397. Yn Atodlen 2A i Ddeddf Safonau Gofal 2000, ym mharagraff 15, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

**Deddf Rheoleiddio Pwerau Ymchwilio 2000 (p. 23)**

398. Yn Rhan 2 o Atodlen 1 i Ddeddf Rheoleiddio Pwerau Ymchwilio 2000, ar ôl paragraff 28E mewnosoder—

*"The Natural Resources Body for Wales*

28F. The Natural Resources Body for Wales."

**Deddf Rhyddid Gwybodaeth 2000 (p. 36)**

399.—(1) Mae Rhan 6 o Atodlen 1 i Ddeddf Rhyddid Gwybodaeth 2000 wedi ei diwygio fel a ganlyn.

(2) Hepgorer "The Countryside Council for Wales."

(3) Yn y man priodol mewnosoder "The Natural Resources Body for Wales."

**Deddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37)**

400. Mae Deddf Cefn Gwlad a Hawliau Tramwy 2000 wedi ei diwygio fel a ganlyn.

401. Yn adran 1(2), yn y diffiniad o "the appropriate countryside body", ym mharagraff (b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

402. Yn adrannau 4(2) a 20(2) a (3), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

403.—(1) Mae adran 21 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (6)(a), ar ôl "any land" mewnosoder "in England".

(3) Ar ôl is-adran (6) mewnosoder—

"(6A) Where—

(a) it appears to the Natural Resources Body for Wales that any land in a National Park in Wales which is dedicated for the purposes of this Part under section 16 consists wholly or predominantly of woodland, and

(b) the Natural Resources Body for Wales give to the relevant National Park Authority who are apart from this subsection the relevant authority for the purposes of this Chapter in relation to the land a notice stating that the Natural Resources Body for Wales are to be the

**Care Standards Act 2000 (c. 14)**

397. In Schedule 2A to the Care Standards Act 2000, in paragraph 15, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

**Regulation of Investigatory Powers Act 2000 (c. 23)**

398. In Part 2 of Schedule 1 to the Regulation of Investigatory Powers Act 2000, after paragraph 28E insert—

*"The Natural Resources Body for Wales*

28F. The Natural Resources Body for Wales."

**Freedom of Information Act 2000 (c. 36)**

399.—(1) Part 6 of Schedule 1 to the Freedom of Information Act 2000 is amended as follows.

(2) Omit "The Countryside Council for Wales."

(3) In the appropriate place insert "The Natural Resources Body for Wales."

**Countryside and Rights of Way Act 2000 (c. 37)**

400. The Countryside and Rights of Way Act 2000 is amended as follows.

401. In section 1(2), in the definition of "the appropriate countryside body", in paragraph (b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

402. In sections 4(2) and 20(2) and (3), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

403.—(1) Section 21 is amended as follows.

(2) In subsection (6)(a), after "any land" insert "in England".

(3) After subsection (6) insert—

"(6A) Where—

(a) it appears to the Natural Resources Body for Wales that any land in a National Park in Wales which is dedicated for the purposes of this Part under section 16 consists wholly or predominantly of woodland, and

(b) the Natural Resources Body for Wales give to the relevant National Park Authority who are apart from this subsection the relevant authority for the purposes of this Chapter in relation to the land a notice stating that the Natural Resources Body for Wales are to be the



relevant authority for those purposes as from a date specified in the notice,

the Natural Resources Body for Wales shall as from that date become the relevant authority in relation to that land for those purposes, but subject to subsection (7A)."

(4) Yn is-adran (7), ar ôl "any land" mewnosoder "in England".

(5) Ar ôl is-adran (7) mewnosoder—

"(7A) Where it appears to the Natural Resources Body for Wales that any land in relation to which they are by virtue of subsection (6A) the relevant authority for the purposes of this Chapter has ceased to consist wholly or predominantly of woodland, the Natural Resources Body for Wales may, by giving notice to the National Park Authority who would apart from subsection (6A) be the relevant authority, revoke the notice under subsection (6A) as from a date specified in the notice under this subsection."

**404.** Yn adran 26, yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the Natural Resources Body for Wales".

**405.**—(1) Mae adran 33 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the Natural Resources Body for Wales".

(3) Yn is-adran (2) hepgorer paragraff (b) (a'r "and" o'i flaen).

**406.** Yn adrannau 58(1)(b) a 61(1)(f), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**407.**—(1) Mae adran 82(2) wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Countryside Council for Wales (in this Part referred to as "the Council")" rhodder "the Natural Resources Body for Wales (in this Part referred to as "the NRBW")".

(3) Yn lle "Council", yn yr ail fan lle y mae'n digwydd, rhodder "NRBW".

**408.** Yn adrannau 83, 84, 86(7)(a), 90(1)(a)(ii) a 91(3), yn lle "Council", ym mhob man lle y mae'n digwydd, rhodder "NRBW".

**409.**—(1) Mae adran 92(1) wedi ei diwygio fel a ganlyn.

(2) Hepgorer y diffiniad o "the Council".

(3) Yn y man priodol mewnosoder—

"the NRBW" means the Natural Resources Body for Wales;".

relevant authority for those purposes as from a date specified in the notice,

the Natural Resources Body for Wales shall as from that date become the relevant authority in relation to that land for those purposes, but subject to subsection (7A)."

(4) In subsection (7), after "any land" insert "in England".

(5) After subsection (7) insert—

"(7A) Where it appears to the Natural Resources Body for Wales that any land in relation to which they are by virtue of subsection (6A) the relevant authority for the purposes of this Chapter has ceased to consist wholly or predominantly of woodland, the Natural Resources Body for Wales may, by giving notice to the National Park Authority who would apart from subsection (6A) be the relevant authority, revoke the notice under subsection (6A) as from a date specified in the notice under this subsection."

**404.** In section 26, for "the Countryside Council for Wales", in each place where it occurs, substitute "the Natural Resources Body for Wales".

**405.**—(1) Section 33 is amended as follows.

(2) For "the Countryside Council for Wales", in each place where it occurs, substitute "the Natural Resources Body for Wales".

(3) In subsection (2) omit paragraph (b) (and the "and" before it).

**406.** In sections 58(1)(b) and 61(1)(f), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**407.**—(1) Section 82(2) is amended as follows.

(2) For "the Countryside Council for Wales (in this Part referred to as "the Council")" substitute "the Natural Resources Body for Wales (in this Part referred to as "the NRBW")".

(3) For "Council", in the second place where it occurs, substitute "NRBW".

**408.** In sections 83, 84, 86(7)(a), 90(1)(a)(ii) and 91(3), for "Council", in each place where it occurs, substitute "NRBW".

**409.**—(1) Section 92(1) is amended as follows.

(2) Omit the definition of "the Council".

(3) In the appropriate place insert—

"the NRBW" means the Natural Resources Body for Wales;".

**410.** Yn Rhan 2 o Atodlen 1, ym mharagraff 14(1), yn y diffiniad o "statutory undertaker", ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**411.—(1)** Mae Atodlen 6 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 12, yn yr adran 119D(12) sydd i'w mewnosod yn Neddf Priffyrdd 1980 o ran Cymru, yn y diffiniad o "the appropriate conservation body", ym mharagraff (b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(3) Ym mharagraff 16, yn yr adran 135A(6)(c) sydd i'w mewnosod yn y Ddeddf honno, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**412.** Yn Atodlen 13, ym mharagraff 6(2), yn lle "Council" rhodder "NRBW".

### **Deddf Gwastraff a Masnachu Allyriadau 2003 (p. 33)**

**413.** Yn adran 19(4)(a) o Ddeddf Gwastraff a Masnachu Allyriadau 2003, yn lle "the Environment Agency" rhodder "the Natural Resources Body for Wales".

### **Deddf Dŵr 2003 (p. 37)**

**414.** Mae Deddf Dŵr 2003 wedi ei diwygio fel a ganlyn.

**415.** Yn adran 3, yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

**416.—(1)** Mae adran 4 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn y geiriau agoriadol, yn lle "Environment Agency's" rhodder "appropriate agency's".

(3) Yn lle "the Agency", ym mhob man lle y mae'n digwydd, rhodder "the appropriate agency".

(4) Yn is-adran (2)(a), yn lle "Environment Agency" rhodder "appropriate agency".

**417.—(1)** Mae adran 7 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3)—

(a) yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency";

(b) yn lle "Agency's" rhodder "appropriate agency's".

**418.** Yn adran 10(5)(c), yn lle "Agency" rhodder "appropriate agency".

**419.** Yn adran 27(1)(a), yn lle "Environment Agency" rhodder "appropriate agency".

**410.** In Part 2 of Schedule 1, in paragraph 14(1), in the definition of "statutory undertaker", after "Environment Agency" insert ", the Natural Resources Body for Wales".

**411.—(1)** Schedule 6 is amended as follows.

(2) In paragraph 12, in the section 119D(12) to be inserted into the Highways Act 1980 as respects Wales, in the definition of "the appropriate conservation body", in paragraph (b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(3) In paragraph 16, in the section 135A(6)(c) to be inserted into that Act, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**412.** In Schedule 13, in paragraph 6(2), for "Council" substitute "NRBW".

### **Waste and Emissions Trading Act 2003 (c. 33)**

**413.** In section 19(4)(a) of the Waste and Emissions Trading Act 2003, for "the Environment Agency" substitute "the Natural Resources Body for Wales".

### **Water Act 2003 (c. 37)**

**414.** The Water Act 2003 is amended as follows.

**415.** In section 3, for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

**416.—(1)** Section 4 is amended as follows.

(2) In subsection (1), in the opening words, for "Environment Agency's" substitute "appropriate agency's".

(3) For "the Agency", in each place where it occurs, substitute "the appropriate agency".

(4) In subsection (2)(a), for "Environment Agency" substitute "appropriate agency".

**417.—(1)** Section 7 is amended as follows.

(2) In subsection (3)—

(a) for "Agency", in each place where it occurs, substitute "appropriate agency";

(b) for "Agency's" substitute "appropriate agency's".

**418.** In section 10(5)(c), for "Agency" substitute "appropriate agency".

**419.** In section 27(1)(a), for "Environment Agency" substitute "appropriate agency".

**420.**—(1) Mae adran 33 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (3)(a), yn lle "Agency" rhodder "appropriate agency".

(3) Yn is-adran (5)—

(a) ar ôl "Environment Agency" mewnosoder "or of the Natural Resources Body for Wales, whether framed by reference to the appropriate agency or otherwise,";

(b) ar ôl "the Agency's" mewnosoder "or, as the case may be, the Natural Resources Body for Wales'".

**421.**—(1) Mae adran 52 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) ar ddiwedd paragraff (c), hepgorer "and";

(b) ar ôl paragraff (c) mewnosoder—  
"(ca) the Natural Resources Body for Wales, and".

(3) Yn is-adran (3), yn lle paragraff (c) rhodder—

"(c) in the case of the Environment Agency and the Natural Resources Body for Wales, to their functions concerning water resources and water pollution so far as they relate to water and sewerage undertakers and licensed water suppliers."

**422.** Yn adran 102, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**423.** Yn adran 103, yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**424.** Yn adran 105(2), ar ôl paragraff (b) mewnosoder—

"(ba) "the appropriate agency" has the meaning given by section 221 of the WRA,".

#### **Deddf Ynni 2004 (p. 20)**

**425.** Mae Deddf Ynni 2004 wedi ei diwygio fel a ganlyn.

**426.** Yn adran 14(3)(g), ar ôl "the Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**427.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 4(2), ar ôl paragraff (b) mewnosoder—

"(ba) the Natural Resources Body for Wales;".

**420.**—(1) Section 33 is amended as follows.

(2) In subsection (3)(a), for "Agency" substitute "appropriate agency".

(3) In subsection (5)—

(a) after "Environment Agency" insert "or of the Natural Resources Body for Wales, whether framed by reference to the appropriate agency or otherwise,";

(b) after "the Agency's" insert "or, as the case may be, the Natural Resources Body for Wales'".

**421.**—(1) Section 52 is amended as follows.

(2) In subsection (1)—

(a) at the end of paragraph (c), omit "and";

(b) after paragraph (c) insert—  
“(ca) the Natural Resources Body for Wales, and”.

(3) In subsection (3), for paragraph (c) substitute—

“(c) in the case of the Environment Agency and the Natural Resources Body for Wales, to their functions concerning water resources and water pollution so far as they relate to water and sewerage undertakers and licensed water suppliers.”

**422.** In section 102, for "Agency", in each place where it occurs, substitute "appropriate agency".

**423.** In section 103, for "Environment Agency", in each place where it occurs, substitute "appropriate agency".

**424.** In section 105(2), after paragraph (b) insert—

“(ba) "the appropriate agency" has the meaning given by section 221 of the WRA,”.

#### **Energy Act 2004 (c. 20)**

**425.** The Energy Act 2004 is amended as follows.

**426.** In section 14(3)(g), after "the Environment Agency" insert ", the Natural Resources Body for Wales".

**427.**—(1) Schedule 2 is amended as follows.

(2) In paragraph 4(2), after paragraph (b) insert—

“(ba) the Natural Resources Body for Wales;”.

(3) Ym mharagraff 5(9), ar ôl paragraff (c) mewnosoder—

"(ca) the Natural Resources Body for Wales;"

**428.**—(1) Mae Atodlen 3 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 2(1), ar ôl paragraff (b) mewnosoder—

"(ba) the Natural Resources Body for Wales;"

(3) Ym mharagraff 3(8), ar ôl paragraff (c) mewnosoder—

"(ca) the Natural Resources Body for Wales;"

#### **Deddf Argyfyngau Sifil Posibl 2004 (p. 36)**

**429.** Yn Rhan 1 o Atodlen 1 i Ddeddf Argyfyngau Sifil Posibl 2004, ar ôl paragraff 12 mewnosoder—

"12A. The Natural Resources Body for Wales."

#### **Deddf Ombwdsmon Gwasanaethau Cyhoeddus (Cymru) 2005 (p. 10)**

**430.** Yn Atodlen 3 i Ddeddf Ombwdsmon Gwasanaethau Cyhoeddus (Cymru) 2005, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

#### **Deddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16)**

**431.** Mae Deddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 wedi ei diwygio fel a ganlyn.

**432.** Yn adran 32(1)(b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**433.** Yn adran 42(2) a (4), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Deddf Tiroedd Comin 2006 (p. 26)**

**434.** Yn Atodlen 1 i Ddeddf Tiroedd Comin 2006, ym mharagraff 1(1)(c) a (2), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Deddf Comisiynydd Pobl Hŷn (Cymru) 2006 (p. 30)**

**435.** Yn Atodlen 2 i Ddeddf Comisiynydd Pobl Hŷn (Cymru) 2006, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

(3) In paragraph 5(9), after paragraph (c) insert—

"(ca) the Natural Resources Body for Wales;"

**428.**—(1) Schedule 3 is amended as follows.

(2) In paragraph 2(1), after paragraph (b) insert—

"(ba) the Natural Resources Body for Wales;"

(3) In paragraph 3(8), after paragraph (c) insert—

"(ca) the Natural Resources Body for Wales;"

#### **Civil Contingencies Act 2004 (c. 36)**

**429.** In Part 1 of Schedule 1 to the Civil Contingencies Act 2004, after paragraph 12 insert—

"12A. The Natural Resources Body for Wales."

#### **Public Services Ombudsman (Wales) Act 2005 (c. 10)**

**430.** In Schedule 3 to the Public Services Ombudsman (Wales) Act 2005, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

#### **Natural Environment and Rural Communities Act 2006 (c. 16)**

**431.** The Natural Environment and Rural Communities Act 2006 is amended as follows.

**432.** In section 32(1)(b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**433.** In section 42(2) and (4), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Commons Act 2006 (c. 26)**

**434.** In Schedule 1 to the Commons Act 2006, in paragraph 1(1)(c) and (2), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Commissioner for Older People (Wales) Act 2006 (c. 30)**

**435.** In Schedule 2 to the Commissioner for Older People (Wales) Act 2006, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

### **Deddf Llywodraeth Cymru 2006 (p. 32)**

**436.** Mae Deddf Llywodraeth Cymru 2006 wedi ei diwygio fel a ganlyn.

**437.**—(1) Mae adran 148(2) wedi ei diwygio fel a ganlyn.

(2) Hepgorer paragraff (b).

(3) Ar ôl paragraff (k) mewnosoder—

"(ka) the Natural Resources Body for Wales,".

**438.** Yn adran 152(6), ar ôl paragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales, if concerned in the case,".

### **Deddf Gorfodi Rheoleiddiol a Sanctsiynau 2008 (p. 13)**

**439.**—(1) Mae Atodlen 5 i Ddeddf Gorfodi Rheoleiddiol a Sanctsiynau 2008 wedi ei diwygio fel a ganlyn.

(2) Hepgorer "Countryside Council for Wales".

(3) Yn y man priodol mewnosoder "Natural Resources Body for Wales".

### **Deddf Cynllunio 2008 (p. 29)**

**440.** Yn Atodlen 8 i Ddeddf Cynllunio 2008, ym mharagraff 2, yn yr is-adrannau (1A)(a) a (5A)(a) sydd i'w mewnosod yn adran 15 o Ddeddf Coedwigaeth 1967 o ran Cymru, yn lle "England and Wales" rhodder "England or Wales".

### **Deddf y Môr a Mynediad i'r Arfordir 2009 (p. 23)**

**441.** Mae Deddf y Môr a Mynediad i'r Arfordir 2009 wedi ei diwygio fel a ganlyn.

**442.** Yn adran 16(1), ar ôl paragraff (e) mewnosoder—

"(f) the Natural Resources Body for Wales. "

**443.** Yn adran 147(1), yn y diffiniad o "the appropriate statutory conservation body", yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**444.** Yn adran 149(3), ar ôl paragraff (f) mewnosoder—

"(g) the Natural Resources Body for Wales, in a case where, if the order were made, the IFC district established by the order would adjoin the Welsh inshore region,".

**445.** Yn adran 152(2), ar ôl paragraff (g) mewnosoder—

### **Government of Wales Act 2006 (c. 32)**

**436.** The Government of Wales Act 2006 is amended as follows.

**437.**—(1) Section 148(2) is amended as follows.

(2) Omit paragraph (b).

(3) After paragraph (k) insert—

“(ka) the Natural Resources Body for Wales,”.

**438.** In section 152(6), after paragraph (a) insert—

“(aa) the Natural Resources Body for Wales, if concerned in the case,”.

### **Regulatory Enforcement and Sanctions Act 2008 (c. 13)**

**439.**—(1) Schedule 5 to the Regulatory Enforcement and Sanctions Act 2008 is amended as follows.

(2) Omit "Countryside Council for Wales".

(3) In the appropriate place insert "Natural Resources Body for Wales".

### **Planning Act 2008 (c. 29)**

**440.** In Schedule 8 to the Planning Act 2008, in paragraph 2, in the subsections (1A)(a) and (5A)(a) to be inserted into section 15 of the Forestry Act 1967 in relation to Wales, for "England and Wales" substitute "England or Wales".

### **Marine and Coastal Access Act 2009 (c. 23)**

**441.** The Marine and Coastal Access Act 2009 is amended as follows.

**442.** In section 16(1), after paragraph (e) insert—

“(f) the Natural Resources Body for Wales. ”

**443.** In section 147(1), in the definition of "the appropriate statutory conservation body", for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**444.** In section 149(3), after paragraph (f) insert—

“(g) the Natural Resources Body for Wales, in a case where, if the order were made, the IFC district established by the order would adjoin the Welsh inshore region,”.

**445.** In section 152(2), after paragraph (g) insert—

"(h) the Natural Resources Body for Wales, in a case where the IFC district established by the order adjoins the Welsh inshore region,".

**446.** Yn adran 168(1), ar ôl paragraff (b) mewnosoder—

"(c) the Natural Resources Body for Wales."

**447.**—(1) Mae adran 232 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "the Environment Agency" rhodder "the appropriate agency".

(3) Yn is-adran (5)—

(a) yn lle "the Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "the appropriate agency";

(b) ym mharagraffau (h)(iii) a (j), yn lle "the Agency" rhodder "the appropriate agency".

(4) Yn is-adran (8), yn y man priodol mewnosoder—

"appropriate agency" means—

(a) the Environment Agency, otherwise than in relation to Wales, and

(b) the Natural Resources Body for Wales, in relation to Wales;".

**448.** Yn adran 238(3), ar ôl paragraff (c) mewnosoder—

"(ca) byelaws made by the Natural Resources Body for Wales under Schedule 25 to the Water Resources Act 1991;".

**449.** Hepgorer adran 313.

### **Deddf Cydraddoldeb 2010 (p. 15)**

**450.**—(1) Mae Atodlen 19 i Ddeddf Cydraddoldeb 2010 wedi ei diwygio fel a ganlyn.

(2) Yn Rhan 2, hepgorer "The Countryside Council for Wales or Cyngor Cefn Gwlad Cymru".

(3) Yn Rhan 4, o dan yr is-bennawd "Cross-border Welsh authorities", ar ôl y cofnod sy'n ymwneud ag Asiantaeth yr Amgylchedd mewnosoder—

"The Natural Resources Body for Wales-A".

### **Deddf Rheoli Llifogydd a Dŵr 2010 (p. 29)**

**451.** Mae Deddf Rheoli Llifogydd a Dŵr 2010 wedi ei diwygio fel a ganlyn.

**452.**—(1) Mae adran 6 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (13), ar ôl paragraff (a) mewnosoder—

“(h) the Natural Resources Body for Wales, in a case where the IFC district established by the order adjoins the Welsh inshore region,”.

**446.** In section 168(1), after paragraph (b) insert—

“(c) the Natural Resources Body for Wales.”

**447.**—(1) Section 232 is amended as follows.

(2) In subsection (1), for "the Environment Agency" substitute "the appropriate agency".

(3) In subsection (5)—

(a) for "the Environment Agency", in each place where it occurs, substitute "the appropriate agency";

(b) in paragraphs (h)(iii) and (j), for "the Agency" substitute "the appropriate agency".

(4) In subsection (8), in the appropriate place insert—

“appropriate agency” means—

(a) the Environment Agency, otherwise than in relation to Wales, and

(b) the Natural Resources Body for Wales, in relation to Wales;”.

**448.** In section 238(3), after paragraph (c) insert—

“(ca) byelaws made by the Natural Resources Body for Wales under Schedule 25 to the Water Resources Act 1991;”.

**449.** Omit section 313.

### **Equality Act 2010 (c. 15)**

**450.**—(1) Schedule 19 to the Equality Act 2010 is amended as follows.

(2) In Part 2, omit "The Countryside Council for Wales or Cyngor Cefn Gwlad Cymru".

(3) In Part 4, under the sub-heading "Cross-border Welsh authorities", after the entry relating to the Environment Agency insert—

“The Natural Resources Body for Wales-A”.

### **Flood and Water Management Act 2010 (c. 29)**

**451.** The Flood and Water Management Act 2010 is amended as follows.

**452.**—(1) Section 6 is amended as follows.

(2) In subsection (13), after paragraph (a) insert—

"(aa) the Natural Resources Body for Wales,".

(3) Yn is-adran (15)(a), yn lle "the Environment Agency" rhodder "the Natural Resources Body for Wales".

**453.** Yn adran 11, ar ôl is-adran (6) mewnosoder—

"(6A) In exercising a function in a manner which may affect a flood risk or coastal erosion risk in England, the Natural Resources Body for Wales must have regard to the national and local strategies and guidance."

**454.** Yn adran 12, ar ôl is-adran (5) mewnosoder—

"(5A) In exercising a function in a manner which may affect a flood risk or coastal erosion risk in Wales, the Environment Agency must have regard to the national and local strategies and guidance."

**455.** Yn adran 13(8), ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

**456.**—(1) Mae adran 14 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (2)—

(a) ar ddiwedd paragraff (a) hepgorer "and";

(b) ar ôl paragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales, and".

**457.** Yn adran 15(10)(b)(ii), yn lle "the Environment Agency" rhodder "the Natural Resources Body for Wales".

**458.**—(1) Mae adran 17 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), ar ôl "an area" mewnosoder "in England".

(3) Ar ôl is-adran (1) mewnosoder—

"(1A) The Natural Resources Body for Wales may issue levies to the lead local flood authority for an area in Wales in respect of the Natural Resources Body for Wales' flood and coastal erosion risk management functions in that area."

(4) Yn is-adran (3), yn lle "Agency shall" rhodder "Agency and the Natural Resources Body for Wales shall each".

**459.**—(1) Mae adran 18 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), ar y diwedd mewnosoder "in England".

(3) Ar ôl is-adran (1) mewnosoder—

"(1A) The Natural Resources Body for Wales must report to the Minister about flood and coastal

“(aa) the Natural Resources Body for Wales,”.

(3) In subsection (15)(a), for "the Environment Agency" substitute "the Natural Resources Body for Wales".

**453.** In section 11, after subsection (6) insert—

“(6A) In exercising a function in a manner which may affect a flood risk or coastal erosion risk in England, the Natural Resources Body for Wales must have regard to the national and local strategies and guidance.”

**454.** In section 12, after subsection (5) insert—

“(5A) In exercising a function in a manner which may affect a flood risk or coastal erosion risk in Wales, the Environment Agency must have regard to the national and local strategies and guidance.”

**455.** In section 13(8), after "the Environment Agency" insert "or the Natural Resources Body for Wales".

**456.**—(1) Section 14 is amended as follows.

(2) In subsection (2)—

(a) at the end of paragraph (a) omit "and";

(b) after paragraph (a) insert—

“(aa) the Natural Resources Body for Wales, and”.

**457.** In section 15(10)(b)(ii), for "the Environment Agency" substitute "the Natural Resources Body for Wales".

**458.**—(1) Section 17 is amended as follows.

(2) In subsection (1), after "an area" insert "in England".

(3) After subsection (1) insert—

“(1A) The Natural Resources Body for Wales may issue levies to the lead local flood authority for an area in Wales in respect of the Natural Resources Body for Wales' flood and coastal erosion risk management functions in that area.”

(4) In subsection (3), for "Agency shall" substitute "Agency and the Natural Resources Body for Wales shall each".

**459.**—(1) Section 18 is amended as follows.

(2) In subsection (1), at the end insert "in England".

(3) After subsection (1) insert—

“(1A) The Natural Resources Body for Wales must report to the Minister about flood and coastal

erosion risk management in Wales."

(4) Gan hynny, daw pennawd adran 18 yn "Reports about flood and coastal erosion risk management".

**460.**—(1) Mae adran 22 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Yn is-adran (2), yn lle "Agency" rhodder "appropriate agency".

(4) Ar ôl is-adran (2) mewnosoder—

"(3) The functions of the appropriate agency under subsection (1)(a) are, in any case affecting both a region that is wholly or mainly in England and a region that is wholly or mainly in Wales, exercisable by the Environment Agency and the Natural Resources Body for Wales acting jointly."

**461.**—(1) Mae adran 23 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1)—

(a) yn y geiriau agoriadol, yn lle "Environment Agency" rhodder "appropriate agency";

(b) ym mharagraff (a), yn lle "Agency" rhodder "appropriate agency";

(c) ym mharagraff (b), yn lle "Agency's" rhodder "appropriate agency's".

(3) Yn is-adrannau (2) i (4), yn lle "Agency" rhodder "appropriate agency".

**462.**—(1) Mae adran 25 wedi ei diwygio fel a ganlyn.

(2) Yn is-adran (1), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Yn is-adran (2), yn lle "Agency" rhodder "appropriate agency".

**463.** Ar ôl adran 26 mewnosoder—

**"26A** "The appropriate agency"

In this group of sections, "the appropriate agency" means—

(a) the Environment Agency in relation to English Committees, and

(b) the Natural Resources Body for Wales in relation to Welsh Committees."

**464.**—(1) Mae adran 38 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

(3) Yn is-adran (4), cyn paragraff (a) mewnosoder—

erosion risk management in Wales."

(4) Accordingly, the heading to section 18 becomes "Reports about flood and coastal erosion risk management".

**460.**—(1) Section 22 is amended as follows.

(2) In subsection (1), for "Environment Agency" substitute "appropriate agency".

(3) In subsection (2), for "Agency" substitute "appropriate agency".

(4) After subsection (2) insert—

"(3) The functions of the appropriate agency under subsection (1)(a) are, in any case affecting both a region that is wholly or mainly in England and a region that is wholly or mainly in Wales, exercisable by the Environment Agency and the Natural Resources Body for Wales acting jointly."

**461.**—(1) Section 23 is amended as follows.

(2) In subsection (1)—

(a) in the opening words, for "Environment Agency" substitute "appropriate agency";

(b) in paragraph (a), for "Agency" substitute "appropriate agency";

(c) in paragraph (b), for "Agency's" substitute "appropriate agency's".

(3) In subsections (2) to (4), for "Agency" substitute "appropriate agency".

**462.**—(1) Section 25 is amended as follows.

(2) In subsection (1), for "Environment Agency" substitute "appropriate agency".

(3) In subsection (2), for "Agency" substitute "appropriate agency".

**463.** After section 26 insert—

**"26A** "The appropriate agency"

In this group of sections, "the appropriate agency" means—

(a) the Environment Agency in relation to English Committees, and

(b) the Natural Resources Body for Wales in relation to Welsh Committees."

**464.**—(1) Section 38 is amended as follows.

(2) For "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

(3) In subsection (4), before paragraph (a) insert—



- "(za) the other appropriate agency, if—
- (i) the work is carried out in its area, or
  - (ii) consequences of the kinds listed in subsection (1) are likely to occur in its area ,".

(4) Yn is-adran (6), yn lle "Agency's" rhodder "appropriate agency's".

(5) Ar ôl is-adran (10) mewnosoder—

"(10A) In this section—

"the appropriate agency" means—

- (a) the Environment Agency, in relation to work for the benefit of England, and
  - (b) the Natural Resources Body for Wales, in relation to work for the benefit of Wales;
- "area", in relation to an appropriate agency, means—
- (a) in the case of the Environment Agency, England, and
  - (b) in the case of the Natural Resources Body for Wales, Wales."

(6) Gan hynny, ym mhennawd adran 38, yn lle "Environment Agency" rhodder "appropriate agency".

**465.**—(1) Mae adran 39 wedi ei diwygio fel a ganlyn.

(2) Yn is-adrannau (4) ac (8), yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ar ôl is-adran (14) mewnosoder—

"(14A) In this section, "the appropriate agency" means—

- (a) the Environment Agency, in relation to work in England, and
- (b) the Natural Resources Body for Wales in relation to work in Wales."

**466.**—(1) Mae Atodlen 1 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1, ar ôl paragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales,".

(3) Ym mharagraff 6, ar ôl is-baragraff (4) mewnosoder—

"(4A) Before exercising a function under this paragraph in relation to an alteration, removal or replacement which may affect a flood or coastal erosion risk in Wales, the Environment Agency must consult the Natural Resources Body for Wales.

“(za) the other appropriate agency, if—

- (i) the work is carried out in its area, or
- (ii) consequences of the kinds listed in subsection (1) are likely to occur in its area,”.

(4) In subsection (6), for "Agency's" substitute "appropriate agency's".

(5) After subsection (10) insert—

“(10A) In this section—

"the appropriate agency" means—

- (a) the Environment Agency, in relation to work for the benefit of England, and
  - (b) the Natural Resources Body for Wales, in relation to work for the benefit of Wales;
- "area", in relation to an appropriate agency, means—
- (a) in the case of the Environment Agency, England, and
  - (b) in the case of the Natural Resources Body for Wales, Wales.”

(6) Accordingly, in the heading to section 38, for "Environment Agency" substitute "appropriate agency".

**465.**—(1) Section 39 is amended as follows.

(2) In subsections (4) and (8), for "Environment Agency", in each place where it occurs, substitute "appropriate agency".

(3) After subsection (14) insert—

“(14A) In this section, "the appropriate agency" means—

- (a) the Environment Agency, in relation to work in England, and
- (b) the Natural Resources Body for Wales in relation to work in Wales.”

**466.**—(1) Schedule 1 is amended as follows.

(2) In paragraph 1, after paragraph (a) insert—

“(aa) the Natural Resources Body for Wales,”.

(3) In paragraph 6, after sub-paragraph (4) insert—

“(4A) Before exercising a function under this paragraph in relation to an alteration, removal or replacement which may affect a flood or coastal erosion risk in Wales, the Environment Agency must consult the Natural Resources Body for Wales.

(4B) Before exercising a function under this paragraph in relation to an alteration, removal or replacement which may affect a flood or coastal erosion risk in England, the Natural Resources Body for Wales must consult the Environment Agency."

**467.**—(1) Yn Atodlen 3, mae paragraff 11(3) wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (b), ar ôl "watercourse" mewnosoder "in England".

(3) Ar ôl paragraff (b) mewnosoder—

"(ba)the Natural Resources Body for Wales, if the drainage system directly or indirectly involves the discharge of water into a watercourse in Wales;"

**468.**—(1) Yn Atodlen 4, yn y darpariaethau y mae'r paragraff hwn yn gymwys iddynt, yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

(2) Mae'r paragraff hwn yn gymwys i'r darpariaethau a ganlyn yn Atodlen 4—

- (a) ym mharagraff 7, yr adrannau 2A i 2D sydd i'w mewnosod yn Neddf Cronfeydd Dŵr 1975;
- (b) ym mharagraff 12(5), yr adran 10(3A) sydd i'w mewnosod yn y Ddeddf honno;
- (c) ym mharagraff 25(5), yr adran 13(5) sydd i'w mewnosod yn y Ddeddf honno;
- (d) ym mharagraff 33, yr adran 21A sydd i'w mewnosod yn y Ddeddf honno;
- (e) ym mharagraff 36, yr adran 22C sydd i'w mewnosod yn y Ddeddf honno.

## RHAN 2

### Deddfau Lleol

#### Dehongli

**469.** Yn y Rhan hon, ystyr "cyfeiriad perthnasol" ("*relevant reference*") yw cyfeiriad sy'n cael effaith fel cyfeiriad at Asiantaeth yr Amgylchedd.

#### Deddf Cadwraeth Dyfrdwy 1889 (p. clvi)

**470.** Yn Neddf Cadwraeth Dyfrdwy 1889, mae unrhyw gyfeiriad perthnasol i'w drin fel cyfeiriad at Gorff Adnoddau Naturiol Cymru.

(4B) Before exercising a function under this paragraph in relation to an alteration, removal or replacement which may affect a flood or coastal erosion risk in England, the Natural Resources Body for Wales must consult the Environment Agency."

**467.**—(1) In Schedule 3, paragraph 11(3) is amended as follows.

(2) In paragraph (b), after "watercourse" insert "in England".

(3) After paragraph (b) insert—

"(ba)the Natural Resources Body for Wales, if the drainage system directly or indirectly involves the discharge of water into a watercourse in Wales;"

**468.**—(1) In Schedule 4, in the provisions to which this paragraph applies, for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

(2) This paragraph applies to the following provisions in Schedule 4—

- (a) in paragraph 7, the sections 2A to 2D to be inserted into the Reservoirs Act 1975;
- (b) in paragraph 12(5), the section 10(3A) to be inserted into that Act;
- (c) in paragraph 25(5), the section 13(5) to be inserted into that Act;
- (d) in paragraph 33, the section 21A to be inserted into that Act;
- (e) in paragraph 36, the section 22C to be inserted into that Act.

## PART 2

### Local Acts

#### Interpretation

**469.** In this Part, a "relevant reference" ("*cyfeiriad perthnasol*") means a reference which has effect as a reference to the Environment Agency.

#### Dee Conservancy Act 1889 (c. clvi)

**470.** In the Dee Conservancy Act 1889, any relevant reference is to be treated as a reference to the Natural Resources Body for Wales.

**Deddf Awdurdod Afonydd Dyfrdwy a Chlwyd  
1973 (p. xxix)**

**471.** Yn Neddf Awdurdod Afonydd Dyfrdwy a Chlwyd 1973, mae unrhyw gyfeiriad perthnasol i'w drin fel cyfeiriad at Asiantaeth yr Amgylchedd a Chorff Adnoddau Naturiol Cymru yn gweithredu ar y cyd.

**Dee and Clwyd River Authority Act 1973 (c. xxix)**

**471.** In the Dee and Clwyd River Authority Act 1973, any relevant reference is to be treated as a reference to the Environment Agency and the Natural Resources Body for Wales acting jointly.

MESURAU'R CYNULLIAD

ASSEMBLY MEASURES

**Mesur Plant a Theuluoedd (Cymru) 2010 (mccc 1)**

1. Yn adran 6(1)(f) o Fesur Plant a Theuluoedd (Cymru) 2010, yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

**Mesur Gwastraff (Cymru) 2010 (mccc 8)**

2. Yn adrannau 8(1)(a), 11(1)(a) ac 16(1)(a) o Fesur Gwastraff (Cymru) 2010, yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru".

**Mesur y Gymraeg (Cymru) 2011 (mccc 1)**

3.—(1) Yn Atodlen 6 i Fesur y Gymraeg (Cymru) 2011, mae'r tabl wedi ei ddiwygio fel a ganlyn.

(2) Hepgorer y cofnod sy'n ymwneud â Chyngor Cefn Gwlad Cymru.

(3) Yn y man priodol, mewnosoder—

"Corff Adnoddau Naturiol Cymru (" <i>The Natural Resources Body for Wales</i> ")	Safonau cyflenwi gwasanaethau
	Safonau llunio polisi
	Safonau gweithredu
	Safonau cadw cofnodion".

**Children and Families (Wales) Measure 2010 (nawm 1)**

1. In section 6(1)(f) of the Children and Families (Wales) Measure 2010, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**Waste (Wales) Measure 2010 (nawm 8)**

2. In sections 8(1)(a), 11(1)(a) and 16(1)(a) of the Waste (Wales) Measure 2010, for "the Environment Agency" substitute "the Natural Resources Body for Wales".

**Welsh Language (Wales) Measure 2011 (nawm 1)**

3.—(1) In Schedule 6 to the Welsh Language (Wales) Measure 2011, the table is amended as follows.

(2) Omit the entry relating to the Countryside Council for Wales.

(3) In the appropriate place insert—

"The Natural Resources Body for Wales (" <i>Corff Adnoddau Naturiol Cymru</i> ")	Service delivery standards
	Policy making standards
	Operational standards
	Record keeping standards".

## OFFERYNNAU STATUDOL Y DU

## UK STATUTORY INSTRUMENTS

**Gorchymyn Pysgodfa Gocos Cilfach Tywyn 1965**

1. Mae Gorchymyn Pysgodfa Gocos Cilfach Tywyn 1965(1) wedi ei ddiwygio fel a ganlyn.

2.—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "the Environment Agency (hereinafter referred to as "the Agency")" rhodder "the Natural Resources Body for Wales (hereinafter referred to as "the NRBW")".

(3) Ym mharagraff (3), yn lle "Agency" rhodder "NRBW".

3. Yn erthyglau 3 i 9, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "NRBW".

**Gorchymyn Eogiaid a Brithyllod Mudol (Cyfyngiadau Glanio) 1972**

4.—(1) Mae erthygl 4 o Orchymyn Eogiaid a Brithyllod Mudol (Cyfyngiadau Glanio) 1972(2) wedi ei diwygio fel a ganlyn.

(2) Mae'r ddarpariaeth bresennol yn dod yn baragraff (1).

(3) Ar ôl paragraff (1) mewnosoder—

"(2) For the purposes of paragraph (1), the Natural Resources Body for Wales is the River Authority having jurisdiction in any waters included in the area in relation to which that Body exercises its functions relating to fisheries by virtue of section 6(7A) of the Environment Act 1995."

**Rheolau Tribiwnlys Amrywogaethau a Hadau Planhigion 1974**

5. Mae Rheolau Tribiwnlys Amrywogaethau a Hadau Planhigion 1974(3) wedi eu diwygio fel a ganlyn.

6.—(1) Mae rheol 2(1) wedi ei ddiwygio fel a ganlyn.

**Burry Inlet Cockle Fishery Order 1965**

1. The Burry Inlet Cockle Fishery Order 1965(1) is amended as follows.

2.—(1) Article 2 is amended as follows.

(2) In paragraph (1), for "the Environment Agency (hereinafter referred to as "the Agency")" substitute "the Natural Resources Body for Wales (hereinafter referred to as "the NRBW")".

(3) In paragraph (3), for "Agency" substitute "NRBW".

3. In articles 3 to 9, for "Agency", in each place where it occurs, substitute "NRBW".

**Salmon and Migratory Trout (Restrictions on Landing) Order 1972**

4.—(1) Article 4 of the Salmon and Migratory Trout (Restrictions on Landing) Order 1972(2) is amended as follows.

(2) The existing provision becomes paragraph (1).

(3) After paragraph (1) insert—

"(2) For the purposes of paragraph (1), the Natural Resources Body for Wales is the River Authority having jurisdiction in any waters included in the area in relation to which that Body exercises its functions relating to fisheries by virtue of section 6(7A) of the Environment Act 1995."

**Plant Varieties and Seeds Tribunal Rules 1974**

5. The Plant Varieties and Seeds Tribunal Rules 1974(3) are amended as follows.

6.—(1) Rule 2(1) is amended as follows.

(1) O.S. 1965/1235 fel y'i diwygiwyd gan O.S. 2010/630.

(2) O.S. 1972/1966 fel y'i diwygiwyd gan O.S. 1975/639, O.S. 1983/58.

(3) O.S. 1974/1136 fel y'i diwygiwyd gan O.S. 2002/3198, Deddf Diwygio Cyfansoddiadol 2005 (p. 4), Atodlen 4, Rhan 1, paragraff 80, O.S. 2008/2683.

(1) S.I. 1965/1235 as amended by S.I. 2010/630.

(2) S.I. 1972/1966 as amended by S.I. 1975/639, S.I. 1983/58.

(3) S.I. 1974/1136 as amended by S.I. 2002/3198, Constitutional Reform Act 2005 (c. 4), Schedule 4, Part 1, paragraph 80, S.I. 2008/2683.

(2) Yn y diffiniad o "respondent authority", ym mharagraff (a), yn lle ", the Forestry Commissioners;" rhodder—

"—

- (i) the Forestry Commissioners, where the appeal is made against their decision;
- (ii) the Welsh Ministers, where the appeal is made against their decision;"

7.—(1) Yn Atodlen 1, mae Ffurflen 8 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1(c), yn lle "the Forestry Commissioners" rhodder "(the Forestry Commissioners) (or the Welsh Ministers)".

### Rheoliadau Coedwigaeth (Cwmpo Coed) 1979

8. Mae Rheoliadau Coedwigaeth (Cwmpo Coed) 1979(1) wedi eu diwygio fel a ganlyn.

9. Yn rheoliad 3(1)—

(a) yn y diffiniad o "the conservator", ar ôl "the Commissioners" mewnosoder "or the NRBW's";

(b) yn y man priodol, mewnosoder—

""the NRBW" means the Natural Resources Body for Wales;"

10. Yn rheoliad 4, ar ôl "the Commissioners" mewnosoder "or the NRBW".

11. Yn rheoliad 6—

(a) ar ôl "the Commissioners" mewnosoder "or the NRBW";

(b) ar ôl "the Commissioners" mewnosoder "or the NRBW's".

12. Yn rheoliadau 7, 8A, 9, 10, 12(1), 13 a 15, ar ôl "the Commissioners" mewnosoder "or the NRBW".

13. Yn rheoliad 16 ar ôl "The Commissioners" mewnosoder ", the NRBW".

14.—(1) Mae Atodlen 1 wedi ei diwygio fel a ganlyn.

(2) Yn Ffurflenni 1, 3 a 10—

(a) ar ôl "Commissioners", ym mhob man lle y mae'n digwydd, mewnosoder "\*";

(b) ar ôl "Commission", ym mhob man lle y mae'n digwydd, mewnosoder "\*";

(c) ar ddiwedd pob ffurflen mewnosoder—

"\* in relation to Wales, "the Natural Resources Body for Wales" must be substituted for "the Forestry Commissioners", "the Commissioners" and "Forestry Commission" in this form".

(2) In the definition of "respondent authority", in paragraph (a), for ", the Forestry Commissioners;" substitute—

“—

(i) the Forestry Commissioners, where the appeal is made against their decision;

(ii) the Welsh Ministers, where the appeal is made against their decision;”.

7.—(1) In Schedule 1, Form 8 is amended as follows.

(2) In paragraph 1(c), for "the Forestry Commissioners" substitute "(the Forestry Commissioners) (or the Welsh Ministers)".

### Forestry (Felling of Trees) Regulations 1979

8. The Forestry (Felling of Trees) Regulations 1979(1) are amended as follows.

9. In regulation 3(1)—

(a) in the definition of "the conservator", after "the Commissioners" insert "or the NRBW's";

(b) in the appropriate place insert—

""the NRBW" means the Natural Resources Body for Wales;”.

10. In regulation 4, after "the Commissioners" insert "or the NRBW".

11. In regulation 6—

(a) after "the Commissioners" insert "or the NRBW";

(b) after "the Commissioners" insert "or the NRBW's".

12. In regulations 7, 8A, 9, 10, 12(1), 13 and 15, after "the Commissioners" insert "or the NRBW".

13. In regulation 16 after "The Commissioners" insert ", the NRBW".

14.—(1) Schedule 1 is amended as follows.

(2) In Forms 1, 3 and 10—

(a) after "Commissioners", in each place where it occurs, insert "\*";

(b) after "Commission", in each place where it occurs, insert "\*";

(c) at the end of each form insert—

“\* in relation to Wales, "the Natural Resources Body for Wales" must be substituted for "the Forestry Commissioners", "the Commissioners" and "Forestry Commission" in this form”.

(1) O.S. 1979/791 fel y'i diwygiwyd gan O.S. 1987/632, O.S. 2003/2155.

(1) S.I. 1979/791 as amended by S.I. 1987/632, S.I. 2003/2155.

(3) Yn Ffurflenni 4 i 9—

- (a) ar ôl "Commissioners", ym mhob man lle y mae'n digwydd, mewnosoder "\*";
- (b) ar ddiwedd pob ffurflen mewnosoder—

"\* in relation to Wales, "the Natural Resources Body for Wales" must be substituted for "the Forestry Commissioners" in this form".

### **Rheoliadau Coedwigaeth (Eithriadau rhag Cyfyngu ar Gwmpo Coed) 1979**

**15.**—(1) Mae rheoliad 4(5) o Reoliadau Coedwigaeth (Eithriadau rhag Cyfyngu ar Gwmpo Coed) 1979(1) wedi ei ddiwygio fel a ganlyn.

(2) Ar ôl "the Commissioners", yn y man cyntaf lle y mae'n digwydd, mewnosoder "or the Natural Resources Body for Wales".

(3) Ar ôl "the Commissioners", yn yr ail fan lle y mae'n digwydd, mewnosoder ", the Natural Resources Body for Wales".

(4) Yn is-baragraff (a)(ii)—

- (a) hepgorer "Forestry";
- (b) ar ôl "Commissioners" mewnosoder "or the Natural Resources Body for Wales".

(5) Yn is-baragraff (b), ar ôl "the Commissioners", ym mhob man lle y mae'n digwydd, mewnosoder "or the Natural Resources Body for Wales".

### **Is-ddeddfau'r Comisiwn Coedwigaeth 1982**

**16.** Mae Is-ddeddfau'r Comisiwn Coedwigaeth 1982(2) wedi eu diwygio fel a ganlyn.

**17.**—(1) Mae is-ddeddf 2 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd ac eithrio yn y diffiniad o "the Commissioners", rhodder "the appropriate forestry authority".

(3) Yn y man priodol mewnosoder—

"the appropriate forestry authority" means—

- (a) in relation to England, the Commissioners;
- (b) in relation to Wales, the Natural Resources Body for Wales;".

**18.** Yn is-ddeddfau 3, 5, 6 a 7, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry authority".

(3) In Forms 4 to 9—

- (a) after "Commissioners", in each place where it occurs, insert "\*";
- (b) at the end of each form insert—

"\* in relation to Wales, "the Natural Resources Body for Wales" must be substituted for "the Forestry Commissioners" in this form".

### **Forestry (Exceptions from Restriction of Felling) Regulations 1979**

**15.**—(1) Regulation 4(5) of the Forestry (Exceptions from Restriction of Felling) Regulations 1979(1) is amended as follows.

(2) After "the Commissioners", in the first place where it occurs, insert "or the Natural Resources Body for Wales".

(3) After "the Commissioners", in the second place where it occurs, insert ", the Natural Resources Body for Wales".

(4) In sub-paragraph (a)(ii)—

- (a) omit "Forestry";
- (b) after "Commissioners" insert "or the Natural Resources Body for Wales".

(5) In sub-paragraph (b), after "the Commissioners", in each place where it occurs, insert "or the Natural Resources Body for Wales".

### **Forestry Commission Byelaws 1982**

**16.** The Forestry Commission Byelaws 1982(2) are amended as follows.

**17.**—(1) Byelaw 2 is amended as follows.

(2) For "the Commissioners", in each place where it occurs except in the definition of "the Commissioners", substitute "the appropriate forestry authority".

(3) In the appropriate place insert—

"the appropriate forestry authority" means—

- (a) in relation to England, the Commissioners;
- (b) in relation to Wales, the Natural Resources Body for Wales;".

**18.** In byelaws 3, 5, 6 and 7, for "the Commissioners", in each place where it occurs, substitute "the appropriate forestry authority".

(1) O.S. 1979/792 fel y'i diwygiwyd gan O.S. 1986/1356, O.S. 1990/526, O.S. 1996/252, O.S. 1998/603; addaswyd gan Ddeddf Cyfleustodau 2000 (p. 27), adran 76(7).

(2) O.S. 1982/648.

(1) S.I. 1979/792 as amended by S.I. 1986/1356, S.I. 1990/526, S.I. 1996/252, S.I. 1998/603; modified by Utilities Act 2000 (c. 27), section 76(7).

(2) S.I. 1982/648.

19. Yn Atodlen 1, hepgorer "In the County of Gwent, the part of Monmouth Community which is situated east of River Wye".

#### **Rheolau Gorchmynion Sychder (Gweithdrefn Ymholiadau) 1984**

20.—(1) Mae rheol 3 o Reolau Gorchmynion Sychder (Gweithdrefn Ymholiadau) 1984(1) wedi ei diwygio fel a ganlyn.

(2) Ar ôl y diffiniad o "appointed person" mewnosoder—

""appropriate agency" means—

- (a) the Environment Agency, in relation to England;
- (b) the Natural Resources Body for Wales, in relation to Wales;".

(3) Yn y diffiniad o "the authority", yn lle'r geiriau o "means" hyd at "or" rhodder "means the appropriate agency or".

#### **Rheoliadau Rheoli Pleleiddiaid 1986**

21.—(1) Mae Atodlen 4 i Reoliadau Rheoli Pleleiddiaid 1986(2) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 2(1)(b), yn lle "England and Wales)" rhodder "England), the Natural Resources Body for Wales (if the area in which the intended aerial application is to take place is in Wales)".

(3) Ym mharagraff 6, yn y diffiniad o "appropriate nature conservation agency", yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Rheoliadau Slwtsh (Defnydd Amaethyddol) 1989**

22. Mae Rheoliadau Slwtsh (Defnydd Amaethyddol) 1989(3) wedi eu diwygio fel a ganlyn.

23. Yn rheoliadau 7(1) ac 8(2), ar ôl "Scottish Environment Protection Agency", ym mhob man lle y mae'n digwydd, mewnosoder "or, in Wales, the Natural Resources Body for Wales".

24. Yn rheoliad 11(1), yn lle "The Environment Agency" rhodder "The Natural Resources Body for Wales".

19. In Schedule 1, omit "In the County of Gwent, the part of Monmouth Community which is situated east of River Wye".

#### **Drought Orders (Inquiries Procedure) Rules 1984**

20.—(1) Rule 3 of the Drought Orders (Inquiries Procedure) Rules 1984(1) is amended as follows.

(2) After the definition of "appointed person" insert—

""appropriate agency" means—

- (a) the Environment Agency, in relation to England;
- (b) the Natural Resources Body for Wales, in relation to Wales;".

(3) In the definition of "the authority", for the words from "means" to "or" substitute "means the appropriate agency or".

#### **Control of Pesticides Regulations 1986**

21.—(1) Schedule 4 to the Control of Pesticides Regulations 1986(2) is amended as follows.

(2) In paragraph 2(1)(b), for "England and Wales)" substitute "England), the Natural Resources Body for Wales (if the area in which the intended aerial application is to take place is in Wales)".

(3) In paragraph 6, in the definition of "appropriate nature conservation agency", for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Sludge (Use in Agriculture) Regulations 1989**

22. The Sludge (Use in Agriculture) Regulations 1989(3) are amended as follows.

23. In regulations 7(1) and 8(2), after "Scottish Environment Protection Agency", in each place where it occurs, insert "or, in Wales, the Natural Resources Body for Wales".

24. In regulation 11(1), for "The Environment Agency" substitute "The Natural Resources Body for Wales".

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(1) O.S. 1984/999 fel y'i haddaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1), ac O.S. 2000/253.

(2) O.S. 1986/1510 fel y'i diwygiwyd gan O.S. 1997/188, O.S. 2001/880, O.S. 2011/2131.

(3) O.S. 1989/1263 fel y'i diwygiwyd gan O.S. 1990/880, O.S. 1996/593, O.S. 2000/656, O.S. 2010/1820 (Cy. 177).

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(1) S.I. 1984/999 as modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1), and S.I. 2000/253.

(2) S.I. 1986/1510 as amended by S.I. 1997/188, S.I. 2001/880, S.I. 2011/2131.

(3) S.I. 1989/1263 as amended by S.I. 1990/880, S.I. 1996/593, S.I. 2000/656, S.I. 2010/1820 (W. 177).



25. Yn Atodlen 2, ym mharagraff 2(2)(c), ar ôl "Scottish Environment Protection Agency" mewnosoder "or, in Wales, the Natural Resources Body for Wales".

### Rheoliadau Goleuo Cerbydau Ffyrdd 1989

26.—(1) Mae rheoliad 3(2) o Reoliadau Goleuo Cerbydau Ffyrdd 1989(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y Tabl, yn y diffiniad o "Emergency vehicle", yng ngholofn 2, ar ôl paragraff (d), mewnosoder—

"(da) a vehicle owned by the Natural Resources Body for Wales for the purposes of its functions relating to forestry and woodlands and used from time to time for the purposes of fighting fires;"

### Rheoliadau Ffioedd Draenio Cyffredinol (Ffurflenni) 1990

27. Mae Rheoliadau Ffioedd Draenio Cyffredinol (Ffurflenni) 1990(2) wedi eu diwygio fel a ganlyn.

28. Yn rheoliadau 2 a 3, yn lle'r geiriau o "by" hyd at "shall" rhodder "by the Environment Agency or the Natural Resources Body for Wales shall".

29.—(1) Mae'r Atodlen wedi ei diwygio fel a ganlyn.

(2) Yn Ffurflen 1—

- (a) yn lle'r geiriau cyn ", in exercise" rhodder "The [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";
- (b) yn lle'r geiriau o "Seal" hyd at "is" rhodder "Seal of the [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*) is";
- (c) yn lle'r geiriau o "resolution" hyd at "dated" rhodder "resolution of the [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*) dated".

(3) Yn Ffurflen 2—

(a) yn y pennawd, yn lle'r ail linell rhodder—

**"The [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";**

(b) yn y paragraff cyntaf, yn lle'r geiriau cyn "have raised" rhodder "The [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";

(1) O.S. 1989/1796 fel y'i diwygiwyd gan O.S. 1992/1217, O.S. 1994/2280, O.S. 1994/2567, O.S. 1996/3016, O.S. 2001/560, O.S. 2004/3168, O.S. 2005/2559, O.S. 2005/2929 (Cy. 214), O.S. 2005/3169, O.S. 2006/594, O.S. 2006/1914, O.S. 2008/1277, O.S. 2009/3220, O.S. 2010/1172, O.S. 2011/935.

(2) O.S. 1990/564 fel y'i haddaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1).

25. In Schedule 2, in paragraph 2(2)(c), after "Scottish Environment Protection Agency" insert "or, in Wales, the Natural Resources Body for Wales".

### Road Vehicles Lighting Regulations 1989

26.—(1) Regulation 3(2) of the Road Vehicles Lighting Regulations 1989(1) is amended as follows.

(2) In the Table, in the definition of "Emergency vehicle", in column 2, after paragraph (d) insert—

“(da) a vehicle owned by the Natural Resources Body for Wales for the purposes of its functions relating to forestry and woodlands and used from time to time for the purposes of fighting fires;”

### General Drainage Charges (Forms) Regulations 1990

27. The General Drainage Charges (Forms) Regulations 1990(2) are amended as follows.

28. In regulations 2 and 3, for the words from "by" to "shall" substitute "by the Environment Agency or the Natural Resources Body for Wales shall".

29.—(1) The Schedule is amended as follows.

(2) In Form 1—

- (a) for the words before ", in exercise" substitute "The [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";
- (b) for the words from "Seal" to "is" substitute "Seal of the [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*) is";
- (c) for the words from "resolution" to "dated" substitute "resolution of the [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*) dated".

(3) In Form 2—

(a) in the heading, for the second line substitute—

**"The [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";**

(b) in the first paragraph, for the words before "have raised" substitute "The [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";

(1) S.I. 1989/1796 as amended by S.I. 1992/1217, S.I. 1994/2280, S.I. 1994/2567, S.I. 1996/3016, S.I. 2001/560, S.I. 2004/3168, S.I. 2005/2559, S.I. 2005/2929 (W. 214), S.I. 2005/3169, S.I. 2006/594, S.I. 2006/1914, S.I. 2008/1277, S.I. 2009/3220, S.I. 2010/1172, S.I. 2011/935.

(2) S.I. 1990/564 as modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1).

(c) yn y paragraff sy'n dilyn y tabl, yn lle'r geiriau o "to the" hyd at "Region" rhodder "to the [Environment Agency ..... Region] [Natural Resources Body for Wales] (*delete as appropriate*)";

(d) yn lle'r paragraff sy'n dechrau â "By order" rhodder—

"By order of the [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";

(e) yn nodyn (a), yn lle'r geiriau o "known to" hyd at "insert" rhodder "known to the Environment Agency or the Natural Resources Body for Wales (as appropriate), insert".

(c) in the paragraph following the table, for the words from "to the" to "Region" substitute "to the [Environment Agency ..... Region] [Natural Resources Body for Wales] (*delete as appropriate*)";

(d) for the paragraph beginning "By order" substitute—

"By order of the [Environment Agency] [Natural Resources Body for Wales] (*delete as appropriate*)";

(e) in note (a), for the words from "known to" to "insert" substitute "known to the Environment Agency or the Natural Resources Body for Wales (as appropriate), insert".

### Rheoliadau Cynllunio (Sylweddau Peryglus) 1992

**30.**—(1) Mae rheoliad 10(1) o Reoliadau Cynllunio (Sylweddau Peryglus) 1992(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn lle is-baragraff (e) rhodder—

"(e) the Environment Agency, where the land to which the application relates is in England;

(ea) the Natural Resources Body for Wales, where the land to which the application relates is in Wales;"

(3) Yn is-baragraff (l), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### Rheoliadau Cynllunio Gwlad a Thref (Rheoli Hysbysebion) 1992

**31.** Yn rheoliad 2(1) o Reoliadau Cynllunio Gwlad a Thref (Rheoli Hysbysebion) 1992(2), yn y diffiniad o "statutory undertaker", yn lle'r geiriau o "postal service" (yn yr ail fan lle y maent yn digwydd) hyd at "water" rhodder "postal service, the Environment Agency, the Natural Resources Body for Wales, any water".

### Planning (Hazardous Substances) Regulations 1992

**30.**—(1) Regulation 10(1) of the Planning (Hazardous Substances) Regulations 1992(1) is amended as follows.

(2) For sub-paragraph (e) substitute—

“(e) the Environment Agency, where the land to which the application relates is in England;

(ea) the Natural Resources Body for Wales, where the land to which the application relates is in Wales;”

(3) In sub-paragraph (l), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### Town and Country Planning (Control of Advertisements) Regulations 1992

**31.** In regulation 2(1) of the Town and Country Planning (Control of Advertisements) Regulations 1992(2), in the definition of "statutory undertaker", for the words from "postal service" (in the second place where it occurs) to "water" substitute "postal service, the Environment Agency, the Natural Resources Body for Wales, any water".

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(1) O.S. 1992/656 fel y'i diwygiwyd gan O.S. 1994/2567; addaswyd gan Ddeddf yr Amgylchedd 1995, adran 120(1), Atodlen 22, paragraff 233(1); ac a ddiwygiwyd gan O.S. 1996/252, O.S. 1999/981, O.S. 2005/1082, O.S. 2006/1388 (Cy. 138), O.S. 2010/450 (Cy. 48).

(2) O.S. 1992/666 fel y'i diwygiwyd gan O.S. 1994/2351; addaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1); ac a ddiwygiwyd gan O.S. 1996/252, O.S. 1996/525, O.S. 1999/1810, O.S. 2001/1149, O.S. 2001/4050, O.S. 2003/2155, O.S. 2005/3050, O.S. 2012/791 (Cy. 106); addaswyd gan O.S. 2003/284.

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(1) S.I. 1992/656 as amended by S.I. 1994/2567; modified by Environment Act 1995, section 120(1), Schedule 22, paragraph 233(1); and amended by S.I. 1996/252, S.I. 1999/981, S.I. 2005/1082, S.I. 2006/1388 (W. 138), S.I. 2010/450 (W. 48).

(2) S.I. 1992/666 as amended by S.I. 1994/2351; modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1); and amended by S.I. 1996/252, S.I. 1996/525, S.I. 1999/1810, S.I. 2001/1149, S.I. 2001/4050, S.I. 2003/2155, S.I. 2005/3050, S.I. 2012/791 (W. 106); modified by S.I. 2003/284.

### **Gorchymyn Tai (Hawl i Brynu) (Personau Rhagnodedig) 1992**

32. Yn yr Atodlen i Orchymyn Tai (Hawl i Brynu) (Personau Rhagnodedig) 1992(1), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Rheoliadau Gorchmynion Llwybrau Cyhoeddus 1993**

33. Yn Atodlen 1 i Reoliadau Gorchmynion Llwybrau Cyhoeddus 1993(2), yn Ffurflenni 2 a 3, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Rheoliadau Ffioedd Draenio Cyffredinol (Cyniferydd Perthnasol) 1993**

34. Yn rheoliad 3 o Reoliadau Ffioedd Draenio Cyffredinol (Cyniferydd Perthnasol) 1993(3), yn lle'r geiriau o "issued by" hyd at "Regulations 1993" rhodder "issued by the Environment Agency or the Natural Resources Body for Wales in respect of the district under the Flood and Coastal Erosion Risk Management (Levies) (England and Wales) Regulations 2011(4)".

### **Rheoliadau Ardrethi Draenio (Ffurflenni) 1993**

35.—(1) Yn yr Atodlen i Reoliadau Ardrethi Draenio (Ffurflenni) 1993(5), mae Ffurflen 2 wedi ei diwygio fel a ganlyn.

(2) Yn lle'r cofnod sy'n dechrau â "Contributions to" rhodder—

"Contributions to the [Environment Agency] [Natural Resources Body for Wales] (delete as appropriate)".

(3) Yn lle'r cofnod sy'n dechrau â "Contribution from" rhodder—

"Contribution from the [Environment Agency] [Natural Resources Body for Wales] (delete as appropriate)".

### **Housing (Right to Buy) (Prescribed Persons) Order 1992**

32. In the Schedule to the Housing (Right to Buy) (Prescribed Persons) Order 1992(1), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Public Path Orders Regulations 1993**

33. In Schedule 1 to the Public Path Orders Regulations 1993(2), in Forms 2 and 3, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **General Drainage Charges (Relevant Quotient) Regulations 1993**

34. In regulation 3 of the General Drainage Charges (Relevant Quotient) Regulations 1993(3), for the words from "issued by" to "Regulations 1993" substitute "issued by the Environment Agency or the Natural Resources Body for Wales in respect of the district under the Flood and Coastal Erosion Risk Management (Levies) (England and Wales) Regulations 2011(4)".

### **Drainage Rates (Forms) Regulations 1993**

35.—(1) In the Schedule to the Drainage Rates (Forms) Regulations 1993(5), Form 2 is amended as follows.

(2) For the entry beginning "Contributions to" substitute—

"Contributions to the [Environment Agency] [Natural Resources Body for Wales] (delete as appropriate)".

(3) For the entry beginning "Contribution from" substitute—

"Contribution from the [Environment Agency] [Natural Resources Body for Wales] (delete as appropriate)".

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(1) O.S. 1992/1703 fel y'i diwygiwyd gan O.S. 1994/2567; addaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1); ac a ddiwygiwyd gan O.S. 1996/2651, O.S. 2003/1615, O.S. 2004/696, O.S. 2005/2929 (Cy. 214), O.S. 2012/1659.

(2) O.S. 1993/11 fel y'i diwygiwyd gan O.S. 1995/451, O.S. 1999/416, O.S. 2006/1177.

(3) O.S. 1993/165 fel y'i haddaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1).

(4) Mae'r Atodlen hon yn gwneud darpariaeth i Reoliadau Asiantaeth yr Amgylchedd (Ardollau) (Cymru a Lloegr) 2011 (O.S. 2011/696) gael eu hailenwi'n Rheoliadau Rheoli Perygl Llifogydd ac Erydu'r Arfordir (Ardollau) (Cymru a Lloegr) 2011.

(5) O.S. 1993/223.

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(1) S.I. 1992/1703 as amended by S.I. 1994/2567; modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1); and amended by S.I. 1996/2651, S.I. 2003/1615, S.I. 2004/696, S.I. 2005/2929 (W. 214), S.I. 2012/1659.

(2) S.I. 1993/11 as amended by S.I. 1995/451, S.I. 1999/416, S.I. 2006/1177.

(3) S.I. 1993/165 as modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1).

(4) This Schedule makes provision for the Environment Agency (Levies) (England and Wales) Regulations 2011 (S.I. 2011/696) to be renamed the Flood and Coastal Erosion Risk Management (Levies) (England and Wales) Regulations 2011.

(5) S.I. 1993/223.

### **Rheoliadau Dyfroedd Wyneb (Ecosystemau Afonydd) (Dosbarthu) 1994**

36. Yn rheoliad 3 o Reoliadau Dyfroedd Wyneb (Ecosystemau Afonydd) (Dosbarthu) 1994(1), yn y geiriau cau, yn lle'r geiriau o "determined by" hyd at "accordance" rhodder "determined by the appropriate agency in accordance".

### **Rheoliadau Trin Dŵr Gwastraff Trefol (Cymru a Lloegr) 1994**

37. Mae Rheoliadau Trin Dŵr Gwastraff Trefol (Cymru a Lloegr) 1994(2) wedi eu diwygio fel a ganlyn.

38. Yn rheoliad 2(1), yn y manau priodol mewnosoder y diffiniadau a ganlyn—

""the appropriate agency" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;"

""England" includes the territorial sea adjacent to England not forming any part of Wales;"

""Wales" has the meaning given by section 158 of the Government of Wales Act 2006."

39. Yn rheoliad 3(1), yn is-baragraffau (a) a (b), yn lle'r geiriau o "with" hyd at "for" rhodder "with the appropriate agency for".

40.—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (3)—

- (a) yn is-baragraff (a), yn lle'r geiriau cyn "has certified" rhodder "the appropriate agency";
- (b) yn y geiriau cau, yn lle'r geiriau o "provided" hyd at "has" rhodder "provided and the appropriate agency has".

41.—(1) Mae rheoliad 5 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (3), yn lle'r geiriau o "where" hyd at "has" rhodder "where the appropriate agency has".

(3) Ym mharagraff (5)(b), yn lle'r geiriau cyn "has certified" rhodder "the appropriate agency".

(4) Ym mharagraff (6), yn lle'r geiriau cyn "shall provide" rhodder "The appropriate agency".

42.—(1) Mae rheoliad 6 wedi ei ddiwygio fel a ganlyn.

### **Surface Waters (River Ecosystem) (Classification) Regulations 1994**

36. In regulation 3 of the Surface Waters (River Ecosystem) (Classification) Regulations 1994(1), in the closing words, for the words from "determined by" to "accordance" substitute "determined by the appropriate agency in accordance".

### **Urban Waste Water Treatment (England and Wales) Regulations 1994**

37. The Urban Waste Water Treatment (England and Wales) Regulations 1994(2) are amended as follows.

38. In regulation 2(1), in the appropriate places insert the following definitions—

""the appropriate agency" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;"

""England" includes the territorial sea adjacent to England not forming any part of Wales;"

""Wales" has the meaning given by section 158 of the Government of Wales Act 2006."

39. In regulation 3(1), in sub-paragraphs (a) and (b), for the words from "with" to "for" substitute "with the appropriate agency for".

40.—(1) Regulation 4 is amended as follows.

(2) In paragraph (3)—

- (a) in sub-paragraph (a), for the words before "has certified" substitute "the appropriate agency";
- (b) in the closing words, for the words from "provided" to "has" substitute "provided and the appropriate agency has".

41.—(1) Regulation 5 is amended as follows.

(2) In paragraph (3), for the words from "where" to "has" substitute "where the appropriate agency has".

(3) In paragraph (5)(b), for the words before "has certified" substitute "the appropriate agency".

(4) In paragraph (6), for the words before "shall provide" substitute "The appropriate agency".

42.—(1) Regulation 6 is amended as follows.

(1) O.S. 1994/1057 fel y'i haddaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1).

(2) O.S. 1994/2841 fel y'i haddaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1); a ddiwygiwyd gan O.S. 2003/1788, O.S. 2005/2035, O.S. 2010/675, O.S. 2011/556.

(1) S.I. 1994/1057 as modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1).

(2) S.I. 1994/2841 as modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1); amended by S.I. 2003/1788, S.I. 2005/2035, S.I. 2010/675, S.I. 2011/556.

(2) Ym mharagraff (2), yn y geiriau agoriadol, yn lle'r geiriau o "duty" hyd at "its" rhodder "duty of the Environment Agency and of the Natural Resources Body for Wales, in exercising their".

(3) Ym mharagraff (3), yn lle'r geiriau cyn "shall" rhodder "The Environment Agency or, as the case may be, the Natural Resources Body for Wales,".

43. Yn rheoliad 8(2), ar ôl "Environment Agency" mewnosoder "or, as the case may be, the Natural Resources Body for Wales,".

44. Yn rheoliad 10(6), yn lle'r geiriau ar ôl "behalf" rhodder "of the appropriate agency".

45.—(1) Mae rheoliad 11 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn y geiriau agoriadol, yn lle'r geiriau ar ôl "duty" rhodder "of the appropriate agency".

(3) Ym mharagraff (3), yn lle'r geiriau cyn "shall retain" rhodder "The appropriate agency".

46. Yn rheoliad 12, yn y geiriau agoriadol, yn lle'r geiriau cyn "shall" rhodder "The appropriate agency".

47.—(1) Mae Rhan 2 o Atodlen 3 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1, yn is—baragraffau (a) ac (c), yn lle'r geiriau cyn "shall" rhodder "The appropriate agency".

### **Gorchymyn Cynllunio Gwlad a Thref (Datblygu Cyffredinol a Ganiateir) 1995**

48. Mae Gorchymyn Cynllunio Gwlad a Thref (Datblygu Cyffredinol a Ganiateir) 1995(1) wedi ei ddiwygio fel a ganlyn.

49. Yn erthygl 1(2)—

- (a) yn y diffiniad o "area of outstanding natural beauty", yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales";
- (b) yn y diffiniad o "statutory undertaker", yn lle'r geiriau o "Authority" hyd at "water" rhodder "Authority, the Environment Agency, the Natural Resources Body for Wales, any water".

(2) In paragraph (2), in the opening words, for the words from "duty" to "its" substitute "duty of the Environment Agency and of the Natural Resources Body for Wales, in exercising their".

(3) In paragraph (3), for the words before "shall" substitute "The Environment Agency or, as the case may be, the Natural Resources Body for Wales".

43. In regulation 8(2), after "Environment Agency" insert "or, as the case may be, the Natural Resources Body for Wales".

44. In regulation 10(6), for the words after "behalf" substitute "of the appropriate agency".

45.—(1) Regulation 11 is amended as follows.

(2) In paragraph (1), in the opening words, for the words after "duty" substitute "of the appropriate agency".

(3) In paragraph (3), for the words before "shall retain" substitute "The appropriate agency".

46. In regulation 12, in the opening words, for the words before "shall" substitute "The appropriate agency".

47.—(1) Part 2 of Schedule 3 is amended as follows.

(2) In paragraph 1, in sub-paragraphs (a) and (c), for the words before "shall" substitute "The appropriate agency".

### **Town and Country Planning (General Permitted Development) Order 1995**

48. The Town and Country Planning (General Permitted Development) Order 1995(1) is amended as follows.

49. In article 1(2)—

- (a) in the definition of "area of outstanding natural beauty", for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales";
- (b) in the definition of "statutory undertaker", for the words from "Authority" to "water" substitute "Authority, the Environment Agency, the Natural Resources Body for Wales, any water".

(1) O.S. 1995/418 fel y'i haddaswyd gan Ddeddf yr Amgylchedd 1995 (p. 25), adran 120(1), Atodlen 22, paragraff 233(1); diwygiwyd gan O.S. 1996/252, O.S. 1996/528, O.S. 1997/366, O.S. 1999/293, O.S. 1999/416, O.S. 1999/1661, O.S. 1999/1783, Deddf Cyfleustodau 2000 (p. 27), adran 76(7), O.S. 2001/1149, O.S. 2001/4050, O.S. 2002/1878 (Cy. 187), O.S. 2003/2155, O.S. 2004/945, O.S. 2004/3156 (Cy. 273), O.S. 2006/124 (Cy. 17), O.S. 2006/1386 (Cy. 136), O.S. 2007/952 (Cy. 83), O.S. 2008/502 (Cy. 43), O.S. 2009/2193 (Cy. 185), O.S. 2012/1346 (Cy. 167), O.S. 2012/2318 (Cy. 252); addaswyd gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), adran 93, Atodlen 15, paragraff 17.

(1) S.I. 1995/418 as modified by Environment Act 1995 (c. 25), section 120(1), Schedule 22, paragraph 233(1); amended by S.I. 1996/252, S.I. 1996/528, S.I. 1997/366, S.I. 1999/293, S.I. 1999/416, S.I. 1999/1661, S.I. 1999/1783, Utilities Act 2000 (c. 27), section 76(7), S.I. 2001/1149, S.I. 2001/4050, S.I. 2002/1878 (W. 187), S.I. 2003/2155, S.I. 2004/945, S.I. 2004/3156 (W. 273), S.I. 2006/124 (W. 17), S.I. 2006/1386 (W. 136), S.I. 2007/952 (W. 83), S.I. 2008/502 (W. 43), S.I. 2009/2193 (W. 185), S.I. 2012/1346 (W. 167), S.I. 2012/2318 (W. 252); modified by Countryside and Rights of Way Act 2000 (c. 37), section 93, Schedule 15, paragraph 17.

**50.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Yn Rhan 14, yn lle'r geiriau ar ôl "other than" rhodder "the Environment Agency and the Natural Resources Body for Wales".

(3) Yn Rhan 15, ym mharagraff A, yn lle'r geiriau o "by the" hyd at "functions" rhodder "by the Environment Agency or the Natural Resources Body for Wales for the purposes of their respective functions".

(4) Gan hynny, daw pennawd Rhan 15 yn "Development by the Environment Agency and the Natural Resources Body for Wales".

### **Gorchymyn Awdurdodau Parciau Cenedlaethol (Cymru) 1995**

**51.** Mae Gorchymyn Awdurdodau Parciau Cenedlaethol (Cymru) 1995(1) wedi ei ddiwygio fel a ganlyn.

**52.** Yn erthyglau 9 a 13, ac yn Atodlen 3, ym mharagraffau 6(2)(b) a 9, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Gorchymyn y Cymunedau Ewropeaidd (Dynodi) 1996**

**53.**—(1) Mae'r Atodlen i Orchymyn y Cymunedau Ewropeaidd (Dynodi) 1996(2) wedi ei diwygio fel a ganlyn.

(2) Yn y cofnod yng Ngholofn (2) ynghylch y Comisiynwyr Coedwigaeth, ar ôl "Measures", mewnosoder "applying otherwise than in relation to Wales".

(3) Ar ôl y cofnod yn ymwneud â'r Comisiynwyr Coedwigaeth mewnosoder—

"The Welsh Ministers	Measures applying in relation to Wales and relating to the common agricultural policy of the European Union in respect of forestry."
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### **Rheoliadau Trwyddedau Amgylcheddol (Atal a Dirymu) 1996**

**54.**—(1) Mae rheoliad 3 o Reoliadau Trwyddedau Amgylcheddol (Atal a Dirymu) 1996(3) wedi ei ddiwygio fel a ganlyn.

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(1) O.S. 1995/2803 fel y'i diwygiwyd gan O.S. 1996/534, O.S. 1996/1224, O.S. 1997/633, O.S. 2007/3423 (Cy. 304), O.S. 2010/490, O.S. 2012/801 (Cy. 110).

(2) O.S. 1996/266 fel y'i diwygiwyd gan O.S. 1999/2788, O.S. 2001/3495, O.S. 2002/2840, O.S. 2011/1043..

(3) O.S. 1996/508.

**50.**—(1) Schedule 2 is amended as follows.

(2) In Part 14, for the words after "other than" substitute "the Environment Agency and the Natural Resources Body for Wales".

(3) In Part 15, in paragraph A, for the words from "by the" to "functions" substitute "by the Environment Agency or the Natural Resources Body for Wales for the purposes of their respective functions".

(4) Accordingly, the heading to Part 15 becomes "Development by the Environment Agency and the Natural Resources Body for Wales".

### **National Park Authorities (Wales) Order 1995**

**51.** The National Park Authorities (Wales) Order 1995(1) is amended as follows.

**52.** In articles 9 and 13, and in Schedule 3, in paragraphs 6(2)(b) and 9, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **European Communities (Designation) Order 1996**

**53.**—(1) The Schedule to the European Communities (Designation) Order 1996(2) is amended as follows.

(2) In the entry in Column (2) relating to the Forestry Commissioners, after "Measures" insert "applying otherwise than in relation to Wales".

(3) After the entry relating to the Forestry Commissioners insert—

"The Welsh Ministers	Measures applying in relation to Wales and relating to the common agricultural policy of the European Union in respect of forestry."
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### **Environmental Licences (Suspension and Revocation) Regulations 1996**

**54.**—(1) Regulation 3 of the Environmental Licences (Suspension and Revocation) Regulations 1996(3) is amended as follows.

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(1) S.I. 1995/2803 as amended by S.I. 1996/534, S.I. 1996/1224, S.I. 1997/633, S.I. 2007/3423 (W. 304), S.I. 2010/490, S.I. 2012/801 (W. 110).

(2) S.I. 1996/266 as amended by S.I. 1999/2788, S.I. 2001/3495, S.I. 2002/2840, S.I. 2011/1043.

(3) S.I. 1996/508.

(2) Yn y geiriau agoriadol, yn lle "a new Agency" rhodder "the Agency, the Natural Resources Body for Wales or SEPA".

(3) Ym mharagraffau (a) a (b), yn lle "new Agency" rhodder "body in question".

### **Rheoliadau Trethi Tirlenwi 1996**

**55.** Yn rheoliad 21(5) o Reoliadau Trethi Tirlenwi 1996(1), ar ôl is-baragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales;"

### **Gorchymyn Cynlluniau Iaith Gymraeg (Cyrff Cyhoeddus) 1996**

**56.** Yn yr Atodlen i Orchymyn Cynlluniau Iaith Gymraeg (Cyrff Cyhoeddus) 1996(2), hepgorer y cofnodion sy'n ymwneud â Chyngor Cefn Gwlad Cymru.

### **Rheoliadau Rheoli Llygredd (Ceisiadau, Apelau a Chofrestrau) 1996**

**57.** Mae Rheoliadau Rheoli Llygredd (Ceisiadau, Apelau a Chofrestrau) 1996(3) wedi eu diwygio fel a ganlyn.

**58.** Yn y darpariaethau a ganlyn, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro—

- (a) yn rheoliad 1(2), y diffiniad o "register";
- (b) rheoliad 8;
- (c) rheoliad 11.

**59.**—(1) Mae rheoliad 12 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (6), ar ôl is-baragraff (a) hepgorer "and" a mewnosoder—

"(aa) the NRBW, if the appeal relates to information which the NRBW has determined is not commercially confidential; and".

(2) In the opening words, for "a new Agency" substitute "the Agency, the Natural Resources Body for Wales or SEPA".

(3) In paragraphs (a) and (b), for "new Agency" substitute "body in question".

### **Landfill Tax Regulations 1996**

**55.** In regulation 21(5) of the Landfill Tax Regulations 1996(1), after sub-paragraph (a) insert—

“(aa) the Natural Resources Body for Wales;”.

### **Welsh Language Schemes (Public Bodies) Order 1996**

**56.** In the Schedule to the Welsh Language Schemes (Public Bodies) Order 1996(2), omit the entries relating to the Countryside Council for Wales.

### **Control of Pollution (Applications, Appeals and Registers) Regulations 1996**

**57.** The Control of Pollution (Applications, Appeals and Registers) Regulations 1996(3) are amended as follows.

**58.** In the following provisions, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively—

- (a) in regulation 1(2), the definition of "register";
- (b) regulation 8;
- (c) regulation 11.

**59.**—(1) Regulation 12 is amended as follows.

(2) In paragraph (1), for "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (6), after sub-paragraph (a) omit "and" and insert—

“(aa) the NRBW, if the appeal relates to information which the NRBW has determined is not commercially confidential; and”.

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(1) O.S. 1996/1527 fel y'i diwygiwyd gan O.S. 1997/1431, O.S. 1998/61, O.S. 1999/3270, O.S. 2002/1, O.S. 2003/605, O.S. 2003/2096, O.S. 2003/2313, O.S. 2004/769, O.S. 2005/759, O.S. 2006/1054, O.S. 2007/965, 2007/1898, O.S. 2007/3538, O.S. 2008/770, O.S. 2008/1482, O.S. 2008/2693, O.S. 2009/1890, O.S. 2009/1930, O.S. 2010/924, O.S. 2010/675, O.S. 2010/2437, O.S. 2011/894, O.S. 2012/885.

(2) O.S. 1996/1898 fel y'i diwygiwyd gan O.S. 2004/1771, O.S. 2005/3225 (Cy. 237), O.S. 2005/3226 (Cy. 238), O.S. 2007/2602.

(3) O.S. 1996/2971 fel y'i diwygiwyd gan O.S. 1999/1006, O.S. 2010/675.

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(1) S.I. 1996/1527 as amended by S.I. 1997/1431, S.I. 1998/61, S.I. 1999/3270, S.I. 2002/1, S.I. 2003/605, S.I. 2003/2096, S.I. 2003/2313, S.I. 2004/769, S.I. 2005/759, S.I. 2006/1054, S.I. 2007/965, 2007/1898, S.I. 2007/3538, S.I. 2008/770, S.I. 2008/1482, S.I. 2008/2693, S.I. 2009/1890, S.I. 2009/1930, S.I. 2010/924, S.I. 2010/675, S.I. 2010/2437, S.I. 2011/894, S.I. 2012/885.

(2) S.I. 1996/1898 as amended by S.I. 2004/1771, S.I. 2005/3225 (W. 237), S.I. 2005/3226 (W. 238), S.I. 2007/2602.

(3) S.I. 1996/2971 as amended by S.I. 1999/1006, S.I. 2010/675.

(4) Yn is-baragraff (b), ar ôl "Agency" mewnosoder ", if the appeal relates to information which the Agency has determined is not commercially confidential".

60. Yn rheoliadau 13(2)(a) a 15 i 17, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

### **Rheoliadau Dyfroedd Wyneb (Tynnu Dŵr i'w Yfed) (Dosbarthu) 1996**

61. Mae Rheoliadau Dyfroedd Wyneb (Tynnu Dŵr i'w Yfed) (Dosbarthu) 1996(1) wedi eu diwygio fel a ganlyn.

62. Yn rheoliadau 4 i 7, yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

### **Gorchymyn Cymeradwyo Cod Ymarfer ar Weithdrefnau Amgylcheddol ar gyfer Awdurdodau Gweithredu Amddiffyn rhag Llifogydd (Asiantaeth yr Amgylchedd) 1996**

63. Mae Gorchymyn Cymeradwyo Cod Ymarfer ar Weithdrefnau Amgylcheddol ar gyfer Awdurdodau Gweithredu Amddiffyn rhag Llifogydd (Asiantaeth yr Amgylchedd) 1996(2) wedi ei ddiwygio fel a ganlyn.

64. Yn enw'r Gorchymyn ac yn erthygl 1, ar ôl "Environment Agency" mewnosoder "and Natural Resources Body for Wales".

65.—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Yn is-baragraff (a)—

(a) ar ôl "the Environment Agency" mewnosoder "and the Natural Resources Body for Wales";

(b) yn lle "section 6(1), 7 and 8" rhodder "the provisions specified in section 9(5)".

(3) Yn is-baragraff (b), ar ôl "the Environment Agency" mewnosoder "and the Natural Resources Body for Wales".

### **Rheoliadau Perthi 1997**

66.—(1) Mae Rhan 2 o Atodlen 1 i Rheoliadau Perthi 1997(3) wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 6(1)(b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(4) In sub-paragraph (b), after "Agency" insert ", if the appeal relates to information which the Agency has determined is not commercially confidential".

60. In regulations 13(2)(a) and 15 to 17, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

### **Surface Waters (Abstraction for Drinking Water) (Classification) Regulations 1996**

61. The Surface Waters (Abstraction for Drinking Water) (Classification) Regulations 1996(1) are amended as follows.

62. In regulations 4 to 7, for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

### **Code of Practice on Environmental Procedures for Flood Defence Operating Authorities (Environment Agency) Approval Order 1996**

63. The Code of Practice on Environmental Procedures for Flood Defence Operating Authorities (Environment Agency) Approval Order 1996(2) is amended as follows.

64. In the title to the Order and in article 1, after "Environment Agency" insert "and Natural Resources Body for Wales".

65.—(1) Article 2 is amended as follows.

(2) In sub-paragraph (a)—

(a) after "the Environment Agency" insert "and the Natural Resources Body for Wales";

(b) for "section 6(1), 7 and 8" substitute "the provisions specified in section 9(5)".

(3) In sub-paragraph (b), after "the Environment Agency" insert "and the Natural Resources Body for Wales".

### **Hedgerows Regulations 1997**

66.—(1) Part 2 of Schedule 1 to the Hedgerows Regulations 1997(3) is amended as follows.

(2) In paragraph 6(1)(b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

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(1) O.S. 1996/3001 fel y'i diwygiwyd gan O.S. 2000/3184, O.S. 2001/3911.

(2) O.S. 1996/3061.

(3) O.S. 1997/1160 fel y'i diwygiwyd gan O.S. 2003/2155, O.S. 2006/1177, O.S. 2009/1307.

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(1) S.I. 1996/3001 as amended by S.I. 2000/3184, S.I. 2001/3911.

(2) S.I. 1996/3061.

(3) S.I. 1997/1160 as amended by S.I. 2003/2155, S.I. 2006/1177, S.I. 2009/1307.



**Rheoliadau Dyfroedd Wyneb (Pysgod)  
(Dosbarthu) 1997**

67. Mae Rheoliadau Dyfroedd Wyneb (Pysgod) (Dosbarthu) 1997(1) wedi eu diwygio fel a ganlyn.

68.—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (5)—

(a) yn y geiriau agoriadol, yn lle "Environment Agency's" rhodder "appropriate agency's";

(b) yn is-baragraffau (a) a (b), yn lle "Agency" rhodder "appropriate agency".

69. Yn rheoliad 5(1), yn lle "Agency" rhodder "appropriate agency".

70. Yn rheoliad 6(3), yn lle "Environment Agency" rhodder "appropriate agency".

71. Yn Rhan 1 o'r Atodlen, yn y Tabl, yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

**Rheoliadau Dyfroedd Wyneb (Pysgod Cregyn)  
(Dosbarthu) 1997**

72. Mae Rheoliadau Dyfroedd Wyneb (Pysgod Cregyn) (Dosbarthu) 1997(2) wedi eu diwygio fel a ganlyn.

73.—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (5)—

(a) yn lle "Environment Agency's" rhodder "appropriate agency's";

(b) yn lle "Agency" rhodder "appropriate agency".

74. Yn rheoliad 5, yn lle "Agency" rhodder "appropriate agency".

75. Yn rheoliad 6(3), yn lle "Environment Agency" rhodder "appropriate agency".

**Rheoliadau Dyfroedd Wyneb (Sylweddau  
Peryglus) (Dosbarthu) 1997**

76. Yn rheoliad 4 o Reoliadau Dyfroedd Wyneb (Sylweddau Peryglus) (Dosbarthu) 1997(3), yn lle "the Environment Agency" a "the Agency" rhodder "the appropriate agency".

**Surface Waters (Fishlife) (Classification)  
Regulations 1997**

67. The Surface Waters (Fishlife) (Classification) Regulations 1997(1) are amended as follows.

68.—(1) Regulation 4 is amended as follows.

(2) For "Environment Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (5)—

(a) in the opening words, for "Environment Agency's" substitute "appropriate agency's";

(b) in sub-paragraphs (a) and (b), for "Agency" substitute "appropriate agency".

69. In regulation 5(1), for "Agency" substitute "appropriate agency".

70. In regulation 6(3), for "Environment Agency" substitute "appropriate agency".

71. In Part 1 of the Schedule, in the Table, for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

**Surface Waters (Shellfish) (Classification)  
Regulations 1997**

72. The Surface Waters (Shellfish) (Classification) Regulations 1997(2) are amended as follows.

73.—(1) Regulation 4 is amended as follows.

(2) For "Environment Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (5)—

(a) for "Environment Agency's" substitute "appropriate agency's";

(b) for "Agency" substitute "appropriate agency".

74. In regulation 5, for "Agency" substitute "appropriate agency".

75. In regulation 6(3), for "Environment Agency" substitute "appropriate agency".

**Surface Waters (Dangerous Substances)  
(Classification) Regulations 1997**

76. In regulation 4 of the Surface Waters (Dangerous Substances) (Classification) Regulations 1997(3), for "the Environment Agency" and "the Agency" substitute "the appropriate agency".

(1) O.S. 1997/1331 fel y'i diwygiwyd gan O.S. 2003/1053, O.S. 2009/1264.

(2) O.S. 1997/1332 fel y'i diwygiwyd gan O.S. 2009/1266.

(3) O.S. 1997/2560.

(1) S.I. 1997/1331 as amended by S.I. 2003/1053, S.I. 2009/1264.

(2) S.I. 1997/1332 as amended by S.I. 2009/1266.

(3) S.I. 1997/2560.

### **Rheoliadau Dyfroedd Wyneb (Sylweddau Peryglus) (Dosbarthu) 1998**

77. Yn rheoliad 4 o Reoliadau Dyfroedd Wyneb (Sylweddau Peryglus) (Dosbarthu) 1998(1), yn lle "the Environment Agency" a "the Agency" rhodder "the appropriate agency".

### **Rheoliadau Mwyngloddiau (Hysbysu eu Bod yn Segur) 1998**

78. Yn rheoliad 2 o Reoliadau Mwyngloddiau (Hysbysu eu Bod yn Segur) 1998(2), ar ôl "Agency" mewnosoder "or the NRBW".

### **Rheoliadau Cynllunio Gwlad a Thref (Asesu Effeithiau Amgylcheddol) (Cymru a Lloegr) 1999**

79.—(1) Mae rheoliad 2(1) o Reoliadau Cynllunio Gwlad a Thref (Asesu Effeithiau Amgylcheddol) (Cymru a Lloegr) 1999(3) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "consultation bodies", yn is-baragraff (b)—

- (a) ym mharagraff (ii), cyn "and English Nature" mewnosoder ", the Environment Agency";
- (b) ym mharagraff (iii), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales";
- (c) hepgorer paragraff (iv).

(3) Yn y diffiniad o "sensitive area", yn lle is-baragraff (h) rhodder—

"(h) an area of outstanding natural beauty designated as such by an order made—

- (i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949; or
- (ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;".

### **Surface Waters (Dangerous Substances) (Classification) Regulations 1998**

77. In regulation 4 of the Surface Waters (Dangerous Substances) (Classification) Regulations 1998(1), for "the Environment Agency" and "the Agency" substitute "the appropriate agency".

### **Mines (Notice of Abandonment) Regulations 1998**

78. In regulation 2 of the Mines (Notice of Abandonment) Regulations 1998(2), after "Agency" insert "or the NRBW".

### **Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999**

79.—(1) Regulation 2(1) of the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999(3) is amended as follows.

(2) In the definition of "consultation bodies", in subparagraph (b)—

- (a) in paragraph (ii), before "and English Nature" insert ", the Environment Agency";
- (b) in paragraph (iii), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales";
- (c) omit paragraph (iv).

(3) In the definition of "sensitive area", for subparagraph (h) substitute—

"(h) an area of outstanding natural beauty designated as such by an order made—

- (i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949; or
- (ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;".

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(1) O.S. 1998/389.

(2) O.S. 1998/892.

(3) O.S. 1999/293 fel y'i diwygiwyd gan O.S. 1999/416, O.S. 2000/2867, O.S. 2005/1806 (Cy. 138), O.S. 2006/1282, O.S. 2006/3099 (Cy. 283), O.S. 2006/3295, O.S. 2007/2610 (Cy. 221), O.S. 2008/2335 (Cy. 198), O.S. 2010/675, O.S. 2011/988, O.S. 2011/1043, O.S. 2011/2043; addaswyd gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), adran 93, Atodlen 15, paragraff 17, O.S. 2008/1556.

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(1) S.I. 1998/389.

(2) S.I. 1998/892.

(3) S.I. 1999/293 as amended by S.I. 1999/416, S.I. 2000/2867, S.I. 2005/1806 (W. 138), S.I. 2006/1282, S.I. 2006/3099 (W. 283), S.I. 2006/3295, S.I. 2007/2610 (W. 221), S.I. 2008/2335 (W. 198), S.I. 2010/675, S.I. 2011/988, S.I. 2011/1043, S.I. 2011/2043; modified by Countryside and Rights of Way Act 2000 (c. 37), section 93, Schedule 15, paragraph 17, S.I. 2008/1556.

### **Rheoliadau Asesu Effeithiau Amgylcheddol (Ffermio Pysgod mewn Dyfroedd Morol) 1999**

**80.** Mae Rheoliadau Asesu Effeithiau Amgylcheddol (Ffermio Pysgod mewn Dyfroedd Morol) 1999(1) wedi eu diwygio fel a ganlyn.

**81.**—(1) Yn rheoliad 2(1), mae'r diffiniad o "sensitive area" wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (f), hepgorer "or the Countryside Council for Wales, as respects Wales,".

(3) Ar ôl is-baragraff (f) mewnosoder—

"(fa) an area of outstanding natural beauty in Wales designated as such by an order made—

(i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949; or

(ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;".

**82.** Yn Atodlen 3, ym mharagraff 2(c), yn lle ", the Countryside Council for Wales and the Environment Agency" rhodder "and the Natural Resources Body for Wales".

### **Gorchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999**

**83.**—(1) Mae Atodlen 1 i Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999(2) wedi ei diwygio fel a ganlyn.

(2) Yn y cofnod sy'n ymwneud â Deddf Glo Brig 1958—

(a) yn lle "the Environment Agency" rhodder "the Natural Resources Body for Wales";

(b) ar ôl "Environment Act 1995 (Consequential Amendments) Regulations 1996 (S.I. 1996/593)" mewnosoder "and by the Natural Resources Body for Wales (Functions) Order 2013".

### **Environmental Impact Assessment (Fish Farming in Marine Waters) Regulations 1999**

**80.** The Environmental Impact Assessment (Fish Farming in Marine Waters) Regulations 1999(1) are amended as follows.

**81.**—(1) In regulation 2(1), the definition of "sensitive area" is amended as follows.

(2) In sub-paragraph (f), omit "or the Countryside Council for Wales, as respects Wales,".

(3) After sub-paragraph (f) insert—

“(fa) an area of outstanding natural beauty in Wales designated as such by an order made—

(i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949; or

(ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;”.

**82.** In Schedule 3, in paragraph 2(c), for ", the Countryside Council for Wales and the Environment Agency" substitute "and the Natural Resources Body for Wales".

### **National Assembly for Wales (Transfer of Functions) Order 1999**

**83.**—(1) Schedule 1 to the National Assembly for Wales (Transfer of Functions) Order 1999(2) is amended as follows.

(2) In the entry relating to the Opencast Coal Act 1958—

(a) for "the Environment Agency" substitute "the Natural Resources Body for Wales";

(b) after "Environment Act 1995 (Consequential Amendments) Regulations 1996 (S.I. 1996/593)" insert "and by the Natural Resources Body for Wales (Functions) Order 2013".

(1) O.S. 1999/367 fel y'i diwygiwyd gan O.S. 2001/1149, O.S. 2011/1043; addaswyd gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), adran 93, Atodlen 15, paragraff 17.

(2) O.S. 1999/672 y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Gorchymyn hwn.

(1) S.I. 1999/367 as amended by S.I. 2001/1149, S.I. 2011/1043; modified by Countryside and Rights of Way Act 2000 (c. 37), section 93, Schedule 15, paragraph 17.

(2) S.I. 1999/672 to which there are amendments not relevant to this Order.

## **Rheoliadau Rheoli Peryglon Damweiniau Mawr 1999**

**84.** Mae Rheoliadau Rheoli Peryglon Damweiniau Mawr 1999(1) wedi eu diwygio fel a ganlyn(2).

**85.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Hepgorer y diffiniad o "the Agency".

(3) Yn y man priodol mewnosoder—

"appropriate agency" in relation to an establishment in—

(a) England, means the Environment Agency;

(b) Scotland, means the Scottish Environment Protection Agency;

(c) Wales, means the Natural Resources Body for Wales;".

(4) Yn y diffiniad o "competent authority", yn lle "Agency" rhodder "appropriate agency".

**86.** Yn rheoliadau 7, 9, 10, 20 a 22, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

## **Gorchymyn Parth Diogelu Dŵr (Dalgyrch Afon Dyfrdwy) (Dynodi) 1999**

**87.** Yn erthygl 3 o Orchymyn Parth Diogelu Dŵr (Dalgyrch Afon Dyfrdwy) (Dynodi) 1999(3), yn lle "the Environment Agency at Chester Road, Buckley, Clwyd" rhodder "the Natural Resources Body for Wales at Chester Road, Buckley, Flintshire".

## **Rheoliadau Parth Diogelu Dŵr (Dalgyrch Afon Dyfrdwy) (Darpariaethau Gweithdrefnol a Darpariaethau Eraill) 1999**

**88.** Mae Rheoliadau Parth Diogelu Dŵr (Dalgyrch Afon Dyfrdwy) (Darpariaethau Gweithdrefnol a Darpariaethau Eraill) 1999(4) wedi eu diwygio fel a ganlyn.

**89.** Yn rheoliadau 2(5) a 4 i 14, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

**90.** Yn rheoliad 7(2)(c), hepgorer "or, in Wales, the Countryside Council for Wales".

## **Control of Major Accident Hazards Regulations 1999**

**84.** The Control of Major Accident Hazards Regulations 1999(1) are amended as follows(2).

**85.**—(1) Regulation 2(1) is amended as follows.

(2) Omit the definition of "the Agency".

(3) In the appropriate place insert—

"appropriate agency" in relation to an establishment in—

(a) England, means the Environment Agency;

(b) Scotland, means the Scottish Environment Protection Agency;

(c) Wales, means the Natural Resources Body for Wales;".

(4) In the definition of "competent authority", for "Agency" substitute "appropriate agency".

**86.** In regulations 7, 9, 10, 20 and 22, for "Agency", in each place where it occurs, substitute "appropriate agency".

## **Water Protection Zone (River Dee Catchment) (Designation) Order 1999**

**87.** In article 3 of the Water Protection Zone (River Dee Catchment) (Designation) Order 1999(3), for "the Environment Agency at Chester Road, Buckley, Clwyd" substitute "the Natural Resources Body for Wales at Chester Road, Buckley, Flintshire".

## **Water Protection Zone (River Dee Catchment) (Procedural and Other Provisions) Regulations 1999**

**88.** The Water Protection Zone (River Dee Catchment) (Procedural and Other Provisions) Regulations 1999(4) are amended as follows.

**89.** In regulations 2(5) and 4 to 14, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

**90.** In regulation 7(2)(c), omit "or, in Wales, the Countryside Council for Wales".

(1) O.S. 1999/743 fel y'i diwygiwyd gan O.S. 2002/2469, O.S. 2005/1088, O.S. 2008/736, O.S. 2008/960, O.S. 2008/1087, O.S. 2008/2337, O.S. 2009/1595.

(2) Mae Atodlen 7 yn cynnwys darpariaethau trosiannol sy'n ymwneud â'r Rheoliadau hyn.

(3) O.S. 1999/915 fel y'i diwygiwyd gan O.S. 2007/3538, O.S. 2010/675.

(4) O.S. 1999/916.

(1) S.I. 1999/743 as amended by S.I. 2002/2469, S.I. 2005/1088, S.I. 2008/736, S.I. 2008/960, S.I. 2008/1087, S.I. 2008/2337, S.I. 2009/1595.

(2) Schedule 7 contains transitional provisions relating to these Regulations.

(3) S.I. 1999/915 as amended by S.I. 2007/3538, S.I. 2010/675.

(4) S.I. 1999/916.

### **Rheoliadau Gwaith Gwrth-lygredd 1999**

91. Mae Rheoliadau Gwaith Gwrth-lygredd 1999(1) wedi eu diwygio fel a ganlyn.

92. Yn rheoliadau 1 i 4 a 6(2), yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

### **Rheoliadau Gwaith Piblinellau Trawsgludo Nwy Cyhoeddus (Asesu Effeithiau Amgylcheddol) 1999**

93.—(1) Mae rheoliad 2(1) o Reoliadau Gwaith Piblinellau Trawsgludo Nwy Cyhoeddus (Asesu Effeithiau Amgylcheddol) 1999(2) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "the consultation bodies", ym mharagraff (d), yn lle "the Countryside Council for Wales and the Environment Agency" rhodder "the Natural Resources Body for Wales".

### **Rheoliadau Asesu Effeithiau Amgylcheddol (Gwaith Gwella Draenio Tir) 1999**

94.—(1) Mae rheoliad 2(1) o Reoliadau Asesu Effeithiau Amgylcheddol (Gwaith Gwella Draenio Tir) 1999(3) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "consultation bodies", ym mharagraff (b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(3) Yn y diffiniad o "drainage body", ar ôl paragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales;"

### **Rheoliadau Cynllunio Gwlad a Thref (Coed) 1999**

95. Mae Rheoliadau Cynllunio Gwlad a Thref (Coed) 1999(4) wedi eu diwygio fel a ganlyn.

96.—(1) Mae rheoliad 10(1) wedi ei ddiwygio fel a ganlyn.

### **Anti-Pollution Works Regulations 1999**

91. The Anti-Pollution Works Regulations 1999(1) are amended as follows.

92. In regulations 1 to 4 and 6(2), for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

### **Public Gas Transporter Pipe-line Works (Environmental Impact Assessment) Regulations 1999**

93.—(1) Regulation 2(1) of the Public Gas Transporter Pipe-line Works (Environmental Impact Assessment) Regulations 1999(2) is amended as follows.

(2) In the definition of "the consultation bodies", in paragraph (d), for "the Countryside Council for Wales and the Environment Agency" substitute "the Natural Resources Body for Wales".

### **Environmental Impact Assessment (Land Drainage Improvement Works) Regulations 1999**

94.—(1) Regulation 2(1) of the Environmental Impact Assessment (Land Drainage Improvement Works) Regulations 1999(3) is amended as follows.

(2) In the definition of "consultation bodies", in paragraph (b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(3) In the definition of "drainage body", after paragraph (a) insert—

"(aa) the Natural Resources Body for Wales;"

### **Town and Country Planning (Trees) Regulations 1999**

95. The Town and Country Planning (Trees) Regulations 1999(4) are amended as follows.

96.—(1) Regulation 10(1) is amended as follows.

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(1) O.S. 1999/1006 fel y'i diwygiwyd gan O.S. 2009/1307, O.S. 2009/3104.

(2) O.S. 1999/1672 fel y'i diwygiwyd gan O.S. 1999/416; addaswyd gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), adran 93, Atodlen 15, paragraff 17; diwygiwyd gan Ddeddf Cyfleustodau 2000 (p. 27), adran 76(7), O.S. 2007/1996, O.S. 2011/1043.

(3) O.S. 1999/1783 fel y'i haddaswyd gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), adran 73(2); diwygiwyd gan O.S. 2005/1399, O.S. 2006/618, O.S. 2011/1043.

(4) O.S. 1999/1892 fel y'i diwygiwyd gan O.S. 2001/1149, O.S. 2001/4050, O.S. 2003/390 (Cy. 52), O.S. 2006/1281 (C. 43), O.S. 2012/792 (Cy. 107).

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(1) S.I. 1999/1006 as amended by S.I. 2009/1307, S.I. 2009/3104.

(2) S.I. 1999/1672 as amended by S.I. 1999/416; modified by Countryside and Rights of Way Act 2000 (c. 37), section 93, Schedule 15, paragraph 17; amended by Utilities Act 2000 (c.27), section 76(7), S.I. 2007/1996, S.I. 2011/1043.

(3) S.I. 1999/1783 as modified by Countryside and Rights of Way Act 2000 (c.37), section 73(2); amended by S.I. 2005/1399, S.I. 2006/618, S.I. 2011/1043.

(4) S.I. 1999/1892 as amended by S.I. 2001/1149, S.I. 2001/4050, S.I. 2003/390 (W. 52), S.I. 2006/1281 (C. 43), S.I. 2012/792 (W. 107).

(2) Yn lle "the Forestry Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the Natural Resources Body for Wales".

(3) Yn is-baragraff (b), hepgorer "Commissioners".

(4) Yn is-baragraff (c), yn lle "section 1 (finance for forestry) of the Forestry Act 1979" rhodder "article 10B of the Natural Resources Body for Wales (Establishment) Order 2012 for or in connection with the use or management of land for forestry purposes".

**97.**—(1) Mae'r Atodlen wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 4, ar ôl "Forestry Commissioners" mewnosoder "and Natural Resources Body for Wales".

(3) Ym mharagraff 5(1)(e)—

- (a) yn lle "the Environment Agency" rhodder "the Natural Resources Body for Wales";
- (b) yn lle "the Agency" rhodder "the Body".

#### **Rheoliadau Asesu Effeithiau Amgylcheddol (Coedwigaeth) (Cymru a Lloegr) 1999**

**98.** Mae Rheoliadau Asesu Effeithiau Amgylcheddol (Coedwigaeth) (Cymru a Lloegr) 1999(1) wedi eu diwygio fel a ganlyn.

**99.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y man priodol mewnosoder—

""the appropriate forestry body" means, in relation to England, the Commissioners and, in relation to Wales, the Natural Resources Body for Wales;".

(3) Yn lle'r diffiniad o "countryside bodies" rhodder—

""countryside bodies" means—

- (a) where any part of the land is situated in England, the Environment Agency, Natural England and any other body designated by statutory provision as having specific environmental responsibilities in relation to England; and
- (b) where any part of the land is situated in Wales, any body designated by statutory provision as having specific environmental responsibilities in relation to Wales;".

**100.** Yn rheoliad 2(3), yn lle "the Commissioners" rhodder "the appropriate forestry body".

(2) For "the Forestry Commissioners", in each place where it occurs, substitute "the Natural Resources Body for Wales".

(3) In sub-paragraph (b), omit "Commissioners".

(4) In sub-paragraph (c), for "section 1 (finance for forestry) of the Forestry Act 1979" substitute "article 10B of the Natural Resources Body for Wales (Establishment) Order 2012 for or in connection with the use or management of land for forestry purposes".

**97.**—(1) The Schedule is amended as follows.

(2) In paragraph 4, after "Forestry Commissioners" insert "and Natural Resources Body for Wales".

(3) In paragraph 5(1)(e)—

- (a) for "the Environment Agency" substitute "the Natural Resources Body for Wales";
- (b) for "the Agency" substitute "the Body".

#### **Environmental Impact Assessment (Forestry) (England and Wales) Regulations 1999**

**98.** The Environmental Impact Assessment (Forestry) (England and Wales) Regulations 1999(1) are amended as follows.

**99.**—(1) Regulation 2(1) is amended as follows.

(2) In the appropriate place insert—

""the appropriate forestry body" means, in relation to England, the Commissioners and, in relation to Wales, the Natural Resources Body for Wales;".

(3) For the definition of "countryside bodies" substitute—

""countryside bodies" means—

- (a) where any part of the land is situated in England, the Environment Agency, Natural England and any other body designated by statutory provision as having specific environmental responsibilities in relation to England; and
- (b) where any part of the land is situated in Wales, any body designated by statutory provision as having specific environmental responsibilities in relation to Wales;".

**100.** In regulation 2(3), for "the Commissioners" substitute "the appropriate forestry body".

(1) O.S. 1999/2228 fel y'i haddaswyd gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), adran 73(2) ac adran 93, Atodlen 15, paragraff 17; diwygiwyd gan O.S. 2006/3106, O.S. 2011/1043, O.S. 2011/1824.

(1) S.I. 1999/2228 as modified by Countryside and Rights of Way Act 2000 (c.37), section 73(2) and section 93, Schedule 15, paragraph 17; amended by S.I. 2006/3106, S.I. 2011/1043, S.I. 2011/1824.

**101.**—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry body".

(3) Ym mharagraff (3), yn lle "the Commissioners" rhodder "the appropriate forestry body's".

**102.**—(1) Yn rheoliadau 5 a 6, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry body".

(2) Gan hynny, daw pennawd rheoliad 6 yn "Opinions of the appropriate forestry body".

**103.** Yn rheoliadau 7 a 9 i 15, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry body".

**104.**—(1) Mae rheoliad 16 wedi ei ddiwygio fel a ganlyn.

(2) Yn y geiriau agoriadol, yn lle "the Commissioners", rhodder "the appropriate forestry body".

(3) Ym mharagraff (b), yn lle "the Commissioners" rhodder "the appropriate forestry body's".

**105.**—(1) Mae rheoliad 17 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry body".

(3) Ym mharagraff (2), yn lle "the Commissioners" rhodder "the appropriate forestry body's".

(4) Ym mharagraff (5), yn lle "the Commissioner's" rhodder "the appropriate forestry body's".

(5) Gan hynny, daw pennawd rheoliad 17 yn "Appeals against decisions of the appropriate forestry body".

**106.**—(1) Mae rheoliad 20 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry body".

(3) Yn is-baragraff (4)(a), yn lle "the Commissioners" rhodder "the appropriate forestry body's".

**107.** Yn rheoliadau 21 a 23, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry body".

**108.** Yn rheoliad 23(1), hepgorer "or suspect".

**109.**—(1) Mae rheoliad 24(1) wedi ei ddiwygio fel a ganlyn.

**101.**—(1) Regulation 4 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate forestry body".

(3) In paragraph (3), for "the Commissioners" substitute "the appropriate forestry body's".

**102.**—(1) In regulations 5 and 6, for "the Commissioners", in each place where it occurs, substitute "the appropriate forestry body".

(2) Accordingly, the heading to regulation 6 becomes "Opinions of the appropriate forestry body".

**103.** In regulations 7 and 9 to 15, for "the Commissioners", in each place where it occurs, substitute "the appropriate forestry body".

**104.**—(1) Regulation 16 is amended as follows.

(2) In the opening words, for "the Commissioners", substitute "the appropriate forestry body".

(3) In paragraph (b), for "the Commissioners" substitute "the appropriate forestry body's".

**105.**—(1) Regulation 17 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate forestry body".

(3) In paragraph (2), for "the Commissioners" substitute "the appropriate forestry body's".

(4) In paragraph (5), for "the Commissioner's" substitute "the appropriate forestry body's".

(5) Accordingly, the heading to regulation 17 becomes "Appeals against decisions of the appropriate forestry body".

**106.**—(1) Regulation 20 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate forestry body".

(3) In sub-paragraph (4)(a), for "the Commissioners" substitute "the appropriate forestry body's".

**107.** In regulations 21 and 23, for "the Commissioners", in each place where it occurs, substitute "the appropriate forestry body".

**108.** In regulation 23(1), omit "or suspect".

**109.**—(1) Regulation 24(1) is amended as follows.

(2) Yn lle "England and Wales" rhodder "England or Wales".

(3) Yn lle "the Commissioners" rhodder "the appropriate forestry body".

**110.** Yn rheoliad 25, ym mharagraffau (3)(b) a (5)(b), yn lle "their" rhodder "the appropriate forestry body's".

**111.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1, yn y diffiniad o "sensitive area"—

(a) yn is-baragraff (g), hepgorer "or the Countryside Council for Wales, as respects Wales,";

(b) ar ôl is-baragraff (g) mewnosoder—

"(ga) an area of outstanding natural beauty in Wales designated as such by an order made—

(i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949; or

(ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;"

(3) Ym mharagraff 4, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate forestry body".

### **Rheoliadau Adweithyddion Niwclear (Asesu Effeithiau Amgylcheddol Datgomisiynu) 1999**

**112.**—(1) Mae rheoliad 2(1) o Reoliadau Adweithyddion Niwclear (Asesu Effeithiau Amgylcheddol Datgomisiynu) 1999(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "the consultation bodies"—

(a) yn is-baragraff (d), hepgorer "and Wales";

(b) yn is-baragraff (f), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Rheoliadau Ymbelydriadau Ïoneiddio 1999**

**113.**—(1) Mae Atodlen 1 i'r Rheoliadau Ymbelydriadau Ïoneiddio 1999(2) wedi ei diwygio fel a ganlyn.

(2) For "England and Wales" substitute "England or Wales".

(3) For "the Commissioners" substitute "the appropriate forestry body".

**110.** In regulation 25, in paragraphs (3)(b) and (5)(b), for "their" substitute "the appropriate forestry body's".

**111.**—(1) Schedule 2 is amended as follows.

(2) In paragraph 1, in the definition of "sensitive area"—

(a) in sub-paragraph (g), omit "or the Countryside Council for Wales, as respects Wales,";

(b) after sub-paragraph (g) insert—

“(ga) an area of outstanding natural beauty in Wales designated as such by an order made—

(i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949; or

(ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;”.

(3) In paragraph 4, for "the Commissioners", in each place where it occurs, substitute "the appropriate forestry body".

### **Nuclear Reactors (Environmental Impact Assessment for Decommissioning) Regulations 1999**

**112.**—(1) Regulation 2(1) of the Nuclear Reactors (Environmental Impact Assessment for Decommissioning) Regulations 1999(1) is amended as follows.

(2) In the definition of "the consultation bodies"—

(a) in sub-paragraph (d), omit "and Wales";

(b) in sub-paragraph (f), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Ionising Radiations Regulations 1999**

**113.**—(1) Schedule 1 to the Ionising Radiations Regulations 1999(2) is amended as follows.

(1) O.S. 1999/2892 fel y'i diwygiwyd gan O.S. 2006/657, O.S. 2008/960, O.S. 2011/1043.

(2) O.S. 1999/3232 fel y'i diwygiwyd gan O.S. 2001/2975, O.S. 2008/960, O.S. 2010/675, O.S. 2011/1043.

(1) S.I. 1999/2892 as amended by S.I. 2006/657, S.I. 2008/960, S.I. 2011/1043.

(2) S.I. 1999/3232 as amended by S.I. 2001/2975, S.I. 2008/960, S.I. 2010/675, S.I. 2011/1043.



(2) Ym mharagraff 1(c)(iv) ac (f), yn lle "the Environment Agency", rhodder "the appropriate authority".

(3) Ar ôl paragraff 1 mewnosoder—

"1A. In this Schedule, "the appropriate authority" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales."

#### **Rheoliadau'r Diwydiant Dŵr (Amodau Rhagnodedig) 1999**

114. Mae Rheoliadau'r Diwydiant Dŵr (Amodau Rhagnodedig) 1999(1) wedi eu diwygio fel a ganlyn.

115. Yn rheoliad 3(3)—

- (a) yn is-baragraff (b), cyn "the Environment Agency" mewnosoder "where the determination relates to an area that is in the area of a water undertaker whose area is wholly in England,";
- (b) ar ddiwedd is-baragraff (b) hepgorer "and";
- (c) ar ôl is-baragraff (b) mewnosoder—

"(ba) where the determination relates to an area that is in the area of a water undertaker whose area is partly in England and partly in Wales, the Environment Agency and the Natural Resources Body for Wales; and".

116.—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ar ôl paragraff (3) mewnosoder—

"(4) In this regulation "appropriate agency" means—

- (a) where the proposed determination relates to the whole or part of an area of a water undertaker whose area is wholly in England, the Environment Agency;
- (b) where the proposed determination relates to the whole or part of an area of a water undertaker whose area is partly in England and partly in Wales, the Environment Agency and the Natural Resources Body for Wales."

(2) In paragraph 1(c)(iv) and (f), for "the Environment Agency" substitute "the appropriate authority".

(3) After paragraph 1 insert—

"1A. In this Schedule, "the appropriate authority" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales."

#### **Water Industry (Prescribed Conditions) Regulations 1999**

114. The Water Industry (Prescribed Conditions) Regulations 1999(1) are amended as follows.

115. In regulation 3(3)—

- (a) in sub-paragraph (b), before "the Environment Agency" insert "where the determination relates to an area that is in the area of a water undertaker whose area is wholly in England,";
- (b) at the end of sub-paragraph (b) omit "and";
- (c) after sub-paragraph (b) insert—

"(ba) where the determination relates to an area that is in the area of a water undertaker whose area is partly in England and partly in Wales, the Environment Agency and the Natural Resources Body for Wales; and".

116.—(1) Regulation 4 is amended as follows.

(2) In paragraph (1), for "Environment Agency" substitute "appropriate agency".

(3) After paragraph (3) insert—

"(4) In this regulation "appropriate agency" means—

- (a) where the proposed determination relates to the whole or part of an area of a water undertaker whose area is wholly in England, the Environment Agency;
- (b) where the proposed determination relates to the whole or part of an area of a water undertaker whose area is partly in England and partly in Wales, the Environment Agency and the Natural Resources Body for Wales."

(1) O.S. 1999/3442 fel y'i diwygiwyd gan O.S. 2005/2035, O.S. 2007/2457.

(1) S.I. 1999/3442 as amended by S.I. 2005/2035, S.I. 2007/2457.

**Rheoliadau Diogelu'r Amgylchedd (Gwaredu Biffenylau Polychlorinedig a Sylweddau Peryglus Eraill) (Cymru a Lloegr) 2000**

**117.** Mae Rheoliadau Diogelu'r Amgylchedd (Gwaredu Biffenylau Polychlorinedig a Sylweddau Peryglus Eraill) (Cymru a Lloegr) 2000(1) wedi eu diwygio fel a ganlyn.

**118.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y manau priodol mewnoder y diffiniadau a ganlyn—

“the appropriate authority” means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the NRBW;”;

“the NRBW” means the Natural Resources Body for Wales;”.

(3) Yn y diffiniad o “registered holder”, yn lle “Agency”, ym mhob man lle y mae'n digwydd, rhodder “appropriate authority”.

**119.** Yn rheoliad 3(5)(b), yn lle “Agency” rhodder “appropriate authority”.

**120.**—(1) Mae rheoliad 6 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle “Agency”, ym mhob man lle y mae'n digwydd, rhodder “appropriate authority”.

(3) Ar ôl paragraff (6) mewnoder—

“(7) An application which relates to equipment held or to be held—

- (a) only at a location in England must be made to the Environment Agency;
- (b) only at a location in Wales must be made to the NRBW;
- (c) at a location in both England and Wales must be made to the Environment Agency and the NRBW.”

**121.** Yn rheoliad 7, yn lle “Agency”, ym mhob man lle y mae'n digwydd, rhodder “appropriate authority”.

**122.** Yn rheoliad 8(5), yn lle “Agency”, ym mhob man lle y mae'n digwydd, rhodder “appropriate authority”.

**123.**—(1) Mae rheoliad 9 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (5)—

- (a) yn is-baragraff (b), hepgorer “and the Welsh Assembly”;

**Environmental Protection (Disposal of Polychlorinated Biphenyls and other Dangerous Substances) (England and Wales) Regulations 2000**

**117.** The Environmental Protection (Disposal of Polychlorinated Biphenyls and other Dangerous Substances) (England and Wales) Regulations 2000(1) are amended as follows.

**118.**—(1) Regulation 2(1) is amended as follows.

(2) In the appropriate places insert the following definitions—

“the appropriate authority” means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the NRBW;”;

“the NRBW” means the Natural Resources Body for Wales;”.

(3) In the definition of “registered holder”, for “Agency”, in each place where it occurs, substitute “appropriate authority”.

**119.** In regulation 3(5)(b), for “Agency” substitute “appropriate authority”.

**120.**—(1) Regulation 6 is amended as follows.

(2) For “Agency”, in each place where it occurs, substitute “appropriate authority”.

(3) After paragraph (6) insert—

“(7) An application which relates to equipment held or to be held—

- (a) only at a location in England must be made to the Environment Agency;
- (b) only at a location in Wales must be made to the NRBW;
- (c) at a location in both England and Wales must be made to the Environment Agency and the NRBW.”

**121.** In regulation 7, for “Agency”, in each place where it occurs, substitute “appropriate authority”.

**122.** In regulation 8(5), for “Agency”, in each place where it occurs, substitute “appropriate authority”.

**123.**—(1) Regulation 9 is amended as follows.

(2) In paragraph (5)—

- (a) in sub-paragraph (b), omit “and the Welsh Assembly”;

(1) O.S. 2000/1043 fel y'i diwygiwyd gan O.S. 2000/3359, O.S. 2005/1806 (Cy. 138), O.S. 2010/1820 (Cy. 177), O.S. 2011/988.

(1) S.I. 2000/1043 as amended by S.I. 2000/3359, S.I. 2005/1806 (W. 138), S.I. 2010/1820 (W. 177), S.I. 2011/988.

(b) ar ôl is-baragraff (b) mewnosoder—

"(c) exercise the functions in paragraphs (1) to (5) in relation to every location in England."

(3) Ar ôl paragraff (5) mewnosoder—

"(5A) The NRBW must compile an inventory of the contaminated equipment held at every location in Wales in respect of which there is a registered holder.

(5B) Subject to paragraph (3) an inventory compiled in accordance with paragraph (5A) must record the information specified in paragraph (2).

(5C) The NRBW must—

- (a) before 30 September in each year, review the inventory which it has compiled in accordance with paragraph (5A) or, as the case may be, the most recent revision of that inventory; and
- (b) on or before 30 September in each year provide the Welsh Ministers with a summary which shall include the total for the time being of—
  - (i) the number of registered holders; and
  - (ii) the number of items of equipment of which particulars are registered."

(4) Ym mharagraff (6), ar ôl "paragraph (5)(a)" mewnosoder "and paragraph (5C)".

**124.** Yn rheoliad 10, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate authority".

**125.** Yn rheoliad 11, ym mharagraffau (1), (5) a (6), yn lle "Agency", rhodder "appropriate authority".

**126.** Yn rheoliad 12, yn lle "Agency" rhodder "appropriate authority".

**127.** Yn rheoliad 13B, yn lle "The Environment Agency" rhodder "The NRBW".

#### **Rheoliadau Gweithfeydd Trydan (Asesiad Effaith Amgylcheddol) (Cymru a Lloegr) 2000**

**128.** Mae Rheoliadau Gweithfeydd Trydan (Asesiad Effaith Amgylcheddol) (Cymru a Lloegr) 2000(1) wedi eu diwygio fel a ganlyn.

**129.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "the consultative bodies"—

- (a) ym mharagraff (c), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales";

(b) after sub-paragraph (b) insert—

"(c) exercise the functions in paragraphs (1) to (5) in relation to every location in England."

(3) After paragraph (5) insert—

"(5A) The NRBW must compile an inventory of the contaminated equipment held at every location in Wales in respect of which there is a registered holder.

(5B) Subject to paragraph (3) an inventory compiled in accordance with paragraph (5A) must record the information specified in paragraph (2).

(5C) The NRBW must—

- (a) before 30 September in each year, review the inventory which it has compiled in accordance with paragraph (5A) or, as the case may be, the most recent revision of that inventory; and
- (b) on or before 30 September in each year provide the Welsh Ministers with a summary which shall include the total for the time being of—
  - (i) the number of registered holders; and
  - (ii) the number of items of equipment of which particulars are registered."

(4) In paragraph (6), after "paragraph (5)(a)" insert "and paragraph (5C)".

**124.** In regulation 10, for "Agency", in each place where it occurs, substitute "appropriate authority".

**125.** In regulation 11, in paragraphs (1), (5) and (6), for "Agency", substitute "appropriate authority".

**126.** In regulation 12 for "Agency" substitute "appropriate authority".

**127.** In regulation 13B, for "The Environment Agency" substitute "The NRBW".

#### **Electricity Works (Environmental Impact Assessment) (England and Wales) Regulations 2000**

**128.** The Electricity Works (Environmental Impact Assessment) (England and Wales) Regulations 2000(1) are amended as follows.

**129.**—(1) Regulation 2(1) is amended as follows.

(2) In the definition of "the consultative bodies"—

- (a) in paragraph (c), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales";

(1) O.S. 2000/1927 fel y'i diwygiwyd gan O.S. 2007/1977, O.S. 2011/1043; addaswyd gan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37), adran 93, Atodlen 15, paragraff 17.

(1) S.I. 2000/1927 as amended by S.I. 2007/1977, S.I. 2011/1043; modified by the Countryside and Rights of Way Act 2000 (c. 37), section 93, Schedule 15, paragraph 17.

(b) yn lle paragraff (d) rhodder—

"(d)where the application or proposed application relates to a section 36 consent—

- (i) the Environment Agency, otherwise than in relation to Wales and the Welsh zone;
- (ii) the Natural Resources Body for Wales in relation to Wales and the Welsh zone; and".

(3) Yn y man priodol mewnosoder—

""Welsh zone" has the meaning given by section 158 of the Government of Wales Act 2006."

**130.**—(1) Yn Atodlen 2, mae'r diffiniad o "sensitive area" wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (h), hepgorer "or the Countryside Council for Wales, as respects Wales,".

(3) Ar ôl is-baragraff (h) mewnosoder—

"(ha)an area of outstanding natural beauty in Wales designated as such by an order made—

- (i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949, or
- (ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;".

#### **Rheoliadau Gwaith Piblinellau (Asesu Effeithiau Amgylcheddol) 2000**

**131.**—(1) Mae rheoliad 2 o Reoliadau Gwaith Piblinellau (Asesu Effeithiau Amgylcheddol) 2000(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "the consultation bodies", yn is-baragraff (d), yn lle "the Countryside Council for Wales and the Environment Agency" rhodder "the Natural Resources Body for Wales".

#### **Gorchymyn Adolygu Harbwr Porth Tywyn 2000**

**132.** Mae Gorchymyn Adolygu Harbwr Porth Tywyn 2000(2) wedi ei ddiwygio fel a ganlyn.

**133.** Yn erthygl 19(2)(g), ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

**134.** Ym mhennawd erthygl 46, yn lle "Environment Agency" rhodder "Natural Resources Body for Wales".

(b) for paragraph (d) substitute—

“(d) where the application or proposed application relates to a section 36 consent—

- (i) the Environment Agency, otherwise than in relation to Wales and the Welsh zone;
- (ii) the Natural Resources Body for Wales in relation to Wales and the Welsh zone; and”.

(3) In the appropriate place insert—

“"Welsh zone" has the meaning given by section 158 of the Government of Wales Act 2006.”

**130.**—(1) In Schedule 2, the definition of "sensitive area" is amended as follows.

(2) In sub-paragraph (h), omit "or the Countryside Council for Wales, as respects Wales,".

(3) After sub-paragraph (h) insert—

“(ha) an area of outstanding natural beauty in Wales designated as such by an order made—

- (i) under section 87 (designation of areas of outstanding natural beauty) of the National Parks and Access to the Countryside Act 1949, or
- (ii) under section 82 (designation of areas) of the Countryside and Rights of Way Act 2000;”.

#### **Pipe-line Works (Environmental Impact Assessment) Regulations 2000**

**131.**—(1) Regulation 2 of the Pipe-line Works (Environmental Impact Assessment) Regulations 2000(1) is amended as follows.

(2) In the definition of "the consultation bodies", in sub-paragraph (d), for "the Countryside Council for Wales and the Environment Agency" substitute "the Natural Resources Body for Wales".

#### **Burry Port Harbour Revision Order 2000**

**132.** The Burry Port Harbour Revision Order 2000(2) is amended as follows.

**133.** In article 19(2)(g), after "the Environment Agency," insert "the Natural Resources Body for Wales,".

**134.** In the heading to article 46, for "Environment Agency" substitute "Natural Resources Body for Wales".

(1) O.S. 2000/1928 fel y'i diwygiwyd gan O.S. 2007/1992, O.S. 2011/1043, O.S. 2011/2453.

(2) O.S. 2000/2152.

(1) S.I. 2000/1928 as amended by S.I. 2007/1992, S.I. 2011/1043, S.I. 2011/2453.

(2) S.I. 2000/2152.

**135.**—(1) Mae Atodlen 2 wedi ei diwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd yr Atodlen honno), rhodder "Natural Resources Body for Wales".

(3) Ym mharagraff 7(3)(b), yn lle "Environment Agency's" rhodder "Body's".

### **Gorchymyn Mordwyo Afon Gwy 2002**

**136.** Yn erthygl 3(2)(s) o Orchymyn Mordwyo Afon Gwy 2002(1), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Rheoliadau Defnyddiau Atgynhyrchiol y Goedwig (Prydain Fawr) 2002**

**137.** Mae Rheoliadau Defnyddiau Atgynhyrchiol y Goedwig (Prydain Fawr) 2002(2) wedi eu diwygio fel a ganlyn(3).

**138.**—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2)—

(a) yn y man priodol mewnosoder—

""the appropriate authority"—

- (a) in regulations 7 to 9, 20(b) and Schedules 2 to 5, has the meaning given in regulation 7(11);
- (b) in regulations 11, 13 and 14, has the meaning given in regulation 11(4);
- (c) in regulations 16, 18 and 22, has the meaning given in regulation 16(1B);
- (d) in regulation 25, has the meaning given in regulation 25(4);"

(b) yn lle'r diffiniad o "authorised officer" rhodder—

""authorised officer" means—

- (a) a person authorised by the Commissioners to exercise their powers and execute their functions under these Regulations; and
- (b) a person authorised by the Welsh Ministers to exercise their powers and execute their functions under these Regulations;"
- (c) yn y diffiniad o "Master Certificate", yn lle "Great Britain" rhodder " a relevant territory";

**135.**—(1) Schedule 2 is amended as follows.

(2) For "Environment Agency", in each place where it occurs (including in the heading to that Schedule), substitute "Natural Resources Body for Wales".

(3) In paragraph 7(3)(b), for "Environment Agency's" substitute "Body's".

### **Wye Navigation Order 2002**

**136.** In article 3(2)(s) of the Wye Navigation Order 2002(1), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Forest Reproductive Material (Great Britain) Regulations 2002**

**137.** The Forest Reproductive Material (Great Britain) Regulations 2002(2) are amended as follows(3).

**138.**—(1) Regulation 2 is amended as follows.

(2) In paragraph (2)—

(a) in the appropriate place insert—

""the appropriate authority"—

- (a) in regulations 7 to 9, 20(b) and Schedules 2 to 5, has the meaning given in regulation 7(11);
- (b) in regulations 11, 13 and 14, has the meaning given in regulation 11(4);
- (c) in regulations 16, 18 and 22, has the meaning given in regulation 16(1B);
- (d) in regulation 25, has the meaning given in regulation 25(4);"

(b) for the definition of "authorised officer" substitute—

""authorised officer" means—

- (a) a person authorised by the Commissioners to exercise their powers and execute their functions under these Regulations; and
- (b) a person authorised by the Welsh Ministers to exercise their powers and execute their functions under these Regulations;"
- (c) in the definition of "Master Certificate", for "Great Britain" substitute " a relevant territory";

(1) O.S. 2002/1998 fel y'i diwygiwyd gan O.S. 2003/2155.

(2) O.S. 2002/3026 fel y'i diwygiwyd gan O.S. 2006/2530, O.S. 2011/1043.

(3) Mae Atodlen 7 yn cynnwys darpariaethau trosiannol sy'n ymwneud â'r Rheoliadau hyn.

(1) S.I. 2002/1998 as amended by S.I. 2003/2155.

(2) S.I. 2002/3026 as amended by S.I. 2006/2530, S.I. 2011/1043.

(3) Schedule 7 contains transitional provisions relating to these Regulations.

(d) yn y diffiniadau o "official certificate" a "region of provenance", ar ôl "the Commissioners" mewnosoder "or the Welsh Ministers";

(e) yn y man priodol mewnosoder—

""relevant territory" means—

(a) England and Scotland; and

(b) Wales;".

(3) Ym mharagraff (6)—

(a) hepgorer "Commissioners";

(b) ar ôl "payable to the Commissioners" mewnosoder "or the Welsh Ministers".

**139.**—(1) Mae rheoliad 5 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1)—

(a) ar ôl "provenance" mewnosoder "in England and Scotland";

(b) yn lle "Great Britain" rhodder "England and Scotland".

(3) Ar ôl paragraff (1) mewnosoder—

"(1A) The Welsh Ministers shall demarcate regions of provenance in Wales in respect of each of the species listed in Schedule 1 which exist in Wales and shall allocate to each region of provenance an identity code.

(1B) The Commissioners and the Welsh Ministers may together exercise their functions under paragraph (1) and (1A) so as to designate a region of provenance of which part is in Wales."

(4) Ym mharagraff (2), yn lle "shall draw up maps showing the demarcated regions of provenance referred to in paragraph (1)" rhodder "and the Welsh Ministers shall draw up maps showing the regions of provenance which they have demarcated pursuant to this regulation".

**140.**—(1) Mae rheoliad 6 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "The Commissioners shall establish and maintain" rhodder "There is to be".

(3) Ar ôl paragraff (1) mewnosoder—

"(1A) The Welsh Ministers shall maintain that part of the National Register recording basic material approved by them under regulation 7.

(1B) The Commissioners shall maintain that part of the National Register recording basic material approved by them under regulation 7."

(4) Ym mharagraff (2), yn lle "The Commissioners shall make the National Register" rhodder "The Commissioners and the Welsh Ministers shall each make that part of the National Register which they maintain".

(d) in the definitions of "official certificate" and "region of provenance", after "the Commissioners" insert "or the Welsh Ministers";

(e) in the appropriate place insert—

""relevant territory" means—

(a) England and Scotland; and

(b) Wales;".

(3) In paragraph (6)—

(a) omit "Commissioners";

(b) after "payable to the Commissioners" insert "or the Welsh Ministers".

**139.**—(1) Regulation 5 is amended as follows.

(2) In paragraph (1)—

(a) after "provenance" insert "in England and Scotland";

(b) for "Great Britain" substitute "England and Scotland".

(3) After paragraph (1) insert—

“(1A) The Welsh Ministers shall demarcate regions of provenance in Wales in respect of each of the species listed in Schedule 1 which exist in Wales and shall allocate to each region of provenance an identity code.

(1B) The Commissioners and the Welsh Ministers may together exercise their functions under paragraph (1) and (1A) so as to designate a region of provenance of which part is in Wales.”

(4) In paragraph (2), for "shall draw up maps showing the demarcated regions of provenance referred to in paragraph (1)" substitute "and the Welsh Ministers shall draw up maps showing the regions of provenance which they have demarcated pursuant to this regulation".

**140.**—(1) Regulation 6 is amended as follows.

(2) In paragraph (1), for "The Commissioners shall establish and maintain" substitute "There is to be".

(3) After paragraph (1) insert—

“(1A) The Welsh Ministers shall maintain that part of the National Register recording basic material approved by them under regulation 7.

(1B) The Commissioners shall maintain that part of the National Register recording basic material approved by them under regulation 7.”

(4) In paragraph (2), for "The Commissioners shall make the National Register" substitute "The Commissioners and the Welsh Ministers shall each make that part of the National Register which they maintain".

**141.**—(1) Mae rheoliad 7 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(3) Ar ôl paragraff (10) mewnosoder—

"(11) In this regulation, regulations 8, 9 and 20(b), and in Schedules 2 to 5, "the appropriate authority" means—

(a) the Welsh Ministers, in relation to basic material located in Wales;

(b) the Commissioners, in any other case."

**142.** Yn rheoliad 8(2), ym mhob man lle y mae'n digwydd, yn lle "the Commissioners" rhodder "the appropriate authority".

**143.** Yn rheoliad 9, ym mhob man lle y mae'n digwydd, yn lle "the Commissioners" rhodder "the appropriate authority".

**144.**—(1) Mae rheoliad 11 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(3) Ym mharagraff (1), yn lle "Commissioners" rhodder "the appropriate authority's".

(4) Ym mharagraff (1)(c), yn lle "register" rhodder "National Register".

(5) Ar ôl paragraff (3) mewnosoder—

"(4) In this regulation and regulations 13 and 14, "the appropriate authority" means—

(a) the Welsh Ministers, in relation to the collection, production or marketing of forest reproductive material in Wales;

(b) the Commissioners, in any other case."

**145.** Yn rheoliad 13, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

**146.** Yn rheoliad 14(3), yn lle "the Commissioners" rhodder "the appropriate authority".

**147.**—(1) Mae rheoliad 16 wedi ei ddiwygio fel a ganlyn.

(2) Ar ôl paragraff (1) mewnosoder—

"(1A) The Register of Suppliers shall be maintained in two parts, namely—

(a) a part maintained by the Welsh Ministers which shall record suppliers whose principal place of business or trade is in Wales;

(b) a part maintained by the Commissioners which shall record suppliers whose principal place of business or trade is in

**141.**—(1) Regulation 7 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(3) After paragraph (10) insert—

"(11) In this regulation, regulations 8, 9 and 20(b), and in Schedules 2 to 5, "the appropriate authority" means—

(a) the Welsh Ministers, in relation to basic material located in Wales;

(b) the Commissioners, in any other case."

**142.** In regulation 8(2), in each place where it occurs, for "the Commissioners" substitute "the appropriate authority".

**143.** In regulation 9, in each place where it occurs, for "the Commissioners" substitute "the appropriate authority".

**144.**—(1) Regulation 11 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(3) In paragraph (1), for "Commissioners" substitute "the appropriate authority's".

(4) In paragraph (1)(c), for "register" substitute "National Register".

(5) After paragraph (3) insert—

"(4) In this regulation and regulations 13 and 14, "the appropriate authority" means—

(a) the Welsh Ministers, in relation to the collection, production or marketing of forest reproductive material in Wales;

(b) the Commissioners, in any other case."

**145.** In Regulation 13, for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

**146.** In regulation 14(3), for "the Commissioners" substitute "the appropriate authority".

**147.**—(1) Regulation 16 is amended as follows.

(2) After paragraph (1) insert—

"(1A) The Register of Suppliers shall be maintained in two parts, namely—

(a) a part maintained by the Welsh Ministers which shall record suppliers whose principal place of business or trade is in Wales;

(b) a part maintained by the Commissioners which shall record suppliers whose principal place of business or trade is in

England or Scotland.

(1B) In this regulation and regulations 18 and 22, "the appropriate authority" means—

- (a) the Welsh Ministers, in relation to a supplier whose principal place of business or trade is in Wales;
- (b) the Commissioners, in relation to a supplier whose principal place of business or trade is in England or Scotland."

(3) Ym mharagraff (2)—

- (a) yn lle "the Commissioners" rhodder "the appropriate authority";
- (b) yn lle "the Commissioners" rhodder "the appropriate authority's".

(4) Ym mharagraffau (3) i (5), yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(5) Ym mharagraff (6), yn lle "The Commissioners shall make the Register of Suppliers" rhodder "The Commissioners and the Welsh Ministers shall each make that part of the Register of Suppliers which they maintain".

**148.** Yn rheoliad 17(1), yn lle "Great Britain", ym mhob man lle y mae'n digwydd, rhodder "a relevant territory".

**149.** Yn rheoliad 18, yn lle "The Commissioners", ym mhob man lle y mae'n digwydd, rhodder "The appropriate authority".

**150.**—(1) Mae rheoliad 20(b) wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Great Britain" rhodder "a relevant territory".

(3) Yn lle "the Commissioners" rhodder "the appropriate authority".

**151.**—(1) Mae rheoliad 21 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), ar ôl "material" mewnosoder "from a relevant territory".

(3) Ym mharagraff (2)—

- (a) ar ôl "despatch forest reproductive material" mewnosoder "from a relevant territory";
- (b) yn lle "Great Britain" rhodder "that relevant territory".

**152.**—(1) Mae rheoliad 22 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2)—

- (a) ar ôl "despatch forest reproductive material" mewnosoder "from a relevant territory";

England or Scotland.

(1B) In this regulation and regulations 18 and 22, "the appropriate authority" means—

- (a) the Welsh Ministers, in relation to a supplier whose principal place of business or trade is in Wales;
- (b) the Commissioners, in relation to a supplier whose principal place of business or trade is in England or Scotland."

(3) In paragraph (2)—

- (a) for "the Commissioners" substitute "the appropriate authority";
- (b) for "the Commissioners" substitute "the appropriate authority's".

(4) In paragraphs (3) to (5), for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(5) In paragraph (6), for "The Commissioners shall make the Register of Suppliers" substitute "The Commissioners and the Welsh Ministers shall each make that part of the Register of Suppliers which they maintain".

**148.** In regulation 17(1), for "Great Britain", in each place where it occurs, substitute "a relevant territory".

**149.** In regulation 18, for "The Commissioners", in each place where it occurs, substitute "The appropriate authority".

**150.**—(1) Regulation 20(b) is amended as follows.

(2) For "Great Britain" substitute "a relevant territory".

(3) For "the Commissioners" substitute "the appropriate authority".

**151.**—(1) Regulation 21 is amended as follows.

(2) In paragraph (1), after "material" insert "from a relevant territory".

(3) In paragraph (2)—

- (a) after "despatch forest reproductive material" insert "from a relevant territory";
- (b) for "Great Britain" substitute "that relevant territory".

**152.**—(1) Regulation 22 is amended as follows.

(2) In paragraph (2)—

- (a) after "despatch forest reproductive material" insert "from a relevant territory";



- (b) yn lle "Great Britain" rhodder "that relevant territory".
- (3) Ym mharagraff (3)—
  - (a) ar ôl "despatches forest reproductive material" mewnosoder "from a relevant territory";
  - (b) yn lle "the Commissioners" rhodder "the appropriate authority";
  - (c) yn lle "Great Britain" rhodder "that relevant territory".

**153.** Yn rheoliad 23, ar ôl "forest reproductive material" mewnosoder "in a relevant territory".

**154.** Yn rheoliad 24, yn lle "Great Britain" rhodder "a relevant territory".

**155.**—(1) Mae rheoliad 25 wedi ei ddiwygio fel a ganlyn.

- (2) Ym mharagraff (1)—
  - (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
  - (b) yn lle "the Commissioners" rhodder "the appropriate authority";
  - (c) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "the relevant territory".

(3) Ym mharagraff (2), yn lle "Great Britain", ym mhob man lle y mae'n digwydd, rhodder "the relevant territory".

(4) Ym mharagraff (3), yn lle "the Commissioners" rhodder "the appropriate authority".

- (5) Ar ôl paragraff (3) mewnosoder—
 

"(4) In this regulation "the appropriate authority" means—

  - (a) the Welsh Ministers, in relation to the importation of forest reproductive material where the initial place of landing is in Wales;
  - (b) the Commissioners, in relation to the importation of forest reproductive material where the initial place of landing is in England or Scotland."

**156.**—(1) Mae rheoliad 26 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2), ar ôl "the Commissioners" mewnosoder "or the Welsh Ministers (as the case may be)".

(3) Ym mharagraff (3)(b), ar ôl "the Commissioners" mewnosoder "or the Welsh Ministers".

(4) Ym mharagraff (5), ar ôl "the Commissioners" mewnosoder "or (according as the requirement was made) the Welsh Ministers".

**157.** Yn rheoliad 27(1), ar ôl "the Commissioners"

- (b) for "Great Britain" substitute "that relevant territory".

- (3) In paragraph (3)—
  - (a) after "despatches forest reproductive material" insert "from a relevant territory";
  - (b) for "the Commissioners" substitute "the appropriate authority";
  - (c) for "Great Britain" substitute "that relevant territory".

**153.** In regulation 23, after "forest reproductive material" insert "in a relevant territory".

**154.** In regulation 24, for "Great Britain" substitute "a relevant territory".

**155.**—(1) Regulation 25 is amended as follows.

- (2) In paragraph (1)—
  - (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
  - (b) for "the Commissioners" substitute "the appropriate authority";
  - (c) for "Great Britain", in the second place where it occurs, substitute "the relevant territory".

(3) In paragraph (2), for "Great Britain", in each place where it occurs, substitute "the relevant territory".

(4) In paragraph (3), for "the Commissioners" substitute "the appropriate authority".

- (5) After paragraph (3) insert—
 

"(4) In this regulation "the appropriate authority" means—

  - (a) the Welsh Ministers, in relation to the importation of forest reproductive material where the initial place of landing is in Wales;
  - (b) the Commissioners, in relation to the importation of forest reproductive material where the initial place of landing is in England or Scotland."

**156.**—(1) Regulation 26 is amended as follows.

(2) In paragraph (2), after "the Commissioners" insert "or the Welsh Ministers (as the case may be)".

(3) In paragraph (3)(b), after "the Commissioners" insert "or the Welsh Ministers".

(4) In paragraph (5), after "the Commissioners" insert "or (according as the requirement was made) the Welsh Ministers".

**157.** In regulation 27(1), after "the Commissioners"

mewnosoder "or the Welsh Ministers (as the case may be)".

**158.**—(1) Mae rheoliad 32 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) ar ôl "the Commissioners" mewnosoder "or the Welsh Ministers";
- (b) yn is-baragraff (h), ar ôl "the Commissioners" mewnosoder "or the Welsh Ministers".

(3) Ym mharagraff (3), ar ôl "the Commissioners" mewnosoder "and the Welsh Ministers".

**159.** Yn Atodlen 2, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

**160.**—(1) Mae Atodlen 3 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(3) Ym mharagraff 5, yn lle "the Commissioners" rhodder "the appropriate authority's".

**161.**—(1) Mae Atodlen 4 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(3) Ym mharagraff 2(c), yn lle "the Commissioners" rhodder "the appropriate authority's".

(4) Ym mharagraff 3(b), yn lle "the Commissioners" rhodder "the appropriate authority's".

**162.** Yn Atodlen 5, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

### **Rheoliadau Adnoddau Dŵr (Asesu Effeithiau Amgylcheddol) (Cymru a Lloegr) 2003**

**163.** Mae Rheoliadau Adnoddau Dŵr (Asesu Effeithiau Amgylcheddol) (Cymru a Lloegr) 2003(1) wedi eu diwygio fel a ganlyn.

**164.**—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Hepgorer y diffiniad o "the Agency".

(3) Yn y man priodol mewnosoder—

""appropriate authority" means—

- (a) the Environment Agency in relation to a project in England;

insert "or the Welsh Ministers (as the case may be)".

**158.**—(1) Regulation 32 is amended as follows.

(2) In paragraph (1)—

- (a) after "the Commissioners" insert "or the Welsh Ministers";
- (b) in sub-paragraph (h), after "the Commissioners" insert "or the Welsh Ministers".

(3) In paragraph (3), after "the Commissioners" insert "and the Welsh Ministers".

**159.** In Schedule 2, for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

**160.**—(1) Schedule 3 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(3) In paragraph 5, for "the Commissioners" substitute "the appropriate authority's".

**161.**—(1) Schedule 4 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(3) In paragraph 2(c), for "the Commissioners" substitute "the appropriate authority's".

(4) In paragraph 3(b), for "the Commissioners" substitute "the appropriate authority's".

**162.** In Schedule 5, for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

### **Water Resources (Environmental Impact Assessment) (England and Wales) Regulations 2003**

**163.** The Water Resources (Environmental Impact Assessment) (England and Wales) Regulations 2003(1) are amended as follows.

**164.**—(1) Regulation 2 is amended as follows.

(2) Omit the definition of "the Agency".

(3) In the appropriate place insert—

""appropriate authority" means—

- (a) the Environment Agency in relation to a project in England;

(1) O.S. 2003/164 fel y'i diwygiwyd gan O.S. 2006/3124, O.S. 2011/1043.

(1) S.I. 2003/164 as amended by S.I. 2006/3124, S.I. 2011/1043.

(b) the Natural Resources Body for Wales in relation to a project in Wales;".

(4) Yn y diffiniad o "consultation bodies"—

(a) yn is-baragraff (c), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales";

(b) yn is-baragraff (d), yn lle "the Agency" rhodder "the appropriate authority".

**165.** Yn rheoliad 4, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate authority" ac "appropriate authority's" yn eu tro.

**166.**—(1) Mae rheoliad 6 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd (gan gynnwys yn y pennawd), rhodder "appropriate authority".

(3) Ym mharagraff (4), cyn "the consultation bodies" mewnosoder ", if different,".

**167.** Yn y darpariaethau a ganlyn, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate authority" ac "appropriate authority's" yn eu tro—

(a) rheoliadau 7 i 9;

(b) rheoliadau 10 i 16 (gan gynnwys penawdau rheoliadau 10 a 14).

### **Rheoliadau Trin Dŵr Gwastraff Trefol (Cymru a Lloegr) (Diwygio) 2003**

**168.** Yn rheoliadau 2 a 3 o Reoliadau Trin Dŵr Gwastraff Trefol (Cymru a Lloegr) (Diwygio) 2003(1), yn lle "the Environment Agency" a "the Agency", ym mhob man lle y maent yn digwydd, rhodder "the appropriate agency".

### **Rheoliadau Deunydd Pacio (Gofynion Hanfodol) 2003**

**169.** Yn Atodlen 2 i Reoliadau Deunydd Pacio (Gofynion Hanfodol) 2003(2), ym mharagraff 2(a)(iv), yn lle "the Environment Agency in England and Wales" rhodder "the Environment Agency in England, the Natural Resources Body for Wales in Wales".

### **Rheoliadau Cod Cyfathrebu Electronig (Amodau a Chyfyngiadau) 2003**

**170.** Mae Rheoliadau Cod Cyfathrebu Electronig (Amodau a Chyfyngiadau) 2003(3) wedi eu diwygio fel a ganlyn.

(b) the Natural Resources Body for Wales in relation to a project in Wales;".

(4) In the definition of "consultation bodies"—

(a) in sub-paragraph (c), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales";

(b) in sub-paragraph (d), for "the Agency" substitute "the appropriate authority".

**165.** In regulation 4, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate authority" and "appropriate authority's" respectively.

**166.**—(1) Regulation 6 is amended as follows.

(2) For "Agency", in each place where it occurs (including in the heading), substitute "appropriate authority".

(3) In paragraph (4), before "the consultation bodies" insert ", if different,".

**167.** In the following provisions, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate authority" and "appropriate authority's" respectively—

(a) regulations 7 to 9;

(b) regulations 10 to 16 (including the headings to regulations 10 and 14).

### **Urban Waste Water Treatment (England and Wales) (Amendment) Regulations 2003**

**168.** In regulations 2 and 3 of the Urban Waste Water Treatment (England and Wales) (Amendment) Regulations 2003(1), for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the appropriate agency".

### **Packaging (Essential Requirements) Regulations 2003**

**169.** In Schedule 2 to the Packaging (Essential Requirements) Regulations 2003(2), in paragraph 2(a)(iv), for "the Environment Agency in England and Wales" substitute "the Environment Agency in England, the Natural Resources Body for Wales in Wales".

### **Electronic Communications Code (Conditions and Restrictions) Regulations 2003**

**170.** The Electronic Communications Code (Conditions and Restrictions) Regulations 2003(3) are amended as follows.

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(1) O.S. 2003/1788.

(2) O.S. 2003/1941 fel y'i diwygiwyd gan O.S. 2004/693, O.S. 2004/1188, O.S. 2005/1806 (Cy. 138), O.S. 2006/1492, O.S. 2009/1504, O.S. 2011/988, O.S. 2011/1043.

(3) O.S. 2003/2553 fel y'i diwygiwyd gan O.S. 2009/584.

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(1) S.I. 2003/1788.

(2) S.I. 2003/1941 as amended by S.I. 2004/693, S.I. 2004/1188, S.I. 2005/1806 (W. 138), S.I. 2006/1492, S.I. 2009/1504, S.I. 2011/988, S.I. 2011/1043.

(3) S.I. 2003/2553 as amended by S.I. 2009/584.

**171.**—(1) Mae rheoliad 2(2) wedi ei ddiwygio fel a ganlyn.

(2) Hepgorer y diffiniad o "Countryside Council for Wales".

(3) Yn y diffiniad o "national nature reserve", yn is-baragraff (c), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(4) Yn y man priodol mewnosoder—

""Natural Resources Body for Wales" means the Natural Resources Body for Wales as established by article 3(1) of the Natural Resources Body for Wales (Establishment) Order 2012;"

**172.** Yn rheoliad 8(1)(b)(iii), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Rheoliadau'r Amgylchedd Dŵr (Y Gyfarwyddeb Fframwaith Dŵr) (Cymru a Lloegr) 2003**

**173.** Mae Rheoliadau'r Amgylchedd Dŵr (Y Gyfarwyddeb Fframwaith Dŵr) (Cymru a Lloegr) 2003(1) wedi eu diwygio fel a ganlyn.

**174.**—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn y manau priodol mewnosoder y diffiniadau a ganlyn—

""the appropriate agency" means—

- (a) in relation to a river basin district that is wholly in England, the Agency;
- (b) in relation to a river basin district that is wholly in Wales, the NRBW; and
- (c) in relation to a river basin district that is partly in England and partly in Wales, the Agency and the NRBW acting jointly;"

""the NRBW" means the Natural Resources Body for Wales;"

(3) Ar ôl paragraff (1) mewnosoder—

"(1A) In these regulations, where the appropriate agency is required to make copies of a statement, summary, draft plan or plan (including an approved or revised plan) accessible to the public free of charge, references to doing so through its website mean—

- (a) where the NRBW is the appropriate agency, through its website;
- (b) where the Agency is the appropriate agency, through its website;

**171.**—(1) Regulation 2(2) is amended as follows.

(2) Omit the definition of "Countryside Council for Wales".

(3) In the definition of "national nature reserve", in sub-paragraph (c), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(4) In the appropriate place insert—

""Natural Resources Body for Wales" means the Natural Resources Body for Wales as established by article 3(1) of the Natural Resources Body for Wales (Establishment) Order 2012;"

**172.** In regulation 8(1)(b)(iii), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Water Environment (Water Framework Directive) (England and Wales) Regulations 2003**

**173.** The Water Environment (Water Framework Directive) (England and Wales) Regulations 2003(1) are amended as follows.

**174.**—(1) Regulation 2 is amended as follows.

(2) In paragraph (1), in the appropriate places insert the following definitions—

""the appropriate agency" means—

- (a) in relation to a river basin district that is wholly in England, the Agency;
- (b) in relation to a river basin district that is wholly in Wales, the NRBW; and
- (c) in relation to a river basin district that is partly in England and partly in Wales, the Agency and the NRBW acting jointly;"

""the NRBW" means the Natural Resources Body for Wales;"

(3) After paragraph (1) insert—

"(1A) In these regulations, where the appropriate agency is required to make copies of a statement, summary, draft plan or plan (including an approved or revised plan) accessible to the public free of charge, references to doing so through its website mean—

- (a) where the NRBW is the appropriate agency, through its website;
- (b) where the Agency is the appropriate agency, through its website;

(1) O.S. 2003/3242 fel y'i diwygiwyd gan O.S. 2005/2035, O.S. 2007/3538, O.S. 2008/1097, O.S. 2010/630 (C. 42), O.S. 2011/556 (C. 19), O.S. 2011/1043.

(1) S.I. 2003/3242 as amended by S.I. 2005/2035, S.I. 2007/3538, S.I. 2008/1097, S.I. 2010/630 (C. 42), S.I. 2011/556 (C. 19), S.I. 2011/1043.

- (c) where the Agency and the NRBW acting jointly are the appropriate agency, through their respective websites.

(1B) In these regulations, where the appropriate agency is required to make copies of a statement, summary, draft plan or plan (including an approved or revised plan) accessible to the public free of charge, references to doing so at its principal office and each of its principal regional offices mean—

- (a) where the NRBW is the appropriate agency, at its principal office and each of its principal regional offices;
- (b) where the Agency is the appropriate agency, at its principal offices and each of its principal regional offices;
- (c) where the Agency and the NRBW acting jointly are the appropriate agency, at their principal offices and each of their principal regional offices."

**175.**—(1) Mae rheoliad 3 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), ar ôl "the Assembly" mewnosoder ", the NRBW".

(3) Ym mharagraff (2), yn lle "and the Assembly" rhodder ", the Welsh Ministers, the Agency and the NRBW".

**176.**—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2), ar ôl "the Assembly" mewnosoder ", the NRBW".

(3) Ym mharagraff (3)—

- (a) yn is-baragraff (b), hepgorer "and";
- (b) ar ôl is-baragraff (b) mewnosoder—

"(ba) in the case of the NRBW, its principal office and its principal regional offices; and".

**177.** Yn rheoliad 5(2), yn lle "Agency" rhodder "appropriate agency".

**178.** Yn rheoliadau 7 i 9, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**179.**—(1) Mae rheoliad 10 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (2)(b)—

- (a) yn lle "it thinks fit" rhodder "the appropriate agency thinks fit";
- (b) ym mharagraff (i), yn lle "its proposals" rhodder "the appropriate agency's proposals";

- (c) where the Agency and the NRBW acting jointly are the appropriate agency, through their respective websites.

(1B) In these regulations, where the appropriate agency is required to make copies of a statement, summary, draft plan or plan (including an approved or revised plan) accessible to the public free of charge, references to doing so at its principal office and each of its principal regional offices mean—

- (a) where the NRBW is the appropriate agency, at its principal office and each of its principal regional offices;
- (b) where the Agency is the appropriate agency, at its principal offices and each of its principal regional offices;
- (c) where the Agency and the NRBW acting jointly are the appropriate agency, at their principal offices and each of their principal regional offices."

**175.**—(1) Regulation 3 is amended as follows.

(2) In paragraph (1), after "the Assembly" insert ", the NRBW".

(3) In paragraph (2), for "and the Assembly" substitute ", the Welsh Ministers, the Agency and the NRBW".

**176.**—(1) Regulation 4 is amended as follows.

(2) In paragraph (2), after "the Assembly" insert ", the NRBW".

(3) In paragraph (3)—

- (a) in sub-paragraph (b), omit "and";
- (b) after sub-paragraph (b) insert—

“(ba) in the case of the NRBW, its principal office and its principal regional offices; and”.

**177.** In regulation 5(2), for "Agency" substitute "appropriate agency".

**178.** In regulations 7 to 9, for "Agency", in each place where it occurs, substitute "appropriate agency".

**179.**—(1) Regulation 10 is amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (2)(b)—

- (a) for "it thinks fit" substitute "the appropriate agency thinks fit";
- (b) in paragraph (i), for "its proposals" substitute "the appropriate agency's proposals";

(c) ym mharagraff (ii), yn lle "its draft proposals" rhodder "the appropriate agency's draft proposals".

**180.** Yn rheoliad 11(1), yn lle "Agency" rhodder "appropriate agency".

**181.**—(1) Mae rheoliad 12 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (1)—

(a) yn is-baragraff (a)(i), yn lle "it is to take" rhodder "the appropriate agency is to take";

(b) yn is-baragraff (b), yn lle "which it considers" rhodder "which the appropriate agency considers".

(4) Ym mharagraff (2)(d), yn lle "it thinks fit" rhodder "the appropriate agency thinks fit".

(5) Ym mharagraff (5)(a)—

(a) ar ddiwedd paragraff (i) mewnosoder "and";

(b) hepgorer paragraff (ii);

(c) ym mharagraff (iii), yn lle "and the Countryside Council for Wales" rhodder "in relation to the part in England".

**182.** Yn rheoliadau 13 i 15, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**183.**—(1) Mae rheoliad 16 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Agency" rhodder "appropriate agency".

(3) Ym mharagraff (3), yn lle "it thinks fit" rhodder "the appropriate agency thinks fit".

**184.** Yn rheoliad 17, ar ôl "Agency" mewnosoder ", the NRBW".

**185.**—(1) Mae rheoliad 18 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (1) ar ôl "its principal office" mewnosoder "or (as the case may be) their principal offices".

**186.** Yn rheoliad 19(1), yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

**187.**—(1) Mae rheoliad 20 wedi ei ddiwygio fel a ganlyn.

(2) Ar ôl paragraff (2) mewnosoder—

(c) in paragraph (ii), for "its draft proposals" substitute "the appropriate agency's draft proposals".

**180.** In regulation 11(1), for "Agency" substitute "appropriate agency".

**181.**—(1) Regulation 12 is amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (1)—

(a) in sub-paragraph (a)(i), for "it is to take" substitute "the appropriate agency is to take";

(b) in sub-paragraph (b), for "which it considers" substitute "which the appropriate agency considers".

(4) In paragraph (2)(d), for "it thinks fit" substitute "the appropriate agency thinks fit".

(5) In paragraph (5)(a)—

(a) at the end of paragraph (i) insert "and";

(b) omit paragraph (ii);

(c) in paragraph (iii), for "and the Countryside Council for Wales" substitute "in relation to the part in England".

**182.** In regulations 13 to 15, for "Agency", in each place where it occurs, substitute "appropriate agency".

**183.**—(1) Regulation 16 is amended as follows.

(2) In paragraph (1), for "Agency" substitute "appropriate agency".

(3) In paragraph (3), for "it thinks fit" substitute "the appropriate agency thinks fit".

**184.** In regulation 17, after "Agency" insert ", the NRBW".

**185.**—(1) Regulation 18 is amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (1), after "its principal office" insert "or (as the case may be) their principal offices".

**186.** In regulation 19(1), for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

**187.**—(1) Regulation 20 is amended as follows.

(2) After paragraph (2) insert—

"(2A) Article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (directions to the Natural Resources Body for Wales) shall have effect as if the power in paragraph (3) to give directions included a power for the appropriate authority to give directions to any public body for the purposes of giving effect to the Directive.

(2B) Article 11A of the Natural Resources Body for Wales (Establishment) Order 2012 (further provision about directions) shall apply in relation to any direction given by virtue of paragraph (2A)."

(3) Ym mharagraff (3), yn lle "Agency" rhodder "appropriate agency".

**188.** Yn Rhan 2 o Atodlen 2, ar ôl paragraff 29 mewnosoder—

**30.** The Water Protection Zone (River Dee Catchment) (Procedural and Other Provisions) Regulations 1999.

**31.** The Natural Resources Body for Wales (Establishment) Order 2012.

**32.** The Water Resources (Environmental Impact Assessment) (England and Wales) Regulations 2003."

#### **Rheoliadau Aseidiadau Amgylcheddol o Gynlluniau a Rhaglenni 2004**

**189.** Yn rheoliad 4(4)(b) o Reoliadau Aseidiadau Amgylcheddol o Gynlluniau a Rhaglenni 2004(1), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Gorchymyn Iechyd Planhigion (Tystysgrifau Allforio) (Coedwigaeth) (Prydain Fawr) 2004**

**190.** Mae Gorchymyn Iechyd Planhigion (Tystysgrifau Allforio) (Coedwigaeth) (Prydain Fawr) 2004(2) wedi ei ddiwygio fel a ganlyn.

**191.**—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Yn y man priodol mewnosoder—

""the appropriate authority" means—

(a) in relation to England and Scotland, the Forestry Commissioners;

(b) in relation to Wales, the Welsh Ministers;".

(3) Yn lle'r diffiniad o "authorised officer" rhodder—

""authorised officer" means—

(a) in relation to England and Scotland, an officer of the Forestry Commissioners or

“(2A) Article 11 of the Natural Resources Body for Wales (Establishment) Order 2012 (directions to the Natural Resources Body for Wales) shall have effect as if the power in paragraph (3) to give directions included a power for the appropriate authority to give directions to any public body for the purposes of giving effect to the Directive.

(2B) Article 11A of the Natural Resources Body for Wales (Establishment) Order 2012 (further provision about directions) shall apply in relation to any direction given by virtue of paragraph (2A)."

(3) In paragraph (3), for "Agency" substitute "appropriate agency".

**188.** In Part 2 of Schedule 2, after paragraph 29 insert—

**30.** The Water Protection Zone (River Dee Catchment) (Procedural and Other Provisions) Regulations 1999.

**31.** The Natural Resources Body for Wales (Establishment) Order 2012.

**32.** The Water Resources (Environmental Impact Assessment) (England and Wales) Regulations 2003.”

#### **Environmental Assessment of Plans and Programmes Regulations 2004**

**189.** In regulation 4(4)(b) of the Environmental Assessment of Plans and Programmes Regulations 2004(1), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Plant Health (Export Certification) (Forestry) (Great Britain) Order 2004**

**190.** The Plant Health (Export Certification) (Forestry) (Great Britain) Order 2004(2) is amended as follows.

**191.**—(1) Article 2 is amended as follows.

(2) In the appropriate place insert—

""the appropriate authority" means—

(a) in relation to England and Scotland, the Forestry Commissioners;

(b) in relation to Wales, the Welsh Ministers;”.

(3) For the definition of "authorised officer" substitute—

""authorised officer" means—

(a) in relation to England and Scotland, an officer of the Forestry Commissioners or

(1) O.S. 2004/1633 fel y'i diwygiwyd gan O.S. 2011/1043.

(2) O.S. 2004/1684.

(1) S.I. 2004/1633 as amended by S.I. 2011/1043.

(2) S.I. 2004/1684.

any person, whether or not an officer of the Forestry Commissioners, authorised by the Forestry Commissioners to be an inspector for the purposes of the Plant Health (Forestry) Order 2005;

- (b) in relation to Wales, an officer of the Welsh Ministers or any person, whether or not an officer of the Welsh Ministers, authorised by the Welsh Ministers to be an inspector for the purposes of the Plant Health (Forestry) Order 2005;".

(4) Yn y diffiniadau o "phytosanitary certificate" a "reforwarding phytosanitary certificate", yn lle "the Forestry Commissioners" rhodder "the appropriate authority".

**192.** Yn erthyglau 3 a 4, yn lle "the Forestry Commissioners" ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

### **Gorchymyn Iechyd Planhigion (Coedwigaeth) (Phytophthora ramorum) (Prydain Fawr) 2004**

**193.** Mae Gorchymyn Iechyd Planhigion (Coedwigaeth) (Phytophthora ramorum) (Prydain Fawr) 2004(1) wedi ei ddiwygio fel a ganlyn.

**194.**—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Yn y manau priodol mewnoder y diffiniadau a ganlyn—

""the appropriate authority" means—

- (a) the Commissioners, in relation to England and Scotland;
- (b) the Welsh Ministers, in relation to Wales;";

""Commissioners" means the Forestry Commissioners;";

""relevant territory" means—

- (a) England and Scotland; and
- (b) Wales;".

(3) Yn lle'r diffiniad o "inspector" rhodder—

""inspector" means—

- (a) an inspector appointed by the Commissioners for the purposes of the Plant Health (Forestry) Order 2005 in relation to—
- (i) the landing of any susceptible tree or susceptible wood in England or Scotland; and
- (ii) any premises in England or Scotland;
- (b) an inspector appointed by the Welsh Ministers for the purposes of the Plant

any person, whether or not an officer of the Forestry Commissioners, authorised by the Forestry Commissioners to be an inspector for the purposes of the Plant Health (Forestry) Order 2005;

- (b) in relation to Wales, an officer of the Welsh Ministers or any person, whether or not an officer of the Welsh Ministers, authorised by the Welsh Ministers to be an inspector for the purposes of the Plant Health (Forestry) Order 2005;".

(4) In the definitions of "phytosanitary certificate" and "reforwarding phytosanitary certificate", for "the Forestry Commissioners" substitute "the appropriate authority".

**192.** In articles 3 and 4, for "the Forestry Commissioners", in each place where it occurs, substitute "the appropriate authority".

### **Plant Health (Forestry) (Phytophthora ramorum) (Great Britain) Order 2004**

**193.** The Plant Health (Forestry) (Phytophthora ramorum) (Great Britain) Order 2004(1) is amended as follows.

**194.**—(1) Article 2 is amended as follows.

(2) In the appropriate places insert the following definitions—

""the appropriate authority" means—

- (a) the Commissioners, in relation to England and Scotland;
- (b) the Welsh Ministers, in relation to Wales;";

""Commissioners" means the Forestry Commissioners;";

""relevant territory" means—

- (a) England and Scotland; and
- (b) Wales;".

(3) For the definition of "inspector" substitute—

""inspector" means—

- (a) an inspector appointed by the Commissioners for the purposes of the Plant Health (Forestry) Order 2005 in relation to—
- (i) the landing of any susceptible tree or susceptible wood in England or Scotland; and
- (ii) any premises in England or Scotland;
- (b) an inspector appointed by the Welsh Ministers for the purposes of the Plant

(1) O.S. 2004/3213 fel y'i diwygiwyd gan O.S. 2007/3450.

(1) S.I. 2004/3213 as amended by S.I. 2007/3450.



Health (Forestry) Order 2005 in relation to—

- (i) the landing of any susceptible tree or susceptible wood in Wales; and
- (ii) any premises in Wales;".

**195.** Yn erthyglau 3 a 4, yn lle "Great Britain", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd erthygl 3), rhodder "a relevant territory".

**196.**—(1) Mae erthygl 5 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "that relevant territory".

(3) Ym mharagraff (2), yn lle "Great Britain" rhodder "a relevant territory".

**197.** Yn erthygl 6(2) a (3), yn lle "Commissioners", ym mhob man lle y mae'n digwydd, rhodder "appropriate authority".

**198.** Yn erthygl 8(2), yn lle "another part of the United Kingdom" rhodder "a part of the United Kingdom other than a relevant territory".

**199.**—(1) Mae erthygl 10(3) wedi ei diwygio fel a ganlyn.

(2) Yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory".

(3) Yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "that relevant territory".

**200.** Yn erthygl 13(1A), yn lle "Great Britain" rhodder "a relevant territory".

### **Rheoliadau Cerbydau ar Ddiwedd eu Hoes (Cyfrifoldeb Cynhyrchwyr) 2005**

**201.**—(1) Mae rheoliad 24(4) o Reoliadau Cerbydau ar Ddiwedd eu Hoes (Cyfrifoldeb Cynhyrchwyr) 2005(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "and Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—

"(aa) Wales, the Natural Resources Body for Wales;".

### **Gorchymyn Elusennau (Yr Ymddiriedolaeth Genedlaethol) 2005**

**202.**—(1) Mae'r Atodiad i Orchymyn Elusennau (Yr Ymddiriedolaeth Genedlaethol) 2005(2) wedi ei ddiwygio fel a ganlyn.

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(1) O.S. 2005/263 fel y'i diwygiwyd gan O.S. 2010/1095, O.S. 2011/988, O.S. 2011/1043.

(2) O.S. 2005/712.

Health (Forestry) Order 2005 in relation to—

- (i) the landing of any susceptible tree or susceptible wood in Wales; and
- (ii) any premises in Wales;".

**195.** In articles 3 and 4, for "Great Britain", in each place where it occurs (including in the heading to article 3), substitute "a relevant territory".

**196.**—(1) Article 5 is amended as follows.

(2) In paragraph (1)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "Great Britain", in the second place where it occurs, substitute "that relevant territory".

(3) In paragraph (2), for "Great Britain" substitute "a relevant territory".

**197.** In article 6(2) and (3), for "Commissioners", in each place where it occurs, substitute "appropriate authority".

**198.** In article 8(2), for "another part of the United Kingdom" substitute "a part of the United Kingdom other than a relevant territory".

**199.**—(1) Article 10(3) is amended as follows.

(2) For "Great Britain", in the first place where it occurs, substitute "a relevant territory".

(3) For "Great Britain", in the second place where it occurs, substitute "that relevant territory".

**200.** In article 13(1A), for "Great Britain" substitute "a relevant territory".

### **End-of-Life Vehicles (Producer Responsibility) Regulations 2005**

**201.**—(1) Regulation 24(4) of the End-of-Life Vehicles (Producer Responsibility) Regulations 2005(1) is amended as follows.

(2) In sub-paragraph (a), omit "and Wales".

(3) After sub-paragraph (a) insert—

"(aa) Wales, the Natural Resources Body for Wales;".

### **Charities (National Trust) Order 2005**

**202.**—(1) The Appendix to the Charities (National Trust) Order 2005(2) is amended as follows.

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(1) S.I. 2005/263 as amended by S.I. 2010/1095, S.I. 2011/988, S.I. 2011/1043.

(2) S.I. 2005/712.

- (2) Yn Rhan 3 o'r Atodlen—
- (a) hepgorer "Countryside Council for Wales";
  - (b) yn y man priodol, mewnosoder "Natural Resources Body for Wales".

### **Rheoliadau Gwastraff Peryglus (Cymru a Lloegr) 2005**

**203.** Mae Rheoliadau Gwastraff Peryglus (Cymru a Lloegr) 2005(1) wedi eu diwygio fel a ganlyn.

**204.** Yn rheoliad 11, ar ôl is-baragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales;"

**205.**—(1) Mae Atodlen 7 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 4(3)(b), ar ôl "from Northern Ireland" mewnosoder "or the Natural Resources Body for Wales (where the waste is transported from Wales)".

(3) Ym mharagraff 5—

- (a) ar ôl "or Northern Ireland" mewnosoder "or Wales";
- (b) ar ôl "from Northern Ireland)" mewnosoder "or the Natural Resources Body for Wales (where the waste is transported from Wales)".

(4) Ym mharagraff 6—

- (a) yn is-baragraff (1), ar ôl "or Northern Ireland" mewnosoder "or Wales";
- (b) yn is-baragraff (2)(a)(i), ar ôl "in Northern Ireland)" mewnosoder ", or for the Natural Resources Body for Wales (where the waste is to be consigned to a consignee in Wales)".

### **Rheoliadau Cynllun Sychder 2005**

**206.** Yn rheoliad 2(2)(i) o Reoliadau Cynllun Sychder 2005(2), hepgorer "the Countryside Council for Wales and".

### **Gorchymyn Iechyd Planhigion (Coedwigaeth) 2005**

**207.** Mae Gorchymyn Iechyd Planhigion (Coedwigaeth) 2005(3) wedi ei ddiwygio fel a ganlyn (4).

(2) In Part 3 of the Schedule—

- (a) omit "Countryside Council for Wales";
- (b) in the appropriate place insert "Natural Resources Body for Wales".

### **Hazardous Waste (England and Wales) Regulations 2005**

**203.** The Hazardous Waste (England and Wales) Regulations 2005(1) are amended as follows.

**204.** In regulation 11, after sub-paragraph (a) insert—

“(aa) the Natural Resources Body for Wales;”.

**205.**—(1) Schedule 7 is amended as follows.

(2) In paragraph 4(3)(b), after "from Northern Ireland)" insert "or the Natural Resources Body for Wales (where the waste is transported from Wales)".

(3) In paragraph 5—

- (a) after "or Northern Ireland" insert "or Wales";
- (b) after "from Northern Ireland)" insert "or the Natural Resources Body for Wales (where the waste is transported from Wales)".

(4) In paragraph 6—

- (a) in sub-paragraph (1), after "or Northern Ireland" insert "or Wales";
- (b) in sub-paragraph (2)(a)(i), after "in Northern Ireland)" insert ", or for the Natural Resources Body for Wales (where the waste is to be consigned to a consignee in Wales)".

### **Drought Plan Regulations 2005**

**206.** In regulation 2(2)(i) of the Drought Plan Regulations 2005(2), omit "the Countryside Council for Wales and".

### **Plant Health (Forestry) Order 2005**

**207.** The Plant Health (Forestry) Order 2005(3) is amended as follows(4).

( ) O.S. 2005/894 fel y'i diwygiwyd gan O.S. 2006/937, O.S. 2007/3538, O.S. 2010/675, O.S. 2011/556 (C. 19), O.S. 2011/988, O.S. 2011/2043.

( ) O.S. 2005/1905.

( ) O.S. 2005/2517 fel y'i diwygiwyd gan O.S. 2006/2696, O.S. 2008/644, O.S. 2009/594, O.S. 2009/3020, O.S. 2011/1043.

( ) Mae Atodlen 7 yn cynnwys darpariaethau trosiannol sy'n ymwneud â'r Gorchymyn hwn.

(1) S.I. 2005/894 as amended by S.I. 2006/937, S.I. 2007/3538, S.I. 2010/675, S.I. 2011/556 (C. 19), S.I. 2011/988, S.I. 2011/2043.

(2) S.I. 2005/1905.

(3) S.I. 2005/2517 as amended by S.I. 2006/2696, S.I. 2008/644, S.I. 2009/594, S.I. 2009/3020, S.I. 2011/1043.

(4) Schedule 7 contains transitional provisions relating to this Order.

**208.**—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Yn y manau priodol, mewnosoder y diffiniadau a ganlyn—

""the appropriate authority" means—

- (a) the Commissioners, in relation to England and Scotland;
- (b) the Welsh Ministers, in relation to Wales;"

""relevant territory" means—

- (a) England and Scotland; and
- (b) Wales;"

(3) Yn y diffiniad o "EC transit goods", yn lle "Great Britain" rhodder "a relevant territory".

(4) Yn lle'r diffiniad o "inspector" rhodder—

""inspector" means any person authorised by the Commissioners or the Welsh Ministers to be an inspector for the purposes of this Order (see article 2A for further provision about inspectors);".

(5) Yn y diffiniad o "landed", yn lle "Great Britain" rhodder "a relevant territory".

(6) Yn lle'r diffiniad o "register" rhodder—

""registers" means the registers of forestry traders maintained under article 24(1) and (2);".

(7) Yn y diffiniad o "registered", yn lle "register" rhodder "either or both of the registers".

(8) Yn y diffiniad o "trees intended for planting", yn lle "Great Britain" rhodder "a relevant territory".

(9) Ar ôl paragraff (3) mewnosoder—

"(3A) In articles 4(1), 7(6)(b), 11(c), 12(6), 18(1), 20(3), (4), (5) and (6) and 29(4), any reference to another part of the European Union is a reference to any part of the European Union except a relevant territory."

**209.** Ar ôl erthygl 2 mewnosoder—

#### **"Inspectors**

**2A.**—(1) The functions of an inspector under articles 9, 10, 12, 13, 23 and 31(1) to (3) are exercisable—

- (a) in relation to tree pests and relevant material landed in England or Scotland, by an inspector authorised by the Commissioners;
- (b) in relation to tree pests and relevant material landed in Wales, by an inspector authorised by the Welsh Ministers.

(2) The functions of an inspector under article 30 are exercisable—

- (a) in relation to compliance with the

**208.**—(1) Article 2 is amended as follows.

(2) In the appropriate places insert the following definitions—

""the appropriate authority" means—

- (a) the Commissioners, in relation to England and Scotland;
- (b) the Welsh Ministers, in relation to Wales;"

""relevant territory" means—

- (a) England and Scotland; and
- (b) Wales;"

(3) In the definition of "EC transit goods", for "Great Britain" substitute "a relevant territory".

(4) For the definition of "inspector" substitute—

""inspector" means any person authorised by the Commissioners or the Welsh Ministers to be an inspector for the purposes of this Order (see article 2A for further provision about inspectors);".

(5) In the definition of "landed", for "Great Britain" substitute "a relevant territory".

(6) For the definition of "register" substitute—

""registers" means the registers of forestry traders maintained under article 24(1) and (2);".

(7) In the definition of "registered", for "register" substitute "either or both of the registers".

(8) In the definition of "trees intended for planting", for "Great Britain" substitute "a relevant territory".

(9) After paragraph (3) insert—

"(3A) In articles 4(1), 7(6)(b), 11(c), 12(6), 18(1), 20(3), (4), (5) and (6) and 29(4), any reference to another part of the European Union is a reference to any part of the European Union except a relevant territory."

**209.** After article 2 insert—

#### **"Inspectors**

**2A.**—(1) The functions of an inspector under articles 9, 10, 12, 13, 23 and 31(1) to (3) are exercisable—

- (a) in relation to tree pests and relevant material landed in England or Scotland, by an inspector authorised by the Commissioners;
- (b) in relation to tree pests and relevant material landed in Wales, by an inspector authorised by the Welsh Ministers.

(2) The functions of an inspector under article 30 are exercisable—

- (a) in relation to compliance with the

provisions of this Order in England or Scotland, by an inspector authorised by the Commissioners;

(b) in relation to compliance with the provisions of this Order in Wales, by an inspector authorised by the Welsh Ministers.

(3) The functions of an inspector under articles 31(4) to (7), 32, 40 and 41 are exercisable—

(a) in relation to premises or a free zone in England or Scotland, by an inspector authorised by the Commissioners;

(b) in relation to premises or a free zone in Wales, by an inspector authorised by the Welsh Ministers.

(4) In paragraph (5)—

(a) "supplementary function" means a function of an inspector under articles 33, 35, 36 and 37;

(b) "related function" means the function of an inspector under this Order in relation to which a supplementary function is exercised.

(5) A supplementary function is exercisable either by an inspector authorised by the Commissioners or by an inspector authorised by the Welsh Ministers according as the related function is exercisable under this article.

(6) The functions of an inspector under article 42 are exercisable—

(a) by an inspector authorised by the Commissioners in relation to—

(i) premises in England or Scotland in respect of which a notice has been served under this Order;

(ii) possession or control of tree pests or relevant material in England or Scotland; and

(iii) sale or other disposal of tree pests or relevant material in England or Scotland;

(b) by an inspector authorised by the Welsh Ministers in relation to—

(i) premises in Wales in respect of which a notice has been served under this Order;

(ii) possession or control of tree pests or relevant material in Wales; and

(iii) sale or other disposal of tree pests or relevant material in Wales."

**210.** Yn erthygl 3, yn y diffiniad o "approved place of inspection", yn lle "the Commissioners" rhodder "the appropriate authority".

**211.**—(1) Mae erthygl 4 wedi ei diwygio fel a ganlyn.

provisions of this Order in England or Scotland, by an inspector authorised by the Commissioners;

(b) in relation to compliance with the provisions of this Order in Wales, by an inspector authorised by the Welsh Ministers.

(3) The functions of an inspector under articles 31(4) to (7), 32, 40, and 41 are exercisable—

(a) in relation to premises or a free zone in England or Scotland, by an inspector authorised by the Commissioners;

(b) in relation to premises or a free zone in Wales, by an inspector authorised by the Welsh Ministers.

(4) In paragraph (5)—

(a) "supplementary function" means a function of an inspector under articles 33, 35, 36 and 37;

(b) "related function" means the function of an inspector under this Order in relation to which a supplementary function is exercised.

(5) A supplementary function is exercisable either by an inspector authorised by the Commissioners or by an inspector authorised by the Welsh Ministers according as the related function is exercisable under this article.

(6) The functions of an inspector under article 42 are exercisable—

(a) by an inspector authorised by the Commissioners in relation to—

(i) premises in England or Scotland in respect of which a notice has been served under this Order;

(ii) possession or control of tree pests or relevant material in England or Scotland; and

(iii) sale or other disposal of tree pests or relevant material in England or Scotland;

(b) by an inspector authorised by the Welsh Ministers in relation to—

(i) premises in Wales in respect of which a notice has been served under this Order;

(ii) possession or control of tree pests or relevant material in Wales; and

(iii) sale or other disposal of tree pests or relevant material in Wales."

**210.** In article 3, in the definition of "approved place of inspection", for "the Commissioners" substitute "the appropriate authority".

**211.**—(1) Article 4 is amended as follows.

(2) Ym mharagraff (1), yn lle "Great Britain" rhodder "a relevant territory".

(3) Ym mharagraff (2), yn lle "the Commissioners" rhodder "the appropriate authority".

**212.**—(1) Mae erthygl 6 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn lle "Great Britain" rhodder "a relevant territory";
- (b) ar ôl "notice" mewnosoder "to the appropriate authority".

(3) Ym mharagraff (2)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "that relevant territory".

(4) Ym mharagraffau (3) a (4), yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

**213.**—(1) Mae erthygl 7 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraffau (1), (2) a (3), yn lle "Great Britain", ym mhob man lle y mae'n digwydd, rhodder "a relevant territory".

(3) Ym mharagraff (6)—

- (a) yn is-baragraff (a), yn lle "Great Britain" rhodder "a relevant territory";
- (b) yn is-baragraff (b)—
  - (i) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
  - (ii) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "that relevant territory".

**214.**—(1) Mae erthygl 8(1) wedi ei diwygio fel a ganlyn.

(2) Yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory".

(3) Yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "the relevant territory".

**215.** Yn erthygl 9(3), yn lle "Great Britain" rhodder "a relevant territory".

**216.**—(1) Mae erthygl 10(2) wedi ei diwygio fel a ganlyn.

(2) Yn is-baragraff (a), yn lle "Great Britain" rhodder "a relevant territory".

(3) Yn is-baragraff (b), yn lle "control by the Commissioners" rhodder "control by the appropriate authority".

(2) In paragraph (1), for "Great Britain" substitute "a relevant territory".

(3) In paragraph (2), for "the Commissioners" substitute "the appropriate authority".

**212.**—(1) Article 6 is amended as follows.

(2) In paragraph (1)—

- (a) for "Great Britain" substitute "a relevant territory";
- (b) after "notice" insert "to the appropriate authority".

(3) In paragraph (2)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "Great Britain", in the second place where it occurs, substitute "that relevant territory".

(4) In paragraphs (3) and (4), for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

**213.**—(1) Article 7 is amended as follows.

(2) In paragraphs (1), (2) and (3), for "Great Britain", in each place where it occurs, substitute "a relevant territory".

(3) In paragraph (6)—

- (a) in sub-paragraph (a), for "Great Britain" substitute "a relevant territory";
- (b) in sub-paragraph (b)—
  - (i) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
  - (ii) for "Great Britain", in the second place where it occurs, substitute "that relevant territory".

**214.**—(1) Article 8(1) is amended as follows.

(2) For "Great Britain", in the first place where it occurs, substitute "a relevant territory".

(3) For "Great Britain", in the second place where it occurs, substitute "the relevant territory".

**215.** In article 9(3), for "Great Britain" substitute "a relevant territory".

**216.**—(1) Article 10(2) is amended as follows.

(2) In sub-paragraph (a), for "Great Britain" substitute "a relevant territory".

(3) In sub-paragraph (b), for "control by the Commissioners" substitute "control by the appropriate authority".

**217.** Yn erthygl 11(c), yn lle "Great Britain" rhodder "a relevant territory".

**218.**—(1) Mae erthygl 12 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (5)—

- (a) yn lle "Great Britain" rhodder "a relevant territory";
- (b) yn lle "the Commissioners" rhodder "the appropriate authority".

(3) Ym mharagraff (6)—

- (a) yn lle "Great Britain" rhodder "a relevant territory";
- (b) yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(4) Ym mharagraff (7), yn lle "the Commissioners" rhodder "the appropriate authority".

**219.**—(1) Mae erthygl 16 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (2)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "that relevant territory";
- (c) yn lle "the Commissioners" rhodder "the appropriate authority".

(3) Ym mharagraffau (3) a (4), yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

**220.**—(1) Mae erthygl 17 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn lle "the Commissioners" rhodder "the appropriate authority";
- (b) ar ôl "destination" mewnosoder ", within the relevant territory,".

(3) Ym mharagraffau (2) i (4), yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(4) Ym mharagraff (5), yn lle "the Commissioners may" rhodder "the appropriate authority may".

**221.**—(1) Mae erthygl 18 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "that relevant territory".

**217.** In article 11(c), for "Great Britain" substitute "a relevant territory".

**218.**—(1) Article 12 is amended as follows.

(2) In paragraph (5)—

- (a) for "Great Britain" substitute "a relevant territory";
- (b) for "the Commissioners" substitute "the appropriate authority".

(3) In paragraph (6)—

- (a) for "Great Britain" substitute "a relevant territory";
- (b) for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(4) In paragraph (7), for "the Commissioners" substitute "the appropriate authority".

**219.**—(1) Article 16 is amended as follows.

(2) In paragraph (2)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "Great Britain", in the second place where it occurs, substitute "that relevant territory";
- (c) for "the Commissioners" substitute "the appropriate authority".

(3) In paragraphs (3) and (4), for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

**220.**—(1) Article 17 is amended as follows.

(2) In paragraph (1)—

- (a) for "the Commissioners" substitute "the appropriate authority";
- (b) after "destination" insert ", within the relevant territory,".

(3) In paragraphs (2) to (4), for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(4) In paragraph (5), for "the Commissioners may" substitute "the appropriate authority may".

**221.**—(1) Article 18 is amended as follows.

(2) In paragraph (1)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "Great Britain", in the second place where it occurs, substitute "that relevant territory".

(3) Ym mharagraff (2), yn lle "Great Britain" rhodder "a relevant territory".

**222.** Yn erthygl 19(1), ar ôl "shall" mewnosoder ", in a relevant territory,"

**223.**—(1) Mae erthygl 20 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "consigned to Great Britain from" rhodder "originating in that relevant territory or".

(3) Ym mharagraff (2)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "consigned to Great Britain from" rhodder "originating in that relevant territory or";
- (c) yn lle "Great Britain", yn y man olaf lle y mae'n digwydd, rhodder "that relevant territory".

(4) Ym mharagraff (3)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "either relevant territory".

(5) Ym mharagraff (4)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "Great Britain", yn yr ail fan lle y mae'n digwydd, rhodder "either relevant territory";
- (c) yn lle "Great Britain", yn y man olaf lle y mae'n digwydd, rhodder "the relevant territory in which the movement takes place".

(6) Ym mharagraffau (5) a (6), yn lle "Great Britain", ym mhob man lle y mae'n digwydd, rhodder "a relevant territory".

(7) Ym mharagraff (7), yn lle "the Commissioners" rhodder "the appropriate authority".

**224.**—(1) Mae erthygl 22 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) yn lle "Great Britain", yn y man olaf lle y mae'n digwydd, rhodder "that relevant territory".

(3) Ym mharagraff (3)—

- (a) yn is-baragraff (a), yn lle "Great Britain", yn y

(3) In paragraph (2), for "Great Britain" substitute "a relevant territory".

**222.** In article 19(1), after "shall" insert ", in a relevant territory,"

**223.**—(1) Article 20 is amended as follows.

(2) In paragraph (1)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "consigned to Great Britain from" substitute "originating in that relevant territory or".

(3) In paragraph (2)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "consigned to Great Britain from" substitute "originating in that relevant territory or";
- (c) for "Great Britain", in the last place where it occurs, substitute "that relevant territory".

(4) In paragraph (3)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "Great Britain", in the second place where it occurs, substitute "either relevant territory".

(5) In paragraph (4)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "Great Britain", in the second place where it occurs, substitute "either relevant territory";
- (c) for "Great Britain", in the last place where it occurs, substitute "the relevant territory in which the movement takes place".

(6) In paragraphs (5) and (6), for "Great Britain", in each place where it occurs, substitute "a relevant territory".

(7) In paragraph (7), for "the Commissioners" substitute "the appropriate authority".

**224.**—(1) Article 22 is amended as follows.

(2) In paragraph (1)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) for "Great Britain", in the last place where it occurs, substitute "that relevant territory".

(3) In paragraph (3)—

- (a) in sub-paragraph (a), for "Great Britain", in the

man cyntaf lle y mae'n digwydd, rhodder "the relevant territory";

- (b) yn is-baragraff (b), yn lle "Great Britain", ym mhob man lle y mae'n digwydd, rhodder "the relevant territory".

**225.** Yn lle erthygl 24 rhodder—

**"Registers of forestry traders**

**24.**—(1) The Commissioners shall maintain a register listing the particulars set out in paragraph (3) with respect to each forestry trader who—

- (a) engages in any activity to which this Order applies at any premises in England or Scotland; and  
(b) meets the requirements of this Part.

(2) The Welsh Ministers shall maintain a register listing the particulars set out in paragraph (3) with respect to each forestry trader who—

- (a) engages in any activity to which this Order applies at any premises in Wales; and  
(b) meets the requirements of this Part.

(3) The particulars are—

- (a) the name of the forestry trader;  
(b) the name of the person responsible for making the application where that person is not the forestry trader;  
(c) the trading name of the forestry trader where that name is different from that of the forestry trader;  
(d) details of those activities to which this Order applies which the forestry trader undertakes or intends to undertake;  
(e) the address of the premises at which the forestry trader undertakes or intends to undertake the activities referred to in sub-paragraph (d); and  
(f) a registration number unique to the forestry trader.

(4) The registers shall be open to inspection by the European Commission."

**226.** Yn erthygl 25(3), yn lle "register maintained under article 24(1)" rhodder "registers".

**227.**—(1) Mae erthygl 26 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority";  
(b) yn lle "plant" rhodder "forestry".

(3) Ym mharagraff (2), yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

first place where it occurs, substitute "the relevant territory";

- (b) in sub-paragraph (b), for "Great Britain", in each place where it occurs, substitute "the relevant territory".

**225.** For article 24 substitute—

**"Registers of forestry traders**

**24.**—(1) The Commissioners shall maintain a register listing the particulars set out in paragraph (3) with respect to each forestry trader who—

- (a) engages in any activity to which this Order applies at any premises in England or Scotland; and  
(b) meets the requirements of this Part.

(2) The Welsh Ministers shall maintain a register listing the particulars set out in paragraph (3) with respect to each forestry trader who—

- (a) engages in any activity to which this Order applies at any premises in Wales; and  
(b) meets the requirements of this Part.

(3) The particulars are—

- (a) the name of the forestry trader;  
(b) the name of the person responsible for making the application where that person is not the forestry trader;  
(c) the trading name of the forestry trader where that name is different from that of the forestry trader;  
(d) details of those activities to which this Order applies which the forestry trader undertakes or intends to undertake;  
(e) the address of the premises at which the forestry trader undertakes or intends to undertake the activities referred to in sub-paragraph (d); and  
(f) a registration number unique to the forestry trader.

(4) The registers shall be open to inspection by the European Commission."

**226.** In article 25(3), for "register maintained under article 24(1)" substitute "registers".

**227.**—(1) Article 26 is amended as follows.

(2) In paragraph (1)—

- (a) for "the Commissioners", in each place where it occurs, substitute "the appropriate authority";  
(b) for "plant" substitute "forestry".

(3) In paragraph (2), for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".



(4) Ym mharagraff (3)—

- (a) yn lle "the Commissioners" rhodder "the appropriate authority";
- (b) yn lle "register" rhodder "registers".

(5) Ym mharagraff (4)—

- (a) yn lle "the Commissioners" rhodder "the appropriate authority";
- (b) yn lle "plant" rhodder "forestry".

(6) Ym mharagraff (5), yn lle "the Commissioners" rhodder "the appropriate authority".

**228.** Yn erthygl 27, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

**229.**—(1) Mae erthygl 28 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraffau (1) i (3), yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(3) Ym mharagraff (4), yn lle "The Commissioners", rhodder "The appropriate authority's".

(4) Ym mharagraff (5), yn lle "the Commissioners" rhodder "the appropriate authority".

(5) Ym mharagraff (6)—

- (a) yn lle "the Commissioners" rhodder "the appropriate authority";
- (b) yn lle "register" rhodder "registers".

**230.**—(1) Mae erthygl 29 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Great Britain" rhodder "a relevant territory".

(3) Ym mharagraff (2)—

- (a) yn lle "Great Britain", yn y man cyntaf lle y mae'n digwydd, rhodder "a relevant territory";
- (b) hepgorer "to Great Britain".

(4) Ym mharagraff (4), yn lle "Great Britain" rhodder "a relevant territory".

**231.** Yn erthygl 30(7), ar ôl "the Commissioners", mewnosoder "or, as the case may be, the Welsh Ministers".

**232.**—(1) Mae erthygl 31 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Great Britain" rhodder "a relevant territory".

(3) Ym mharagraff (6)(b), yn lle "Great Britain", ym mhob man lle y mae'n digwydd, rhodder "the relevant territory".

**233.** Yn erthygl 32(5), ar ôl "the Commissioners",

(4) In paragraph (3)—

- (a) for "the Commissioners" substitute "the appropriate authority";
- (b) for "register" substitute "registers".

(5) In paragraph (4)—

- (a) for "the Commissioners" substitute "the appropriate authority";
- (b) for "plant" substitute "forestry".

(6) In paragraph (5), for "the Commissioners" substitute "the appropriate authority".

**228.** In article 27, for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

**229.**—(1) Article 28 is amended as follows.

(2) In paragraphs (1) to (3), for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(3) In paragraph (4), for "The Commissioners" substitute "The appropriate authority's".

(4) In paragraph (5), for "the Commissioners" substitute "the appropriate authority".

(5) In paragraph (6)—

- (a) for "the Commissioners" substitute "the appropriate authority";
- (b) for "register" substitute "registers".

**230.**—(1) Article 29 is amended as follows.

(2) In paragraph (1), for "Great Britain" substitute "a relevant territory".

(3) In paragraph (2)—

- (a) for "Great Britain", in the first place where it occurs, substitute "a relevant territory";
- (b) omit "to Great Britain".

(4) In paragraph (4), for "Great Britain" substitute "a relevant territory".

**231.** In article 30(7), after "the Commissioners" insert "or, as the case may be, the Welsh Ministers".

**232.**—(1) Article 31 is amended as follows.

(2) In paragraph (1), for "Great Britain" substitute "a relevant territory".

(3) In paragraph (6)(b), for "Great Britain", in each place where it occurs, substitute "the relevant territory".

**233.** In article 32(5), after "the Commissioners"

mewnosoder "or, as the case may be, the Welsh Ministers".

**234.** Yn erthygl 33(6)(a), yn lle "the Commissioners" rhodder "the appropriate authority".

**235.** Yn erthygl 34(4), yn lle "register" rhodder "registers".

**236.**—(1) Mae erthygl 36 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (2), ar ôl "the Commissioners" mewnosoder "or, as the case may be, the Welsh Ministers".

(3) Ym mharagraff (3), yn lle "the Commissioners" rhodder "the appropriate authority".

**237.**—(1) Mae erthygl 38(1) wedi ei diwygio fel a ganlyn.

(2) Yn lle "Great Britain" rhodder "a relevant territory".

(3) Yn lle "the Commissioners" rhodder "the appropriate authority".

**238.** Yn erthygl 39, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

**239.** Yn erthygl 40(1), yn lle "the Commissioners" rhodder "the appropriate authority".

**240.**—(1) Mae erthygl 41 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "the Commissioners" rhodder "the appropriate authority".

(3) Ym mharagraff (2), yn lle "Great Britain", yn y man olaf lle y mae'n digwydd, rhodder "a relevant territory".

**241.**—(1) Mae erthygl 42 wedi ei diwygio fel a ganlyn.

(2) Yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

(3) Ym mharagraff (2)(b)(iv), yn lle "Great Britain" rhodder "a relevant territory".

**242.** Yn erthygl 43(2), yn lle "Great Britain" rhodder "a relevant territory".

**243.** Yn Atodlen 7, ym mharagraff 2 o Ran A, yn lle "the Forestry Commission" rhodder "the appropriate authority".

**244.**—(1) Mae Atodlen 9 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 3(b)—

(a) yn lle "the Commissioners" rhodder "the appropriate authority";

insert "or, as the case may be, the Welsh Ministers".

**234.** In article 33(6)(a), for "the Commissioners" substitute "the appropriate authority".

**235.** In article 34(4), for "register" substitute "registers".

**236.**—(1) Article 36 is amended as follows.

(2) In paragraph (2), after "the Commissioners" insert "or, as the case may be, the Welsh Ministers".

(3) In paragraph (3), for "the Commissioners" substitute "the appropriate authority".

**237.**—(1) Article 38(1) is amended as follows.

(2) For "Great Britain" substitute "a relevant territory".

(3) For "the Commissioners" substitute "the appropriate authority".

**238.** In article 39, for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

**239.** In article 40(1), for "the Commissioners" substitute "the appropriate authority".

**240.**—(1) Article 41 is amended as follows.

(2) In paragraph (1), for "the Commissioners" substitute "the appropriate authority".

(3) In paragraph (2), for "Great Britain", in the last place where it occurs, substitute "a relevant territory".

**241.**—(1) Article 42 is amended as follows.

(2) For "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

(3) In paragraph (2)(b)(iv), for "Great Britain" substitute "a relevant territory".

**242.** In article 43(2), for "Great Britain" substitute "a relevant territory".

**243.** In Schedule 7, in paragraph 2 of Part A, for "the Forestry Commission" substitute "the appropriate authority".

**244.**—(1) Schedule 9 is amended as follows.

(2) In paragraph 3(b)—

(a) for "the Commissioners" substitute "the appropriate authority";

(b) yn lle "Great Britain" rhodder "a relevant territory".

(3) Ym mharagraff 7(j), yn lle "Great Britain" rhodder "the relevant territory".

**245.** Yn Atodlen 13, ym mharagraff 2(b), yn lle "the Commissioners" rhodder "the appropriate authority".

### **Rheoliadau Adnoddau Dŵr (Tynnu Dŵr a'i Gronni) 2006**

**246.** Mae Rheoliadau Adnoddau Dŵr (Tynnu Dŵr a'i Gronni) 2006(1) wedi eu diwygio fel a ganlyn.

**247.** Yn y darpariaethau a ganlyn, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro—

- (a) rheoliadau 2 i 27 (gan gynnwys penawdau rheoliadau 10, 15 i 24 a 26 a'r croes-bennawd cyn rheoliad 14);
- (b) rheoliadau 29 i 32 (gan gynnwys pennawd rheoliad 31);
- (c) rheoliad 34;
- (d) Atodlen 2 (gan gynnwys pennawd yr Atodlen honno a phenawdau paragraffau 1, 2, 4, 6 ac 8).

### **Rheolau Trafnidiaeth a Gweithfeydd (Gweithdrefn Geisiadau a Gwrthwynebiadau) (Cymru a Lloegr) 2006**

**248.** Mae Rheolau Trafnidiaeth a Gweithfeydd (Gweithdrefn Geisiadau a Gwrthwynebiadau) (Cymru a Lloegr) 2006(2) wedi eu diwygio fel a ganlyn.

**249.** Yn rheol 4(1), yn y man priodol mewnosoder—

""the appropriate agency" means—

- (a) the Environment Agency for works in or adjacent to England;
- (b) the Natural Resources Body for Wales for works in or adjacent to Wales;"

**250.**—(1) Mae rheol 7(8) wedi ei diwygio fel a ganlyn.

(2) Yn is-baragraff (c), ar ôl "Environment Agency" mewnosoder "for a proposal affecting land in or adjacent to, or tidal waters in or adjacent to, England".

(3) Yn is-baragraff (e), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(b) for "Great Britain" substitute "a relevant territory".

(3) In paragraph 7(j), for "Great Britain" substitute "the relevant territory".

**245.** In Schedule 13, in paragraph 2(b), for "the Commissioners" substitute "the appropriate authority".

### **Water Resources (Abstraction and Impounding) Regulations 2006**

**246.** The Water Resources (Abstraction and Impounding) Regulations 2006(1) are amended as follows.

**247.** In the following provisions, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively—

- (a) regulations 2 to 27 (including the headings to regulations 10, 15 to 24 and 26 and the cross-heading before regulation 14);
- (b) regulations 29 to 32 (including the heading to regulation 31);
- (c) regulation 34;
- (d) Schedule 2 (including the heading to that Schedule and the headings to paragraphs 1, 2, 4, 6 and 8).

### **Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006**

**248.** The Transport and Works (Applications and Objections Procedure) (England and Wales) Rules 2006(2) are amended as follows.

**249.** In rule 4(1), in the appropriate place insert—

""the appropriate agency" means—

- (a) the Environment Agency for works in or adjacent to England;
- (b) the Natural Resources Body for Wales for works in or adjacent to Wales;"

**250.**—(1) Rule 7(8) is amended as follows.

(2) In sub-paragraph (c), after "Environment Agency" insert "for a proposal affecting land in or adjacent to, or tidal waters in or adjacent to, England".

(3) In sub-paragraph (e), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(1) O.S. 2006/641 fel y'i diwygiwyd gan O.S. 2008/165.

(2) O.S. 2006/1466 fel y'i diwygiwyd gan O.S. 2010/439, O.S. 2010/1551, O.S. 2011/556 (C. 19), O.S. 2011/2085, O.S. 2012/147, O.S. 2012/1658.

(1) S.I. 2006/641 as amended by S.I. 2008/165.

(2) S.I. 2006/1466 as amended by S.I. 2010/439, S.I. 2010/1551, S.I. 2011/556 (C. 19), S.I. 2011/2085, S.I. 2012/147, S.I. 2012/1658.

**251.**—(1) Mae rheol 8(4) wedi ei diwygio fel a ganlyn.

(2) Yn is-baragraff (c), ar ôl "Environment Agency" mewnosoder "for a proposal affecting land in or adjacent to, or tidal waters in or adjacent to, England".

(3) Yn is-baragraff (e), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**252.** Yn rheol 12(8)(e)(vi), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**253.**—(1) Yn Atodlen 5, mae'r tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn rhesi 1 i 6 ac 20, yng ngholofn (2), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Yn rhesi 17 a 18, yng ngholofn (2), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**254.**—(1) Yn Atodlen 6, mae'r tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn rhesi 1 i 3, yng ngholofn (2), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

(3) Yn rhes 5, yng ngholofn (2), yn lle "Environment Agency" rhodder "appropriate agency".

#### **Gorchymyn Iechyd Planhigion (Coedwigaeth) (Marcio Deunydd Pecynnu Pren) 2006**

**255.** Mae Gorchymyn Iechyd Planhigion (Coedwigaeth) (Marcio Deunydd Pecynnu Pren) 2006(1) wedi ei ddiwygio fel a ganlyn.

**256.**—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Yn y diffiniad o "approved measure", yn lle "the Commissioners" rhodder "the appropriate authority".

(3) Yn y diffiniad o "inspector", ar ôl "the Commissioners" mewnosoder "or the Welsh Ministers".

(4) Ar ôl y diffiniad o "repair" mewnosoder—

""the appropriate authority" means—

(a) the Commissioners, in relation to England and Scotland;

(b) the Welsh Ministers, in relation to Wales;"

**257.** Yn erthyglau 3 i 11, yn lle "the Commissioners", ym mhob man lle y mae'n digwydd, rhodder "the appropriate authority".

**251.**—(1) Rule 8(4) is amended as follows.

(2) In sub-paragraph (c), after "Environment Agency" insert "for a proposal affecting land in or adjacent to, or tidal waters in or adjacent to, England".

(3) In sub-paragraph (e), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**252.** In rule 12(8)(e)(vi), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**253.**—(1) In Schedule 5, the table is amended as follows.

(2) In rows 1 to 6 and 20, in column (2), for "Environment Agency" substitute "appropriate agency".

(3) In rows 17 and 18, in column (2), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**254.**—(1) In Schedule 6, the table is amended as follows.

(2) In rows 1 to 3, in column (2), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(3) In row 5, in column (2), for "Environment Agency" substitute "appropriate agency".

#### **Plant Health (Wood Packaging Material Marking) (Forestry) Order 2006**

**255.** The Plant Health (Wood Packaging Material Marking) (Forestry) Order 2006(1) is amended as follows.

**256.**—(1) Article 2 is amended as follows.

(2) In the definition of "approved measure", for "the Commissioners" substitute "the appropriate authority".

(3) In the definition of "inspector", after "the Commissioners" insert "or the Welsh Ministers".

(4) After the definition of "repair" insert—

""the appropriate authority" means—

(a) the Commissioners, in relation to England and Scotland;

(b) the Welsh Ministers, in relation to Wales;"

**257.** In articles 3 to 11, for "the Commissioners", in each place where it occurs, substitute "the appropriate authority".

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(1) O.S. 2006/2695.

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(1) S.I. 2006/2695.

**258.** Yn Atodlen 2, yn y ffurflen ardystio, cyn yr Atodiad, mewnosoder—

"[or, as appropriate]

Signed on behalf of the Welsh Ministers

....."

### **Rheoliadau Iechyd Planhigion (Ffioedd) (Coedwigaeth) 2006**

**259.** Mae Rheoliadau Iechyd Planhigion (Ffioedd) (Coedwigaeth) 2006(1) wedi eu diwygio fel a ganlyn.

**260.** Yn rheoliad 2(1), yn y man priodol mewnosoder—

""action" means any action for which a fee is payable pursuant to paragraphs (2) to (6) of regulation 3;".

**261.** Yn lle rheoliad 3(1) rhodder—

"(1) Fees are payable—

- (a) to the Forestry Commissioners, where an action is carried out by—
  - (i) the Forestry Commissioners; or
  - (ii) an inspector in circumstances where the relevant function of the inspector is exercisable by an inspector authorised by the Forestry Commissioners;
- (b) to the Welsh Ministers, where an action is carried out by—
  - (i) the Welsh Ministers; or
  - (ii) an inspector in circumstances where the relevant function of the inspector is exercisable by an inspector authorised by the Welsh Ministers."

### **Rheoliadau Cyfarpar Trydanol ac Electronig Gwastraff 2006**

**262.** Mae Rheoliadau Cyfarpar Trydanol ac Electronig Gwastraff 2006(2) wedi eu diwygio fel a ganlyn.

**263.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "appropriate authority"—

- (a) yn is-baragraff (a), hepgorer "or Wales";
- (b) ar ôl is-baragraff (a) mewnosoder—

"(aa) for the purposes of any provision of these Regulations relating to the

**258.** In Schedule 2, in the form of certificate, before the Appendix insert—

“[or, as appropriate]

Signed on behalf of the Welsh Ministers

.....”

### **Plant Health (Fees) (Forestry) Regulations 2006**

**259.** The Plant Health (Fees) (Forestry) Regulations 2006(1) are amended as follows.

**260.** In regulation 2(1), in the appropriate place insert—

“"action" means any action for which a fee is payable pursuant to paragraphs (2) to (6) of regulation 3;”.

**261.** For regulation 3(1) substitute—

“(1) Fees are payable—

- (a) to the Forestry Commissioners, where an action is carried out by—
  - (i) the Forestry Commissioners; or
  - (ii) an inspector in circumstances where the relevant function of the inspector is exercisable by an inspector authorised by the Forestry Commissioners;
- (b) to the Welsh Ministers, where an action is carried out by—
  - (i) the Welsh Ministers; or
  - (ii) an inspector in circumstances where the relevant function of the inspector is exercisable by an inspector authorised by the Welsh Ministers.”

### **Waste Electrical and Electronic Equipment Regulations 2006**

**262.** The Waste Electrical and Electronic Equipment Regulations 2006(2) are amended as follows.

**263.**—(1) Regulation 2(1) is amended as follows.

(2) In the definition of "appropriate authority"—

- (a) in sub-paragraph (a), omit "or Wales";
- (b) after sub-paragraph (a) insert—

“(aa) for the purposes of any provision of these Regulations relating to the

(1) O.S. 2006/2697 fel y'i diwygiwyd gan O.S. 2008/702, O.S. 2009/2956, O.S. 2010/2001.

(2) O.S. 2006/3289 fel y'i diwygiwyd gan O.S. 2007/3454, O.S. 2007/3538, O.S. 2009/2957, O.S. 2010/675, O.S. 2010/1155, O.S. 2011/988, O.S. 2011/1043.

(1) S.I. 2006/2697 as amended by S.I. 2008/702, S.I. 2009/2956, S.I. 2010/2001.

(2) S.I. 2006/3289 as amended by S.I. 2007/3454, S.I. 2007/3538, S.I. 2009/2957, S.I. 2010/675, S.I. 2010/1155, S.I. 2011/988, S.I. 2011/1043.

exercise of the functions of the appropriate authority in Wales, the Natural Resources Body for Wales;";

(c) yn is-baragraff (e)—

(i) ym mharagraff (i), hepgorer "or Wales";

(ii) ar ôl paragraff (i) mewnosoder—

"(ia) where the producer's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;";

(d) yn is-baragraff (g)—

(i) ym mharagraff (i), hepgorer "or Wales";

(ii) ar ôl paragraff (i) mewnosoder—

"(ia) where the operator of the scheme's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;";

(e) yn is-baragraff (h)—

(i) ym mharagraff (i), hepgorer "or Wales";

(ii) ar ôl paragraff (i) mewnosoder—

"(ia) where the operator of the ATF's or the exporter's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;";

(f) yn is-baragraff (i)—

(i) ym mharagraff (i), hepgorer "or Wales";

(ii) ar ôl paragraff (i) mewnosoder—

"(ia) where the operator of the collection facility's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;".

(3) Ar ôl y diffiniad o "member State" mewnosoder—

""Natural Resources Body for Wales" means the body established by article 3 of the Natural Resources Body for Wales (Establishment) Order 2012;".

**264.** Yn rheoliad 41(4)(c)(i), ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**265.** Yn rheoliad 43(e)(i), ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**266.**—(1) Mae rheoliad 45(5) wedi ei ddiwygio fel a ganlyn.

(2) Ar ddiwedd is-baragraff (a), hepgorer "or".

(3) Ar ôl is-baragraff (a) mewnosoder—

"(aa) by the Natural Resources Body for Wales in respect of applications for approval made under regulation 41 to

exercise of the functions of the appropriate authority in Wales, the Natural Resources Body for Wales;";

(c) in sub-paragraph (e)—

(i) in paragraph (i), omit "or Wales";

(ii) after paragraph (i) insert—

“(ia) where the producer's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;”;

(d) in sub-paragraph (g)—

(i) in paragraph (i), omit "or Wales";

(ii) after paragraph (i) insert—

“(ia) where the operator of the scheme's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;”;

(e) in sub-paragraph (h)—

(i) in paragraph (i), omit "or Wales";

(ii) after paragraph (i) insert—

“(ia) where the operator of the ATF's or the exporter's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;”;

(f) in sub-paragraph (i)—

(i) in paragraph (i), omit "or Wales";

(ii) after paragraph (i) insert—

“(ia) where the operator of the collection facility's registered office or principal place of business is in Wales, the Natural Resources Body for Wales;”.

(3) After the definition of "member State" insert—

""Natural Resources Body for Wales" means the body established by article 3 of the Natural Resources Body for Wales (Establishment) Order 2012;”.

**264.** In regulation 41(4)(c)(i), after "Environment Agency" insert ", the Natural Resources Body for Wales".

**265.** In regulation 43(e)(i), after "Environment Agency" insert ", the Natural Resources Body for Wales".

**266.**—(1) Regulation 45(5) is amended as follows.

(2) At the end of sub-paragraph (a), omit "or".

(3) After sub-paragraph (a) insert—

“(aa) by the Natural Resources Body for Wales in respect of applications for approval made under regulation 41 to

that appropriate authority; or".

**267.** Yn rheoliad 47(1)(c)(i), ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**268.** Yn rheoliad 48(1)(c)(i), ar ôl "Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

**269.**—(1) Mae rheoliad 51(4) wedi ei ddiwygio fel a ganlyn.

(2) Ar ddiwedd is-baragraff (a), hepgorer "or".

(3) Ar ôl is-baragraff (a) mewnosoder—

"(aa) by the Natural Resources Body for Wales in respect of applications for approval made under regulation 47 or 48 to that appropriate authority; or".

**270.** Yn rheoliad 66(1)(a) a (3)(a), ar ôl "Environment Agency" mewnosoder "or of the Natural Resources Body for Wales".

**271.**—(1) Mae rheoliad 70(2) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "and Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—

"(aa) in Wales, the Natural Resources Body for Wales;".

#### **Rheoliadau Cynlluniau Rheoli Adnoddau Dŵr 2007**

**272.** Yn rheoliad 2(2)(i) o Reoliadau Cynlluniau Rheoli Adnoddau Dŵr 2007(1), hepgorer "the Countryside Council for Wales and".

#### **Rheoliadau Rhwymedigaethau Cyfrifoldeb Cynhyrchwyr (Gwastraff Deunydd Pacio) 2007**

**273.** Mae Rheoliadau Rhwymedigaethau Cyfrifoldeb Cynhyrchwyr (Gwastraff Deunydd Pacio) 2007(2) wedi eu diwygio fel a ganlyn.

**274.**—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle'r diffiniad o "appropriate agency" rhodder—

"appropriate agency" means—

(a) for the purposes of any provision of these Regulations relating to the exercise of the functions of the appropriate agency in England, the Environment Agency;

that appropriate authority; or".

**267.** In regulation 47(1)(c)(i), after "Environment Agency" insert ", the Natural Resources Body for Wales".

**268.** In regulation 48(1)(c)(i), after "Environment Agency" insert ", the Natural Resources Body for Wales".

**269.**—(1) Regulation 51(4) is amended as follows.

(2) At the end of sub-paragraph (a), omit "or".

(3) After sub-paragraph (a) insert—

"(aa) by the Natural Resources Body for Wales in respect of applications for approval made under regulation 47 or 48 to that appropriate authority; or".

**270.** In regulation 66(1)(a) and (3)(a), after "Environment Agency" insert "or of the Natural Resources Body for Wales".

**271.**—(1) Regulation 70(2) is amended as follows.

(2) In sub-paragraph (a), omit "and Wales".

(3) After sub-paragraph (a) insert—

"(aa) in Wales, the Natural Resources Body for Wales;".

#### **Water Resources Management Plan Regulations 2007**

**272.** In regulation 2(2)(i) of the Water Resources Management Plan Regulations 2007(1), omit "the Countryside Council for Wales and".

#### **Producer Responsibility Obligations (Packaging Waste) Regulations 2007**

**273.** The Producer Responsibility Obligations (Packaging Waste) Regulations 2007(2) are amended as follows.

**274.**—(1) Regulation 2 is amended as follows.

(2) For the definition of "appropriate agency" substitute—

"appropriate agency" means—

(a) for the purposes of any provision of these Regulations relating to the exercise of the functions of the appropriate agency in England, the Environment Agency;

(1) O.S. 2007/727.

(2) O.S. 2007/871 fel y'i diwygiwyd gan O.S. 2007/3538, O.S. 2008/1941, O.S. 2010/675, O.S. 2010/1820 (Cy. 177), O.S. 2010/2849, O.S. 2011/988, O.S. 2011/1043.

(1) S.I. 2007/727.

(2) S.I. 2007/871 as amended by S.I. 2007/3538, S.I. 2008/1941, S.I. 2010/675, S.I. 2010/1820 (W. 177), S.I. 2010/2849, S.I. 2011/988, S.I. 2011/1043.

- (b) for the purposes of any provision of these Regulations relating to the exercise of the functions of the appropriate agency in Scotland, SEPA;
  - (c) for the purposes of any provision of these Regulations relating to the exercise of the functions of the appropriate agency in Wales, the Natural Resources Body for Wales;
  - (d) for the purposes of any provision of these Regulations relating to the obligations of any other person—
    - (i) the Environment Agency, where at the beginning of the relevant year the person's registered office or principal place of business is in England;
    - (ii) SEPA, where at the beginning of the relevant year the person's registered office or principal place of business is in Scotland;
    - (iii) the Natural Resources Body for Wales, where at the beginning of the relevant year the person's registered office or principal place of business is in Wales;
    - (iv) at the election of the person, the Environment Agency, SEPA or the Natural Resources Body for Wales, where at the beginning of the relevant year the person does not have a registered office or principal place of business in Great Britain;
    - (v) in relation to schemes, where there is more than one operator of a scheme and such operators have registered offices or principal places of business in England and in Scotland (but not in Wales)—
      - (aa) the Environment Agency where the operators have elected to apply for approval of the scheme from the Secretary of State; or
      - (bb) SEPA where the operators have elected to apply for approval of the scheme from the Scottish Ministers;
    - (vi) in relation to schemes, where there is more than one operator of a scheme and such operators have registered offices or principal places of business in Wales and in Scotland (but not in England)—
      - (aa) the Natural Resources Body for Wales where the operators have elected to apply for approval of the scheme from the Secretary of State; or
- (b) for the purposes of any provision of these Regulations relating to the exercise of the functions of the appropriate agency in Scotland, SEPA;
  - (c) for the purposes of any provision of these Regulations relating to the exercise of the functions of the appropriate agency in Wales, the Natural Resources Body for Wales;
  - (d) for the purposes of any provision of these Regulations relating to the obligations of any other person—
    - (i) the Environment Agency, where at the beginning of the relevant year the person's registered office or principal place of business is in England;
    - (ii) SEPA, where at the beginning of the relevant year the person's registered office or principal place of business is in Scotland;
    - (iii) the Natural Resources Body for Wales, where at the beginning of the relevant year the person's registered office or principal place of business is in Wales;
    - (iv) at the election of the person, the Environment Agency, SEPA or the Natural Resources Body for Wales, where at the beginning of the relevant year the person does not have a registered office or principal place of business in Great Britain;
    - (v) in relation to schemes, where there is more than one operator of a scheme and such operators have registered offices or principal places of business in England and in Scotland (but not in Wales)—
      - (aa) the Environment Agency where the operators have elected to apply for approval of the scheme from the Secretary of State; or
      - (bb) SEPA where the operators have elected to apply for approval of the scheme from the Scottish Ministers;
    - (vi) in relation to schemes, where there is more than one operator of a scheme and such operators have registered offices or principal places of business in Wales and in Scotland (but not in England)—
      - (aa) the Natural Resources Body for Wales where the operators have elected to apply for approval of the scheme from the Secretary of State; or



- (bb) SEPA where the operators have elected to apply for approval of the scheme from the Scottish Ministers;
- (vii) in relation to schemes where there is more than one operator of a scheme and such operators have registered offices or principal places of business in England and in Wales (but not in Scotland), at the election of the operators, the Environment Agency or the Natural Resources Body for Wales; or
- (viii) in relation to schemes, where there is more than one operator of a scheme and such operators have registered offices or principal places of business in England, in Scotland and in Wales—
  - (aa) SEPA, where the operator has elected to apply for approval of the scheme from the Scottish Ministers;
  - (bb) at the election of the operator, the Environment Agency or the Natural Resources Body for Wales, where the operator has elected to apply for approval from the Secretary of State."

(3) Yn y diffiniad o "appropriate authority", yn is-baragraffau (b)(i) a (d), ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

**275.** Yn rheoliad 40B, yn lle "the Environment Agency" rhodder "the Natural Resources Body for Wales".

#### **Rheoliadau Gwaith Morol (Asesu Effeithiau Amgylcheddol) 2007**

**276.** Yn rheoliad 2(1) o Rheoliadau Gwaith Morol (Asesu Effeithiau Amgylcheddol) 2007(1), yn y diffiniad o "the nature conservation bodies", yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Rheoliadau Cadwraeth Forol Alltraeth (Cynefinoedd Naturiol, &c) 2007**

**277.** Mae Rheoliadau Cadwraeth Forol Alltraeth (Cynefinoedd Naturiol, &c) 2007(2) wedi eu diwygio fel a ganlyn.

- (bb) SEPA where the operators have elected to apply for approval of the scheme from the Scottish Ministers;
- (vii) in relation to schemes where there is more than one operator of a scheme and such operators have registered offices or principal places of business in England and in Wales (but not in Scotland), at the election of the operators, the Environment Agency or the Natural Resources Body for Wales; or
- (viii) in relation to schemes, where there is more than one operator of a scheme and such operators have registered offices or principal places of business in England, in Scotland and in Wales—
  - (aa) SEPA, where the operator has elected to apply for approval of the scheme from the Scottish Ministers;
  - (bb) at the election of the operator, the Environment Agency or the Natural Resources Body for Wales, where the operator has elected to apply for approval from the Secretary of State."

(3) In the definition of "appropriate authority", in sub-paragraphs (b)(i) and (d), after "the Environment Agency" insert "or the Natural Resources Body for Wales".

**275.** In regulation 40B, for "the Environment Agency" substitute "the Natural Resources Body for Wales".

#### **Marine Works (Environmental Impact Assessment) Regulations 2007**

**276.** In regulation 2(1) of the Marine Works (Environmental Impact Assessment) Regulations 2007(1), in the definition of "the nature conservation bodies", for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Offshore Marine Conservation (Natural Habitats, &c) Regulations 2007**

**277.** The Offshore Marine Conservation (Natural Habitats, &c) Regulations 2007(2) are amended as follows.

(1) O.S. 2007/1518 fel y'i diwygiwyd gan O.S. 2011/735, O.S. 2011/1043.

(2) O.S. 2007/1842 fel y'i diwygiwyd gan O.S. 2009/7, O.S. 2010/490, O.S. 2010/491, O.S. 2010/1513, O.S. 2011/1043, O.S. 2011/2043, O.S. 2012/1809, O.S. 2012/1928.

(1) S.I. 2007/1518 as amended by S.I. 2011/735, S.I. 2011/1043.

(2) S.I. 2007/1842 as amended by S.I. 2009/7, S.I. 2010/490, S.I. 2010/491, S.I. 2010/1513, S.I. 2011/1043, S.I. 2011/2043, S.I. 2012/1809, S.I. 2012/1928.

**278.** Yn rheoliad 25(3)(c), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**279.** Yn rheoliad 71, yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the Natural Resources Body for Wales".

### **Rheoliadau Peiriannau Mewndanio Mawr (Cynllun Cenedlaethol ar gyfer Gostwng Allyriadau) 2007**

**280.** Mae Rheoliadau Peiriannau Mewndanio Mawr (Cynllun Cenedlaethol ar gyfer Gostwng Allyriadau) 2007(1) wedi eu diwygio fel a ganlyn.

**281.** Yn rheoliad 2(1), yn y man priodol mewnosoder—

"the NRBW" means the Natural Resources Body for Wales;".

**282.** Yn rheoliad 6(5), ar y dechrau mewnosoder "The NRBW,".

**283.**—(1) Mae rheoliad 7 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), hepgorer "and Wales".

(3) Ar ôl paragraff (1) mewnosoder—

"(1A) The NRBW must verify the annual report of each operator of a participating plant in Wales relating to the actual annual mass emission of each of the LCPD pollutants from the participating plant."

(4) Ym mharagraff (4), ar y dechrau mewnosoder "The NRBW,".

**284.**—(1) Mae rheoliad 9 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2), cyn "SEPA", ym mhob man lle y mae'n digwydd, mewnosoder "the NBRW,".

(3) Ym mharagraff (4)(b)—

(a) ym mharagraff (i), hepgorer "or Wales";

(b) ar ôl paragraff (i) mewnosoder—

"(ia) the NRBW, if the participating plant in question is in Wales,".

**285.** Yn rheoliad 12, ar ôl is-baragraff (a) hepgorer "and" a mewnosoder—

"(aa) the NRBW;".

**286.**—(1) Yn Atodlen 1, mae paragraff 1 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "or Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—

**278.** In regulation 25(3)(c), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**279.** In regulation 71, for "the Countryside Council for Wales", in each place where it occurs, substitute "the Natural Resources Body for Wales".

### **Large Combustion Plants (National Emission Reduction Plan) Regulations 2007**

**280.** The Large Combustion Plants (National Emission Reduction Plan) Regulations 2007(1) are amended as follows.

**281.** In regulation 2(1), in the appropriate place insert—

"the NRBW" means the Natural Resources Body for Wales;".

**282.** In regulation 6(5), at the beginning insert "The NRBW,".

**283.**—(1) Regulation 7 is amended as follows.

(2) In paragraph (1), omit "and Wales".

(3) After paragraph (1) insert—

"(1A) The NRBW must verify the annual report of each operator of a participating plant in Wales relating to the actual annual mass emission of each of the LCPD pollutants from the participating plant."

(4) In paragraph (4), at the beginning insert "The NRBW,".

**284.**—(1) Regulation 9 is amended as follows.

(2) In paragraph (2), before "SEPA", in each place where it occurs, insert "the NBRW,".

(3) In paragraph (4)(b)—

(a) in paragraph (i), omit "or Wales";

(b) after paragraph (i) insert—

"(ia) the NRBW, if the participating plant in question is in Wales,".

**285.** In regulation 12, after sub-paragraph (a) omit "and" and insert—

"(aa) the NRBW;".

**286.**—(1) In Schedule 1, paragraph 1 is amended as follows.

(2) In sub-paragraph (a), omit "or Wales".

(3) After sub-paragraph (a) insert—

(1) O.S. 2007/2325 fel y'i diwygiwyd gan O.S. 2007/3476, O.S. 2007/3538, O.S. 2010/675.

(1) S.I. 2007/2325 as amended by S.I. 2007/3476, S.I. 2007/3538, S.I. 2010/675.

"(aa) of a participating plant in Wales, to the NRBW in accordance with the conditions of the environmental permit under the Environmental Permitting (England and Wales) Regulations 2010;".

“(aa) of a participating plant in Wales, to the NRBW in accordance with the conditions of the environmental permit under the Environmental Permitting (England and Wales) Regulations 2010;”.

### **Rheoliadau Llygryddion Organig Parhaus 2007**

**287.**—(1) Mae rheoliad 3(1) o Reoliadau Llygryddion Organig Parhaus 2007(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "and Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—

"(aa) in Wales, the Natural Resources Body for Wales;".

### **Gorchymyn Diwygio Deddfwriaethol a Rheoleiddiol (Swyddogaethau Rheoleiddio) 2007**

**288.**—(1) Mae'r Atodlen i Orchymyn Diwygio Deddfwriaethol a Rheoleiddiol (Swyddogaethau Rheoleiddio) 2007(2) wedi ei diwygio fel a ganlyn.

(2) Yn Rhan 1, yn y rhestr o gyrff, yn y man priodol mewnosoder—

"Natural Resources Body for Wales".

### **Rheoliadau Cynllun Pensiwn Llywodraeth Leol (Darpariaethau Trosiannol) 2008**

**289.**—(1) Mae rheoliad 15 o Reoliadau Cynllun Pensiwn Llywodraeth Leol (Darpariaethau Trosiannol) 2008(3) wedi ei ddiwygio fel a ganlyn.

(2) Ar ôl paragraff (2) mewnosoder—

"(2A) Subject to paragraphs (3) and (7), these Regulations, the Benefits Regulations and the Administration Regulations also apply to a person to whom this regulation applies and who—

(a) was an active member before 1 April 2008;

(b) was in the continuous employment of the Environment Agency from 1 April 2008 to 31 March 2013; and

(c) has been since then in the continuous employment of the Natural Resources Body for Wales."

### **Persistent Organic Pollutants Regulations 2007**

**287.**—(1) Regulation 3(1) of the Persistent Organic Pollutants Regulations 2007(1) is amended as follows.

(2) In sub-paragraph (a), omit "and Wales".

(3) After sub-paragraph (a) insert—

“(aa) in Wales, the Natural Resources Body for Wales;”.

### **Legislative and Regulatory Reform (Regulatory Functions) Order 2007**

**288.**—(1) The Schedule to the Legislative and Regulatory Reform (Regulatory Functions) Order 2007(2) is amended as follows.

(2) In Part 1, in the list of bodies, in the appropriate place insert—

“Natural Resources Body for Wales”.

### **Local Government Pension Scheme (Transitional Provisions) Regulations 2008**

**289.**—(1) Regulation 15 of the Local Government Pension Scheme (Transitional Provisions) Regulations 2008(3) is amended as follows.

(2) After paragraph (2) insert—

“(2A) Subject to paragraphs (3) and (7), these Regulations, the Benefits Regulations and the Administration Regulations also apply to a person to whom this regulation applies and who—

(a) was an active member before 1 April 2008;

(b) was in the continuous employment of the Environment Agency from 1 April 2008 to 31 March 2013; and

(c) has been since then in the continuous employment of the Natural Resources Body for Wales.”

(1) O.S. 2007/3106 fel y'i diwygiwyd gan O.S. 2010/675.

(2) O.S. 2007/3544 fel y'i diwygiwyd gan O.S. 2008/574, O.S. 2008/960, O.S. 2008/1277, O.S. 2008/1284, O.S. 2008/1597, O.S. 2008/1816, O.S. 2009/2824, O.S. 2009/2981, O.S. 2010/630 (C. 42), O.S. 2010/671, O.S. 2010/2960, O.S. 2010/3028, O.S. 2011/881, O.S. 2011/1043, O.S. 2011/2377 (Cy. 250), O.S. 2011/2937, O.S. 2012/641, O.S. 2012/1479.

(3) O.S. 2008/238 fel y'i diwygiwyd gan O.S. 2008/1083, O.S. 2008/2425, O.S. 2010/2090, O.S. 2012/961, O.S. 2012/1989. Mewnosodwyd rheoliad 15 gan O.S. 2010/2090, rheoliad 36.

(1) S.I. 2007/3106 as amended by S.I. 2010/675.

(2) S.I. 2007/3544 as amended by S.I. 2008/574, S.I. 2008/960, S.I. 2008/1277, S.I. 2008/1284, S.I. 2008/1597, S.I. 2008/1816, S.I. 2009/2824, S.I. 2009/2981, S.I. 2010/630 (C. 42), S.I. 2010/671, S.I. 2010/2960, S.I. 2010/3028, S.I. 2011/881, S.I. 2011/1043, S.I. 2011/2377 (W. 250), S.I. 2011/2937, S.I. 2012/641, S.I. 2012/1479.

(3) S.I. 2008/238 as amended by S.I. 2008/1083, S.I. 2008/2425, S.I. 2010/2090, S.I. 2012/961, S.I. 2012/1989. Regulation 15 was inserted by S.I. 2010/2090, regulation 36.

(3) Ar ôl paragraff (7) mewnosoder—

"(8) Paragraph (9) applies to a person—

(a) to whom regulation 22 of the Local Government Pension Scheme (Transitional Provisions) Regulations 1997 applies for any purpose immediately before 1 April 2013 by virtue of any provision of these Regulations, and

(b) whose employment is transferred from the Environment Agency to the Natural Resources Body for Wales in connection with or as a consequence of the transfer of any functions from the Agency to the Body on 1 April 2013.

(9) The transfer of the person's employment does not affect the continuing application to the person of regulation 22 of the Local Government Pension Scheme (Transitional Provisions) Regulations 1997 or of any provision of the 1997 Regulations that applies to the person by virtue of that regulation."

#### **Rheoliadau Cynllun Pensiwn Llywodraeth Leol (Gweinyddu) 2008**

**290.** Ar ôl rheoliad 8B o Reoliadau Cynllun Pensiwn Llywodraeth Leol (Gweinyddu) 2008(1) mewnosoder—

**"Natural Resources Body for Wales: responsibility for deferred and pensioner members previously employed by the Environment Agency**

**8C.**—(1) Any provision of these Regulations, the Benefits Regulations or the Transitional Regulations which confers a function on a body by virtue of having been a member's employer shall have effect as if the Natural Resources Body for Wales was the employer of a person to whom paragraph (2) applies at all times when that person was an active member.

(2) This paragraph applies to any deferred or pensioner member—

(a) who is a member by virtue of—

(i) employment with the Environment Agency (including any employment transferred to that Agency) which ended before 1 April 2013; or

(ii) employment with the National Rivers Authority which ended before 1 April 1996; and

(3) After paragraph (7) insert—

“(8) Paragraph (9) applies to a person—

(a) to whom regulation 22 of the Local Government Pension Scheme (Transitional Provisions) Regulations 1997 applies for any purpose immediately before 1 April 2013 by virtue of any provision of these Regulations, and

(b) whose employment is transferred from the Environment Agency to the Natural Resources Body for Wales in connection with or as a consequence of the transfer of any functions from the Agency to the Body on 1 April 2013.

(9) The transfer of the person's employment does not affect the continuing application to the person of regulation 22 of the Local Government Pension Scheme (Transitional Provisions) Regulations 1997 or of any provision of the 1997 Regulations that applies to the person by virtue of that regulation.”

#### **Local Government Pension Scheme (Administration) Regulations 2008**

**290.** After regulation 8B of the Local Government Pension Scheme (Administration) Regulations 2008(1) insert—

**“Natural Resources Body for Wales: responsibility for deferred and pensioner members previously employed by the Environment Agency**

**8C.**—(1) Any provision of these Regulations, the Benefits Regulations or the Transitional Regulations which confers a function on a body by virtue of having been a member's employer shall have effect as if the Natural Resources Body for Wales was the employer of a person to whom paragraph (2) applies at all times when that person was an active member.

(2) This paragraph applies to any deferred or pensioner member—

(a) who is a member by virtue of—

(i) employment with the Environment Agency (including any employment transferred to that Agency) which ended before 1 April 2013; or

(ii) employment with the National Rivers Authority which ended before 1 April 1996; and

(1) O.S. 2008/239 fel y'i diwygiwyd gan O.S. 2008/1083, O.S. 2008/2425, O.S. 2008/2989, O.S. 2008/3245, O.S. 2009/447, O.S. 2009/1025, O.S. 2009/3150, O.S. 2010/528, O.S. 2010/713 (Cy. 69), O.S. 2010/1172, O.S. 2010/2090, O.S. 2012/961, O.S. 2012/1989.

(1) S.I. 2008/239 as amended by S.I. 2008/1083, S.I. 2008/2425, S.I. 2008/2989, S.I. 2008/3245, S.I. 2009/447, S.I. 2009/1025, S.I. 2009/3150, S.I. 2010/528, S.I. 2010/713 (W. 69), S.I. 2010/1172, S.I. 2010/2090, S.I. 2012/961, S.I. 2012/1989.

- (b) in respect of whom the pension liabilities of the Environment Agency were transferred to the Natural Resources Body for Wales on 1 April 2013 by a transfer scheme made by the Welsh Ministers under section 23 of the Public Bodies Act 2011."

### **Rheoliadau Dyfroedd Ymdrochi 2008**

**291.** Mae Rheoliadau Dyfroedd Ymdrochi 2008(1) wedi eu diwygio fel a ganlyn.

**292.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "abnormal situation", yn lle "Agency" rhodder "appropriate agency".

(3) Hefgorer y diffiniadau o "the Agency" ac "Agency management measures".

(4) Yn y man priodol mewnoder—

""the appropriate agency" means—

- (a) in relation to a bathing water in England, the Environment Agency;
- (b) in relation to a bathing water in Wales, the Natural Resources Body for Wales;

"appropriate agency management measures" means measures in relation to a bathing water taken by the appropriate agency—

- (a) to reduce the risk of pollution (being measures within the appropriate agency's responsibilities referred to in regulation 5); or
- (c) under regulations 7 to 11;".

(5) Yn y diffiniadau o "management measures", "relevant measures for short-term pollution" a "short-term pollution", yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**293.**—(1) Mae rheoliad 3 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2), yn lle "Agency" rhodder "Environment Agency".

(3) Ym mharagraff (3), yn lle "Agency" rhodder "Natural Resources Body for Wales".

**294.**—(1) Mae rheoliad 5 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "and the Agency" rhodder ", the Environment Agency and the Natural Resources Body for Wales".

(3) Ym mharagraff (5), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

- (b) in respect of whom the pension liabilities of the Environment Agency were transferred to the Natural Resources Body for Wales on 1 April 2013 by a transfer scheme made by the Welsh Ministers under section 23 of the Public Bodies Act 2011."

### **Bathing Water Regulations 2008**

**291.** The Bathing Water Regulations 2008(1) are amended as follows.

**292.**—(1) Regulation 2(1) is amended as follows.

(2) In the definition of "abnormal situation", for "Agency" substitute "appropriate agency".

(3) Omit the definitions of "the Agency" and "Agency management measures".

(4) In the appropriate place insert—

""the appropriate agency" means—

- (a) in relation to a bathing water in England, the Environment Agency;
- (b) in relation to a bathing water in Wales, the Natural Resources Body for Wales;

"appropriate agency management measures" means measures in relation to a bathing water taken by the appropriate agency—

- (a) to reduce the risk of pollution (being measures within the appropriate agency's responsibilities referred to in regulation 5); or
- (b) under regulations 7 to 11;".

(5) In the definitions of "management measures", "relevant measures for short-term pollution" and "short-term pollution", for "Agency", in each place where it occurs, substitute "appropriate agency".

**293.**—(1) Regulation 3 is amended as follows.

(2) In paragraph (2), for "Agency" substitute "Environment Agency".

(3) In paragraph (3), for "Agency" substitute "Natural Resources Body for Wales".

**294.**—(1) Regulation 5 is amended as follows.

(2) In paragraph (1), for "and the Agency" substitute ", the Environment Agency and the Natural Resources Body for Wales".

(3) In paragraph (5), for "Agency", in each place where it occurs, substitute "appropriate agency".

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(1) O.S. 2008/1097.

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(1) S.I. 2008/1097.

**295.** Yn rheoliadau 6 i 15, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**296.**—(1) Mae rheoliad 16 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (4)(a), yn lle "the Agency and the Welsh Ministers" rhodder "the Welsh Ministers, the Environment Agency and the Natural Resources Body for Wales".

(3) Ym mharagraff (5), yn lle "and the Agency" rhodder ", the Environment Agency and the Natural Resources Body for Wales".

**297.** Yn rheoliadau 17 a 18, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**298.** Yn Atodlen 2, ym mharagraff 2, ac yn Atodlenni 3 a 4, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

#### **Gorchymyn Pysgodfa Gocos Aber Afon Dyfrdwy 2008**

**299.** Mae Gorchymyn Pysgodfa Gocos Aber Afon Dyfrdwy 2008(1) wedi ei ddiwygio fel a ganlyn.

**300.**—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Yn y man priodol mewnosoder—

""England" includes the sea adjacent to England, not forming any part of Wales, to a distance of 12 nautical miles from the baselines from which the breadth of the territorial sea is measured;".

(3) Yn lle'r diffiniad o "the grantee" rhodder—

""the grantee" means the Environment Agency in relation to England and the Natural Resources Body for Wales in relation to Wales;".

(4) Yn y man priodol mewnosoder—

"Wales" has the meaning given by section 158 of the Government of Wales Act 2006(2)."

**301.** Yn erthygl 5, ar ôl paragraff (1) mewnosoder—

"(1A) A licence must apply in relation to the whole of the area of the fishery."

**295.** In regulations 6 to 15, for "Agency", in each place where it occurs, substitute "appropriate agency".

**296.**—(1) Regulation 16 is amended as follows.

(2) In paragraph (4)(a), for "the Agency and the Welsh Ministers" substitute "the Welsh Ministers, the Environment Agency and the Natural Resources Body for Wales".

(3) In paragraph (5), for "and the Agency" substitute ", the Environment Agency and the Natural Resources Body for Wales".

**297.** In regulations 17 and 18, for "Agency", in each place where it occurs, substitute "appropriate agency".

**298.** In Schedule 2, in paragraph 2, and in Schedules 3 and 4, for "Agency", in each place where it occurs, substitute "appropriate agency".

#### **Dee Estuary Cockle Fishery Order 2008**

**299.** The Dee Estuary Cockle Fishery Order 2008(1) is amended as follows.

**300.**—(1) Article 2 is amended as follows.

(2) In the appropriate place insert—

""England" includes the sea adjacent to England, not forming any part of Wales, to a distance of 12 nautical miles from the baselines from which the breadth of the territorial sea is measured;".

(3) For the definition of "the grantee" substitute—

""the grantee" means the Environment Agency in relation to England and the Natural Resources Body for Wales in relation to Wales;".

(4) In the appropriate place insert—

"Wales" has the meaning given by section 158 of the Government of Wales Act 2006(2)."

**301.** In article 5, after paragraph (1) insert—

"(1A) A licence must apply in relation to the whole of the area of the fishery."

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(1) O.S. 2008/1472.

(2) 2006 p.32. Disgrifir y ffin rhwng y môr sy'n gyfagos â Chymru a'r môr sy'n gyfagos â Lloegr gan erthygl 6 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1991 (O.S. 1999/672) ac Atodlen 3 iddo. Yn rhinwedd adran 162 o Ddeddf 2006 a pharagraff 26 o Atodlen 11 iddi, mae O.S. 1999/672 yn dal yn effeithiol.

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(1) S.I. 2008/1472

(2) 2006 c.32. The boundary between the sea adjacent to Wales and that adjacent to England is described by article 6 of and Schedule 3 to the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). By virtue of section 162 of and paragraph 26 of Schedule 11 to the 2006 Act, S.I. 1999/672 continues to have effect.

## Rheoliadau Gorfodi Cofrestru, Gwerthuso ac Awdurdodi Cemegau (REACH) 2008

**302.** Mae Rheoliadau Gorfodi REACH 2008(1) wedi eu diwygio fel a ganlyn.

**303.** Yn rheoliad 2(2), yn y diffiniad o "enforcing authority", ar ôl is-baragraff (h) mewnosoder—

"(i) the Natural Resources Body for Wales;"

**304.** Yn rheoliad 21(2)(a), ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

**305.**—(1) Yn Atodlen 1, mae'r Tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn y drydedd golofn, yn y rhesi y mae'r is-baragraff hwn yn gymwys iddynt, yn lle "The Environment Agency." rhodder "In relation to England, the Environment Agency. In relation to Wales, the Natural Resources Body for Wales."

(3) Mae is-baragraff (2) yn gymwys i'r rhesi sy'n ymwneud â'r erthyglau a ganlyn—

- (a) erthygl 9(6);
- (b) erthygl 14(6);
- (c) erthygl 36(1);
- (d) erthygl 37(4);
- (e) y ddwy res sy'n ymwneud ag erthygl 37(5);
- (f) erthygl 37(6);
- (g) erthygl 38(1);
- (h) erthygl 38(3);
- (i) erthygl 56(1);
- (j) erthygl 56(2);
- (k) erthygl 60(10);
- (l) erthygl 67(1).

**306.** Yn Atodlen 2, ym mharagraff 1, ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

**307.** Yn Atodlen 6, ym mhennawd Rhan 1, ar ôl "The Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

**308.**—(1) Mae Atodlen 7 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1, ar ôl "the Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

(3) Gan hynny, ym mhennawd Adran 1, ar ôl "The Environment Agency" mewnosoder ", the Natural Resources Body for Wales".

## REACH Enforcement Regulations 2008

**302.** The REACH Enforcement Regulations 2008(1) are amended as follows.

**303.** In regulation 2(2), in the definition of "enforcing authority", after sub-paragraph (h) insert—

"(i) the Natural Resources Body for Wales;"

**304.** In regulation 21(2)(a), after "the Environment Agency," insert "the Natural Resources Body for Wales,".

**305.**—(1) In Schedule 1, the Table is amended as follows.

(2) In the third column, in the rows to which this sub-paragraph applies, for "The Environment Agency." substitute "In relation to England, the Environment Agency. In relation to Wales, the Natural Resources Body for Wales."

(3) Sub-paragraph (2) applies to the rows relating to the following articles—

- (a) article 9(6);
- (b) article 14(6);
- (c) article 36(1);
- (d) article 37(4);
- (e) both rows relating to article 37(5);
- (f) article 37(6);
- (g) article 38(1);
- (h) article 38(3);
- (i) article 56(1);
- (j) article 56(2);
- (k) article 60(10);
- (l) article 67(1).

**306.** In Schedule 2, in paragraph 1, after "the Environment Agency," insert "the Natural Resources Body for Wales,".

**307.** In Schedule 6, in the heading to Part 1, after "The Environment Agency," insert "the Natural Resources Body for Wales,".

**308.**—(1) Schedule 7 is amended as follows.

(2) In paragraph 1, after "the Environment Agency" insert ", the Natural Resources Body for Wales".

(3) Accordingly, in the heading to Section 1, after "The Environment Agency" insert ", the Natural Resources Body for Wales".

(1) O.S. 2008/2852 fel y'i diwygiwyd gan O.S. 2009/716, O.S. 2010/1513, O.S. 2011/3058, O.S. 2012/632.

(1) S.I. 2008/2852 as amended by S.I. 2009/716, S.I. 2010/1513, S.I. 2011/3058, S.I. 2012/632.

**309.**—(1) Mae Atodlen 8 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 1—

(a) yn lle is-baragraff (a) rhodder—

"(a) the Environment Agency, the Secretary of State;"

(b) ar ôl is-baragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales, the Welsh Ministers;"

(3) Gan hynny, ym mhennawd Rhan 1, ar ôl "the Environment Agency," mewnosoder "the Natural Resources Body for Wales,".

### **Rheoliadau Cludo Gwastraff Ymbelydrol a Gweddillion Tanwydd ar Draws Ffiniau 2008**

**310.** Mae Rheoliadau Cludo Gwastraff Ymbelydrol a Gweddillion Tanwydd ar Draws Ffiniau 2008(1) wedi eu diwygio fel a ganlyn.

**311.**—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "competent authority"—

(a) yn is-baragraff (a), hepgorer "and Wales";

(b) ar ôl is-baragraff (a) mewnosoder—

"(aa) in Wales, the Natural Resources Body for Wales;"

**312.** Yn rheoliad 16, yn lle "and Wales" rhodder ", the Welsh Ministers in Wales".

### **Rheoliadau Difrod Amgylcheddol (Atal ac Adfer) 2009**

**313.** Yn rheoliad 10(2) o Reoliadau Difrod Amgylcheddol (Atal ac Adfer) 2009(2), yn lle "the Environment Agency", yn y man cyntaf lle y mae'n digwydd, rhodder "either the Environment Agency or the Natural Resources Body for Wales".

### **Rheoliadau Sylweddau sy'n Teneuo'r Osôn (Amodau) 2009**

**314.**—(1) Mae rheoliad 7 o Reoliadau Sylweddau sy'n Teneuo'r Osôn (Amodau) 2009(3) wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraffau (1), (2) a (4), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**309.**—(1) Schedule 8 is amended as follows.

(2) In paragraph 1—

(a) for sub-paragraph (a) substitute—

"(a) the Environment Agency, the Secretary of State;"

(b) after sub-paragraph (a) insert—

"(aa) the Natural Resources Body for Wales, the Welsh Ministers;"

(2) Accordingly, in the heading to Part 1, after "the Environment Agency," insert "the Natural Resources Body for Wales,".

### **Transfrontier Shipment of Radioactive Waste and Spent Fuel Regulations 2008**

**310.** The Transfrontier Shipment of Radioactive Waste and Spent Fuel Regulations 2008(1) are amended as follows.

**311.**—(1) Regulation 2 is amended as follows.

(2) In the definition of "competent authority"—

(a) in sub-paragraph (a), omit "and Wales";

(b) after sub-paragraph (a) insert—

"(aa) in Wales, the Natural Resources Body for Wales;"

**312.** In regulation 16, for "and Wales" substitute ", the Welsh Ministers in Wales".

### **Environmental Damage (Prevention and Remediation) Regulations 2009**

**313.** In regulation 10(2) of the Environmental Damage (Prevention and Remediation) Regulations 2009(2), for "the Environment Agency", in the first place where it occurs, substitute "either the Environment Agency or the Natural Resources Body for Wales".

### **Ozone-Depleting Substances (Qualifications) Regulations 2009**

**314.**—(1) Regulation 7 of the Ozone-Depleting Substances (Qualifications) Regulations 2009(3) is amended as follows.

(2) In paragraphs (1), (2) and (4), for "Agency", in each place where it occurs, substitute "appropriate agency".

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(1) O.S. 2008/3087, fel y'i diwygiwyd gan O.S. 2011/1043.

(2) O.S. 2009/153 fel y'i diwygiwyd gan O.S. 2009/3275, O.S. 2010/587, O.S. 2010/675, O.S. 2010/2221, O.S. 2011/556 (C. 19), O.S. 2011/988, O.S. 2011/1043, O.S. 2011/2131, O.S. 2012/630, O.S. 2012/2897.

(3) O.S. 2009/216 fel y'i diwygiwyd gan O.S. 2011/1543, O.S. 2012/2897.

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(1) S.I. 2008/3087 as amended by S.I. 2011/1043.

(2) S.I. 2009/153 as amended by S.I. 2009/3275, S.I. 2010/587, S.I. 2010/675, S.I. 2010/2221, S.I. 2011/556 (C. 19), S.I. 2011/988, S.I. 2011/1043, S.I. 2011/2131, S.I. 2012/630, S.I. 2012/2897.

(3) S.I. 2009/216 as amended by S.I. 2011/1543, S.I. 2012/2897.



(3) Ym mharagraff (5), yn lle'r diffiniad o "the Agency" rhodder—

""the appropriate agency" means—

- (a) as regards England, the Environment Agency;
- (b) as regards Wales, the Natural Resources Body for Wales;
- (c) as regards Scotland, the Scottish Environment Protection Agency;"

#### **Rheoliadau Nwyon Tŷ Gwydr wedi'u Fflworeiddio 2009**

**315.** Mae Rheoliadau Nwyon Tŷ Gwydr wedi'u Fflworeiddio 2009(1) wedi eu diwygio fel a ganlyn.

**316.**—(1) Mae rheoliad 3 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle'r diffiniad o "the Agency" rhodder—

""the appropriate agency" means—

- (a) as regards England, the Environment Agency;
- (b) as regards Wales, the Natural Resources Body for Wales;
- (c) as regards Scotland, the Scottish Environment Protection Agency;"

(3) Ym mharagraff (3), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**317.** Yn rheoliad 56(5), yn lle "Agency" rhodder "appropriate agency".

#### **Rheoliadau Batris a Chronaduron Gwastraff 2009**

**318.** Mae Rheoliadau Batris a Chronaduron Gwastraff 2009(2) wedi eu diwygio fel a ganlyn.

**319.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "extension of approval charge", yn is-baragraff (a), ar ôl "Environment Agency" mewnosoder ", the NRBW".

(3) Yn y man priodol mewnosoder—

""NRBW" means the Natural Resources Body for Wales".

(4) Yn y diffiniad o "scheme application charge", yn

(3) In paragraph (5), for the definition of "the Agency" substitute—

""the appropriate agency" means—

- (a) as regards England, the Environment Agency;
- (b) as regards Wales, the Natural Resources Body for Wales;
- (c) as regards Scotland, the Scottish Environment Protection Agency;"

#### **Fluorinated Greenhouse Gases Regulations 2009**

**315.** The Fluorinated Greenhouse Gases Regulations 2009(1) are amended as follows.

**316.**—(1) Regulation 3 is amended as follows.

(2) In paragraph (1), for the definition of "the Agency" substitute—

""the appropriate agency" means—

- (a) as regards England, the Environment Agency;
- (b) as regards Wales, the Natural Resources Body for Wales;
- (c) as regards Scotland, the Scottish Environment Protection Agency;"

(3) In paragraph (3), for "Agency", in each place where it occurs, substitute "appropriate agency".

**317.** In regulation 56(5), for "Agency" substitute "appropriate agency".

#### **Waste Batteries and Accumulators Regulations 2009**

**318.** The Waste Batteries and Accumulators Regulations 2009(2) are amended as follows.

**319.**—(1) Regulation 2(1) is amended as follows.

(2) In the definition of "extension of approval charge", in sub-paragraph (a), after "Environment Agency" insert ", the NRBW".

(3) In the appropriate place insert—

""NRBW" means the Natural Resources Body for Wales".

(4) In the definition of "scheme application charge",

(1) O.S. 2009/261 fel y'i diwygiwyd gan O.S. 2010/1513, O.S. 2011/1043, O.S. 2012/2897.

(2) O.S. 2009/890 fel y'i diwygiwyd gan O.S. 2009/3381, O.S. 2010/675, O.S. 2011/988, O.S. 2011/1043.

(1) S.I. 2009/261 as amended by S.I. 2010/1513, S.I. 2011/1043, S.I. 2012/2897.

(2) S.I. 2009/890 as amended by S.I. 2009/3381, S.I. 2010/675, S.I. 2011/988, S.I. 2011/1043.

is-baragraff (a), ar ôl "Environment Agency" mewnosoder ", the NRBW".

(5) Yn y diffiniad o "scheme subsistence charge", yn is-baragraff (a), ar ôl "Environment Agency" mewnosoder ", the NRBW".

(6) Yn y diffiniad o "treatment, recycling and export application charge", yn is-baragraff (a), ar ôl "Environment Agency" mewnosoder ", the NRBW".

**320.**—(1) Mae rheoliad 3(2) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "and Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—  
"(aa) Wales is the NRBW;"

**321.** Yn rheoliad 13(2)(d)(i), ar ôl "Environment Agency" mewnosoder ", the NRBW".

**322.**—(1) Mae rheoliad 83 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), ar ôl "Environment Agency," mewnosoder "the NRBW,".

(3) Ym mharagraff (2)—

(a) yn is-baragraff (a), hepgorer y geiriau ar ôl "Secretary of State";

(b) ar ôl is-baragraff (a) mewnosoder—  
"(aa) against a decision of the NRBW must be made to the Welsh Ministers;"

(4) Hefgorer paragraff (3).

**323.**—(1) Mae rheoliad 86(2) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "and Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—  
"(aa) in Wales, the NRBW;"

### **Gorchymyn Deddf Elw Troseddau 2002 (Cyfeiriadau at Ymchwilyr Ariannol) 2009**

**324.**—(1) Mae Atodlen 1 i Orchymyn Deddf Elw Troseddau 2002 (Cyfeiriadau at Ymchwilyr Ariannol) 2009(1) wedi ei diwygio fel a ganlyn.

(2) Yn y cofnod sy'n ymwneud ag adran 42(2)(c), yng ngholofn 2, ym mharagraff (c), ar ôl is-baragraff (xi) mewnosoder—

"(xia)the Natural Resources Body for Wales;"

(3) Yn y cofnod sy'n ymwneud ag adran 68(3)(c), yng ngholofn 2, ym mharagraff (b), ar ôl is-baragraff (xi) mewnosoder—

(1) O.S. 2009/975 fel y'i diwygiwyd gan O.S. 2009/2707, O.S. 2009/2748, O.S. 2011/2085.

in sub-paragraph (a), after "Environment Agency" insert ", the NRBW".

(5) in the definition of "scheme subsistence charge", in sub-paragraph (a), after "Environment Agency" insert ", the NRBW".

(6) in the definition of "treatment, recycling and export application charge", in sub-paragraph (a), after "Environment Agency" insert ", the NRBW".

**320.**—(1) Regulation 3(2) is amended as follows.

(2) In sub-paragraph (a), omit "and Wales".

(3) After sub-paragraph (a) insert—  
“(aa) Wales is the NRBW;”

**321.** In regulation 13(2)(d)(i), after "Environment Agency" insert ", the NRBW".

**322.**—(1) Regulation 83 is amended as follows.

(2) In paragraph (1), after "Environment Agency," insert "the NRBW,".

(3) In paragraph (2)—

(a) in sub-paragraph (a), omit the words after "Secretary of State";

(b) after sub-paragraph (a) insert—  
“(aa) against a decision of the NRBW must be made to the Welsh Ministers;”.

(3) Omit paragraph (3).

**323.**—(1) Regulation 86(2) is amended as follows.

(2) In sub-paragraph (a), omit "and Wales".

(3) After sub-paragraph (a) insert—  
“(aa) in Wales, the NRBW;”.

### **Proceeds of Crime Act 2002 (References to Financial Investigators) Order 2009**

**324.**—(1) Schedule 1 to the Proceeds of Crime Act 2002 (References to Financial Investigators) Order 2009(1) is amended as follows.

(2) In the entry relating to section 42(2)(c), in column 2, in paragraph (c), after sub-paragraph (xi) insert—

“(xia)the Natural Resources Body for Wales;”.

(3) In the entry relating to section 68(3)(c), in column 2, in paragraph (b), after sub-paragraph (xi) insert—

(1) S.I. 2009/975 as amended by S.I. 2009/2707, S.I. 2009/2748, S.I. 2011/2085.

"(xia) the Natural Resources Body for Wales and is not below the grade of senior manager;"

(4) Yn y cofnod sy'n ymwneud ag adran 378(1)(b), yng ngholofn 2, ym mharagraff (b) o'r cofnod sy'n ymwneud â Chymru a Lloegr, ar ôl is-baragraff (xi) mewnosoder—

"(xia) the Natural Resources Body for Wales;"

(5) Yn y cofnod sy'n ymwneud ag adran 378(2)(d), yng ngholofn 2, ym mharagraff (b) o'r cofnod sy'n ymwneud â Chymru a Lloegr, ar ôl is-baragraff (xi) mewnosoder—

"(xia) the Natural Resources Body for Wales and is not below the grade of senior manager;"

### **Rheoliadau Cynllunio Seilwaith (Ymgynghori ar Ddatganiad Polisi Cenedlaethol) 2009**

**325.**—(1) Mae rheoliad 3 o Reoliadau Cynllunio Seilwaith (Ymgynghori ar Ddatganiad Polisi Cenedlaethol) 2009(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn Nhabl 1—

- (a) yng ngholofn 2 o gofnod y Comisiwn Coedwigaeth, ar ôl "forests and woodlands" mewnosoder "in England or Scotland";
- (b) yng ngholofn 1, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

### **Rheoliadau Cynlluniau Argyfwng Damweiniau Mawr Oddi ar y Safle (Rheoli Gwastraff o Ddiwydiannau Echdynnol) (Cymru a Lloegr) 2009**

**326.** Mae Rheoliadau Cynlluniau Argyfwng Damweiniau Mawr Oddi ar y Safle (Rheoli Gwastraff o Ddiwydiannau Echdynnol) (Cymru a Lloegr) 2009(2) wedi eu diwygio fel a ganlyn.

**327.**—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Cyn y diffiniad o "Category A mining waste facility" mewnosoder—

""the 2010 Regulations" means the Environmental Permitting (England and Wales) Regulations 2010;"

(3) Yn y man priodol, mewnosoder—

""regulator" means—

- (a) the Natural Resources Body for Wales where that body is the regulator of the mining waste facility under the 2010

“(xia) the Natural Resources Body for Wales and is not below the grade of senior manager;”

(4) In the entry relating to section 378(1)(b), in column 2, in paragraph (b) of the entry relating to England and Wales, after sub-paragraph (xi) insert—

“(xia) the Natural Resources Body for Wales;”

(5) In the entry relating to section 378(2)(d), in column 2, in paragraph (b) of the entry relating to England and Wales, after sub-paragraph (xi) insert—

“(xia) the Natural Resources Body for Wales and is not below the grade of senior manager;”

### **Infrastructure Planning (National Policy Statement Consultation) Regulations 2009**

**325.**—(1) Regulation 3 of the Infrastructure Planning (National Policy Statement Consultation) Regulations 2009(1) is amended as follows.

(2) In Table 1—

- (a) in column 2 of the entry for the Forestry Commission, after "forests and woodlands" insert "in England or Scotland";
- (b) in column 1, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

### **Major Accident Off-Site Emergency Plan (Management of Waste from Extractive Industries) (England and Wales) Regulations 2009**

**326.** The Major Accident Off-Site Emergency Plan (Management of Waste from Extractive Industries) (England and Wales) Regulations 2009(2) are amended as follows.

**327.**—(1) Regulation 2 is amended as follows.

(2) Before the definition of "Category A mining waste facility" insert—

""the 2010 Regulations" means the Environmental Permitting (England and Wales) Regulations 2010;”

(3) In the appropriate place insert—

""regulator" means—

- (a) the Natural Resources Body for Wales where that body is the regulator of the mining waste facility under the 2010

(1) O.S. 2009/1302 fel y'i diwygiwyd gan O.S. 2010/439, O.S. 2012/2654, O.S. 2012/2732 a'i addasu gan O.S. 2012/1659.

(2) O.S. 2009/1927.

(1) S.I. 2009/1302 as amended by S.I. 2010/439, S.I.2012/2654, S.I. 2012/2732 and modified by S.I. 2012/1659.

(2) S.I. 2009/1927.

Regulations;

- (b) the Environment Agency, where that body is the regulator of the mining waste facility under the 2010 Regulations;"

**328.**—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "regulator".

(3) Ym mharagraff (1), yn lle "in its area" rhodder "in the authority's area".

**329.** Yn rheoliadau 9(3) a 10(1), yn lle "Environment Agency" rhodder "regulator".

### **Rheoliadau Cynllunio Seilwaith (Ceisiadau: Ffurflenni a Gweithdrefn Ragnodedig) 2009**

**330.**—(1) Yn Atodlen 1 i'r Rheoliadau Cynllunio Seilwaith (Ceisiadau: Ffurflenni a Gweithdrefn Ragnodedig) 2009(1), mae'r Tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn y cofnod ar gyfer Asiantaeth yr Amgylchedd, yng ngholofnau 2 a 3, hepgorer "and/or Wales".

(3) Yng ngholofn 1, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

(4) Yn y cofnod ar gyfer y Comisiwn Coedwigaeth, yng ngholofnau 2 a 3, ar ôl "forests and woodlands" mewnosoder "in England or Scotland".

(5) Ar ôl cofnod y Comisiwn Coedwigaeth mewnosoder cofnod newydd—

"The Natural Resources Body for Wales	All proposed applications likely to affect the protection or expansion of forests and woodlands in Wales	All applications likely to affect the protection or expansion of forests and woodlands in Wales".
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### **Rheoliadau Perygl Llifogydd 2009**

**331.** Mae Rheoliadau Perygl Llifogydd 2009(2) wedi eu diwygio fel a ganlyn.

**332.** Ar ôl rheoliad 8B mewnosoder—

""Appropriate agency"

**8C.** The "appropriate agency" means—

(1) O.S. 2009/2264 fel y'i diwygiwyd gan O.S. 2010/439, O.S. 2012/635, O.S. 2012/2654, O.S. 2012/2732; addaswyd gan O.S. 2012/1659.

(2) O.S. 2009/3042 fel y'i diwygiwyd gan O.S. 2010/1102, O.S. 2011/2880 (Cy. 308).

Regulations;

- (b) the Environment Agency, where that body is the regulator of the mining waste facility under the 2010 Regulations;"

**328.**—(1) Regulation 4 is amended as follows.

(2) For "Environment Agency", in each place where it occurs, substitute "regulator".

(3) In paragraph (1), for "in its area" substitute "in the authority's area".

**329.** In regulations 9(3) and 10(1), for "Environment Agency" substitute "regulator".

### **Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009**

**330.**—(1) In Schedule 1 to the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009(1), the Table is amended as follows.

(2) In the entry for the Environment Agency, in columns 2 and 3, omit "and/or Wales".

(3) In column 1, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

(4) In the entry for the Forestry Commission, in columns 2 and 3, after "forests and woodlands" insert "in England or Scotland".

(5) After the entry for the Forestry Commission insert a new entry—

"The Natural Resources Body for Wales	All proposed applications likely to affect the protection or expansion of forests and woodlands in Wales	All applications likely to affect the protection or expansion of forests and woodlands in Wales".
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### **Flood Risk Regulations 2009**

**331.** The Flood Risk Regulations 2009(2) are amended as follows.

**332.** After regulation 8B insert—

""Appropriate agency"

**8C.** The "appropriate agency" means—

(1) S.I. 2009/2264 as amended by S.I. 2010/439, S.I. 2012/635, S.I. 2012/2654, S.I. 2012/2732; modified by S.I. 2012/1659.

(2) S.I. 2009/3042 as amended by S.I. 2010/1102, S.I. 2011/2880 (W. 308).

- (a) in relation to a river basin district that is wholly in Wales, the Natural Resources Body for Wales;
- (b) in relation to a river basin district that is partly in Wales and partly in England, the Natural Resources Body for Wales and the Environment Agency acting jointly;
- (c) in relation to any other river basin district, the Environment Agency."

**333.** Yn rheoliad 9(1), ac ym mhennawd rheoliad 9, yn lle "Environment Agency" rhodder "appropriate agency".

**334.**—(1) Mae rheoliad 10 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (3), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraff (5)—

- (a) yn lle "The Agency's" rhodder "The Environment Agency's";
- (b) ar ôl "authority" mewnosoder "for an area in England".

(4) Ar ôl paragraff (5) mewnosoder—

"(5A) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to provide a preliminary assessment report by a specified date."

**335.** Yn rheoliad 11(2)(a), ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

**336.**—(1) Mae rheoliad 12 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2)(b), ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

(3) Ym mharagraff (7), yn lle "Environment Agency", yn y man cyntaf lle y mae'n digwydd, rhodder "appropriate agency".

**337.**—(1) Mae rheoliad 13 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraff (2), yn lle "Agency" rhodder "appropriate agency".

(4) Gan hynny, ym mhennawd rheoliad 13, yn lle "Environment Agency" rhodder "appropriate agency".

**338.**—(1) Mae rheoliad 14 wedi ei ddiwygio fel a ganlyn.

(a) in relation to a river basin district that is wholly in Wales, the Natural Resources Body for Wales;

(b) in relation to a river basin district that is partly in Wales and partly in England, the Natural Resources Body for Wales and the Environment Agency acting jointly;

(c) in relation to any other river basin district, the Environment Agency."

**333.** In regulation 9(1), and in the heading to regulation 9, for "Environment Agency" substitute "appropriate agency".

**334.**—(1) Regulation 10 is amended as follows.

(2) In paragraph (3), for "Environment Agency" substitute "appropriate agency".

(3) In paragraph (5)—

- (a) for "The Agency's" substitute "The Environment Agency's";
- (b) after "authority" insert "for an area in England".

(4) After paragraph (5) insert—

"(5A) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to provide a preliminary assessment report by a specified date."

**335.** In regulation 11(2)(a), after "the Environment Agency" insert "or the Natural Resources Body for Wales".

**336.**—(1) Regulation 12 is amended as follows.

(2) In paragraph (2)(b), after "the Environment Agency" insert "or the Natural Resources Body for Wales".

(3) In paragraph (7), for "Environment Agency", in the first place where it occurs, substitute "appropriate agency".

**337.**—(1) Regulation 13 is amended as follows.

(2) In paragraph (1), for "Environment Agency" substitute "appropriate agency".

(3) In paragraph (2), for "Agency" substitute "appropriate agency".

(4) Accordingly, in the heading to regulation 13, for "Environment Agency" substitute "appropriate agency".

**338.**—(1) Regulation 14 is amended as follows.

(2) Ym mharagraff (4), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraffau (5) a (7), yn lle "Agency" rhodder "appropriate agency".

(4) Ym mharagraff (8)—

(a) yn lle "The Agency's" rhodder "The Environment Agency's";

(b) ar ôl "authority" mewnosoder "for an area in England".

(5) Ar ôl paragraff (8) mewnosoder—

"(8A) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to notify the Body of its determination and identification of a flood risk area by a specified date."

**339.**—(1) Mae rheoliad 15(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y geiriau agoriadol, yn lle "Environment Agency" rhodder "appropriate agency".

(3) Yn is-baragraff (b), yn lle "Agency" rhodder "appropriate agency".

**340.** Yn rheoliadau 16 a 18, yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**341.**—(1) Mae rheoliad 19 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (4), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraff (6)—

(a) yn lle "The Agency's" rhodder "The Environment Agency's";

(b) ar ôl "authority" mewnosoder "for an area in England".

(4) Ar ôl paragraff (6) mewnosoder—

"(7) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to provide a flood hazard map or a flood risk map by a specified date."

**342.** Yn rheoliad 20(8), yn lle "Environment Agency" yn y man cyntaf lle y mae'n digwydd, rhodder "appropriate agency".

**343.** Yn rheoliad 21(4), yn lle "Environment Agency", yn y man cyntaf lle y mae'n digwydd, rhodder "appropriate agency".

**344.** Yn rheoliad 22, yn lle "the Environment Agency" a "the Agency" rhodder "the appropriate agency".

(2) In paragraph (4), for "Environment Agency" substitute "appropriate agency".

(3) In paragraphs (5) and (7), for "Agency" substitute "appropriate agency".

(4) In paragraph (8)—

(a) for "The Agency's" substitute "The Environment Agency's";

(b) after "authority" insert "for an area in England".

(5) After paragraph (8) insert—

"(8A) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to notify the Body of its determination and identification of a flood risk area by a specified date."

**339.**—(1) Regulation 15(1) is amended as follows.

(2) In the opening words, for "Environment Agency" substitute "appropriate agency".

(3) In sub-paragraph (b), for "Agency" substitute "appropriate agency".

**340.** In regulations 16 and 18, for "Environment Agency", in each place where it occurs, substitute "appropriate agency".

**341.**—(1) Regulation 19 is amended as follows.

(2) In paragraph (4), for "Environment Agency" substitute "appropriate agency".

(3) In paragraph (6)—

(a) for "The Agency's" substitute "The Environment Agency's";

(b) after "authority" insert "for an area in England".

(4) After paragraph (6) insert—

"(7) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to provide a flood hazard map or a flood risk map by a specified date."

**342.** In regulation 20(8), for "Environment Agency" in the first place where it occurs, substitute "appropriate agency".

**343.** In regulation 21(4), for "Environment Agency", in the first place where it occurs, substitute "appropriate agency".

**344.** In regulation 22, for "the Environment Agency" and "the Agency" substitute "the appropriate agency".

**345.**—(1) Mae rheoliad 23 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraffau (2) a (5), yn lle "Agency" rhodder "appropriate agency".

(4) Gan hynny, daw pennawd rheoliad 23 yn "Review: appropriate agency".

**346.** Yn rheoliad 25, yn lle "Environment Agency", ym mhob man lle y mae'n digwydd (gan gynnwys yn y pennawd), rhodder "appropriate agency".

**347.**—(1) Mae rheoliad 26 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (3), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraff (5)—

(a) yn lle "The Agency's" rhodder "The Environment Agency's";

(b) ar ôl "authority" mewnosoder "for an area in England".

(4) Ar ôl paragraff (5) mewnosoder—

"(6) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to provide a flood risk management plan by a specified date."

**348.**—(1) Mae rheoliad 27 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraffau (7) ac (8), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraff (9), yn is-baragraffau (a) a (b), yn lle "Environment Agency", yn y man cyntaf lle y mae'n digwydd, rhodder "appropriate agency".

**349.** Yn rheoliad 28(1), yn lle "the Environment Agency" a "the Agency" rhodder "the appropriate agency".

**350.**—(1) Mae rheoliad 29 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Environment Agency" rhodder "appropriate agency".

(3) Ym mharagraff (4), yn lle "Agency" rhodder "appropriate agency".

(4) Gan hynny, daw pennawd rheoliad 29 yn "Review: appropriate agency".

**351.**—(1) Mae rheoliad 32 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraffau (1)(a) a (3), yn lle "Environment Agency" rhodder "appropriate agency".

**345.**—(1) Regulation 23 is amended as follows.

(2) In paragraph (1), for "Environment Agency" substitute "appropriate agency".

(3) In paragraphs (2) and (5), for "Agency" substitute "appropriate agency".

(4) Accordingly, the heading to regulation 23 becomes "Review: appropriate agency".

**346.** In regulation 25, for "Environment Agency", in each place where it occurs (including in the heading), substitute "appropriate agency".

**347.**—(1) Regulation 26 is amended as follows.

(2) In paragraph (3), for "Environment Agency" substitute "appropriate agency".

(3) In paragraph (5)—

(a) for "The Agency's" substitute "The Environment Agency's";

(b) after "authority" insert "for an area in England".

(4) After paragraph (5) insert—

"(6) The power of the Natural Resources Body for Wales to require information under regulation 36 includes power to require a lead local flood authority for an area in Wales to provide a flood risk management plan by a specified date."

**348.**—(1) Regulation 27 is amended as follows.

(2) In paragraphs (7) and (8), for "Environment Agency" substitute "appropriate agency".

(3) In paragraph (9), in sub-paragraphs (a) and (b), for "Environment Agency", in the first place where it occurs, substitute "appropriate agency".

**349.** In regulation 28(1), for "the Environment Agency" and "the Agency" substitute "the appropriate agency".

**350.**—(1) Regulation 29 is amended as follows.

(2) In paragraph (1), for "Environment Agency" substitute "appropriate agency".

(3) In paragraph (4), for "Agency" substitute "appropriate agency".

(4) Accordingly, the heading to regulation 29 becomes "Review: appropriate agency".

**351.**—(1) Regulation 32 is amended as follows.

(2) In paragraphs (1)(a) and (3), for "Environment Agency" substitute "appropriate agency".

(3) Ym mharagraffau (2) a (6), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(4) Gan hynny, daw pennawd rheoliad 32 yn "Part 2: appropriate agency".

**352.**—(1) Mae rheoliad 35(2) wedi ei ddiwygio fel a ganlyn.

(2) Ar ddiwedd is-baragraff (a), hepgorer "and".

(3) Ar ôl is-baragraff (a) mewnosoder—  
"(aa) the Natural Resources Body for Wales, and".

**353.**—(1) Mae rheoliad 36 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1)—

(a) ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales";

(b) ar ôl "the Agency" mewnosoder "or the Body".

(3) Ym mharagraff (2), yn lle "The Environment Agency and an" rhodder "An".

(4) Ym mharagraff (3)—

(a) cyn is-baragraff (a) mewnosoder—  
"(za) the Environment Agency,  
(zb) the Natural Resources Body for Wales,";

(b) hepgorer is-baragraff (k).

#### **Rheoliadau Llyswennod (Cymru a Lloegr) 2009**

**354.** Mae Rheoliadau Llyswennod (Cymru a Lloegr) 2009(1) wedi eu diwygio fel a ganlyn.

**355.** Yn rheoliad 2, yn y manau priodol mewnosoder y diffiniadau a ganlyn—

"the appropriate agency" means (except as provided in regulation 4)—

(a) in relation to England, the Agency, and

(b) in relation to Wales, the NRBW;"

"the NRBW" means the Natural Resources Body for Wales;"

**356.**—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ar ôl paragraff (3) mewnosoder—

"(4) For the purposes of this regulation, "the appropriate agency" means—

(a) in relation to business premises in England, the Agency;

(3) In paragraphs (2) and (6), for "Agency", in each place where it occurs, substitute "appropriate agency".

(4) Accordingly, the heading to regulation 32 becomes "Part 2: appropriate agency".

**352.**—(1) Regulation 35(2) is amended as follows.

(2) At the end of sub-paragraph (a), omit "and".

(3) After sub-paragraph (a) insert—  
“(aa) the Natural Resources Body for Wales, and”.

**353.**—(1) Regulation 36 is amended as follows.

(2) In paragraph (1)—

(a) after "the Environment Agency" insert "or the Natural Resources Body for Wales";

(b) after "the Agency" insert "or the Body".

(3) In paragraph (2), for "The Environment Agency and an" substitute "An".

(4) In paragraph (3)—

(a) before sub-paragraph (a) insert—  
“(za) the Environment Agency,  
(zb) the Natural Resources Body for Wales,”;

(b) omit sub-paragraph (k).

#### **Eels (England and Wales) Regulations 2009**

**354.** The Eels (England and Wales) Regulations 2009(1) are amended as follows.

**355.** In regulation 2, in the appropriate places insert the following definitions—

"the appropriate agency" means (except as provided in regulation 4)—

(a) in relation to England, the Agency, and

(b) in relation to Wales, the NRBW;"

"the NRBW" means the Natural Resources Body for Wales;"

**356.**—(1) Regulation 4 is amended as follows.

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) After paragraph (3) insert—

"(4) For the purposes of this regulation, "the appropriate agency" means—

(a) in relation to business premises in England, the Agency;

(1) O.S. 2009/3344 fel y'i diwygiwyd gan O.S. 2011/2976.

(1) S.I. 2009/3344 as amended by S.I. 2011/2976.



- (b) in relation to business premises in Wales, the NRBW; and
- (c) in relation to business premises partly in England and partly in Wales, the Agency or the NRBW, at the election of the aquaculture production business operator.

(5) The election referred to in paragraph (4)(c) must be notified in writing to both the Agency and the NRBW on or before 31 January in each year that the premises are used in connection with an aquaculture production business."

**357.** Yn rheoliad 6(1)(e), ar ôl "Agency" mewnosoder ", where those certificates are retained in England, or the NRBW, where those certificates are retained in Wales,".

**358.** Yn rheoliad 7(2), ar ôl "Agency" mewnosoder ", where those documents are retained in England, or the NRBW, where those documents are retained in Wales,".

**359.** Yn rheoliadau 8, 12 i 14, 17, 20 ac 21, yn lle "Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd rheoliad 20), rhodder "appropriate agency".

**360.**—(1) Mae rheoliad 26 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn y geiriau agoriadol, yn lle "Agency" rhodder "appropriate agency";
- (b) yn is-baragraff (a), ar ôl "these Regulations" mewnosoder "as they apply in relation to England (in the case of a person designated by the Agency) or in relation to Wales (in the case of a person designated by the Natural Resources Body for Wales)".

(3) Ym mharagraff (4), yn lle "Agency" rhodder "appropriate agency".

**361.** Yn yr Atodlen, ym mharagraffau 3 i 5, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

### **Rheoliadau Cynllunio Seilwaith (Partïon a chanddynt Fuddiant) 2010**

**362.**—(1) Yn yr Atodlen i Reoliadau Cynllunio Seilwaith (Partïon a chanddynt Fuddiant) 2010(1), mae'r Tabl wedi ei ddiwygio fel a ganlyn.

(2) Yng nghofnod Asiantaeth yr Amgylchedd, yng ngholofn 2, hepgorer "and/or Wales".

(3) Yng ngholofn 1, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

(1) O.S. 2010/102 fel y'i diwygiwyd gan O.S. 2012/635, O.S. 2012/2654, O.S. 2012/2732; addaswyd gan O.S. 2012/1659.

- (b) in relation to business premises in Wales, the NRBW; and
- (c) in relation to business premises partly in England and partly in Wales, the Agency or the NRBW, at the election of the aquaculture production business operator.

(5) The election referred to in paragraph (4)(c) must be notified in writing to both the Agency and the NRBW on or before 31 January in each year that the premises are used in connection with an aquaculture production business."

**357.** In regulation 6(1)(e), after "Agency" insert ", where those certificates are retained in England, or the NRBW, where those certificates are retained in Wales,".

**358.** In regulation 7(2), after "Agency" insert ", where those documents are retained in England, or the NRBW, where those documents are retained in Wales,".

**359.** In regulations 8, 12 to 14, 17, 20 and 21, for "Agency", in each place where it occurs (including in the heading to regulation 20), substitute "appropriate agency".

**360.**—(1) Regulation 26 is amended as follows.

(2) In paragraph (1)—

- (a) in the opening words, for "Agency" substitute "appropriate agency";
- (b) in sub-paragraph (a), after "these Regulations" insert "as they apply in relation to England (in the case of a person designated by the Agency) or in relation to Wales (in the case of a person designated by the Natural Resources Body for Wales)".

(3) In paragraph (4), for "Agency" substitute "appropriate agency".

**361.** In the Schedule, in paragraphs 3 to 5, for "Agency", in each place where it occurs, substitute "appropriate agency".

### **Infrastructure Planning (Interested Parties) Regulations 2010**

**362.**—(1) In the Schedule to the Infrastructure Planning (Interested Parties) Regulations 2010(1), the Table is amended as follows.

(2) In the entry for the Environment Agency, in column 2, omit "and/or Wales".

(3) In column 1, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

(1) S.I. 2010/102 as amended by S.I. 2012/635, S.I. 2012/2654, S.I. 2012/2732; modified by S.I. 2012/1659.

(4) Yng nghofnod y Comisiwn Coedwigaeth, yng ngholofn 2, ar ôl "forests and woodlands" mewnosoder "in England or Scotland".

(5) Ar ôl cofnod y Comisiwn Coedwigaeth mewnosoder cofnod newydd—

"The Natural Resources Body for Wales All applications likely to affect the protection or expansion of forests and woodlands in Wales".

### **Rheoliadau Cynllunio Seilwaith (Caffael Gorfodol) 2010**

**363.**—(1) Yn Atodlen 2 i Reoliadau Cynllunio Seilwaith (Caffael Gorfodol) 2010(1), mae'r Tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn y cofnod ar gyfer Asiantaeth yr Amgylchedd, yng ngholofn 2, hepgorer "and/or Wales".

(3) Yng ngholofn 1, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

(4) Yn y cofnod ar gyfer y Comisiwn Coedwigaeth, yng ngholofn 2, ar ôl "forests and woodlands" mewnosoder "in England or Scotland".

(5) Ar ôl y cofnod ar gyfer y Comisiwn Coedwigaeth mewnosoder cofnod newydd—

"The Natural Resources Body for Wales All proposed provisions likely to affect the protection or expansion of forests and woodlands in Wales".

### **Rheoliadau Allforio Mercwri a Data Mercwri (Gorfodi) 2010**

**364.**—(1) Mae rheoliad 4(1) o Reoliadau Allforio Mercwri a Data Mercwri (Gorfodi) 2010(2) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "and Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—  
"(aa) in Wales, the Natural Resources Body for Wales;"

(4) In the entry for the Forestry Commission, in column 2, after "forests and woodlands" insert "in England or Scotland".

(5) After the entry for the Forestry Commission insert a new entry—

"The Natural Resources Body for Wales All applications likely to affect the protection or expansion of forests and woodlands in Wales".

### **Infrastructure Planning (Compulsory Acquisition) Regulations 2010**

**363.**—(1) In Schedule 2 to the Infrastructure Planning (Compulsory Acquisition) Regulations 2010(1), the Table is amended as follows.

(2) In the entry for the Environment Agency, in column 2, omit "and/or Wales".

(3) In column 1, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

(4) In the entry for the Forestry Commission, in column 2, after "forests and woodlands" insert "in England or Scotland".

(5) After the entry for the Forestry Commission insert a new entry—

"The Natural Resources Body for Wales All proposed provisions likely to affect the protection or expansion of forests and woodlands in Wales".

### **Mercury Export and Data (Enforcement) Regulations 2010**

**364.**—(1) Regulation 4(1) of the Mercury Export and Data (Enforcement) Regulations 2010(2) is amended as follows.

(2) In sub-paragraph (a), omit "and Wales".

(3) After sub-paragraph (a) insert—  
“(aa) in Wales, the Natural Resources Body for Wales;”

(1) O.S. 2010/104 fel y'i diwygiwyd gan O.S. 2011/2055, O.S. 2012/635, O.S. 2012/2654, O.S. 2012/2732; addaswyd gan O.S. 2012/1659.

(2) O.S. 2010/265 fel y'i diwygiwyd gan O.S. 2012/630.

(1) S.I. 2010/104 as amended by S.I. 2011/2055, S.I. 2012/635, S.I. 2012/2654, S.I. 2012/2732; modified by S.I. 2012/1659.

(2) S.I. 2010/265 as amended by S.I. 2012/630.

## Rheoliadau Gwarchod Cynefinoedd a Rhywogaethau 2010

**365.** Mae Rheoliadau Gwarchod Cynefinoedd a Rhywogaethau 2010(1) wedi eu diwygio fel a ganlyn.

**366.** Yn rheoliad 5, yn lle "the Countryside Council for Wales", ym mhob man lle y mae'n digwydd, rhodder "the Natural Resources Body for Wales".

**367.** Yn rheoliad 9(2), yn lle'r geiriau o "sections 131, 132 and 134" i "Countryside Council for Wales)" rhodder "the Natural Resources Body for Wales (Establishment) Order 2012, where the functions are exercised for purposes relating to nature conservation".

**368.** Yn rheoliad 9A(10), ar ôl "Forestry Commissioners," mewnosoder "the Natural Resources Body for Wales,".

**369.** Yn rheoliad 17(1), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

**370.**—(1) Mae rheoliad 56 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2)—

(a) ar ôl "means" mewnosoder "in relation to England";

(b) yn lle is-baragraffau (a) a (b), rhodder—  
" (a) so far as the licence relates to the restricted English inshore region, the Marine Management Organisation, and  
(b) otherwise, Natural England."

(3) Ym mharagraff (3), ar ôl "granted" mewnosoder "in relation to England".

(4) Ar ôl paragraff (3) mewnosoder—

"(4) In the case of a licence granted in relation to Wales, "relevant licensing body" means the Natural Resources Body for Wales."

**371.** Yn rheoliad 99(2), ar ôl "the Environment Agency" mewnosoder "in relation to England or the Natural Resources Body for Wales in relation to Wales".

**372.** Yn rheoliad 127(2), ar ôl "the Environment Agency" mewnosoder "in relation to England or the Natural Resources Body for Wales in relation to Wales".

**373.**—(1) Mae rheoliad 129 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2), yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

## Conservation of Habitats and Species Regulations 2010

**365.** The Conservation of Habitats and Species Regulations 2010(1) are amended as follows.

**366.** In regulation 5, for "the Countryside Council for Wales", in each place where it occurs, substitute "the Natural Resources Body for Wales".

**367.** In regulation 9(2), for the words from "sections 131, 132 and 134" to "Countryside Council for Wales)" substitute "the Natural Resources Body for Wales (Establishment) Order 2012, where the functions are exercised for purposes relating to nature conservation".

**368.** In regulation 9A(10), after "Forestry Commissioners," insert "the Natural Resources Body for Wales,".

**369.** In regulation 17(1), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**370.**—(1) Regulation 56 is amended as follows.

(2) In paragraph (2)—

(a) after "means" insert "in relation to England";

(b) for sub-paragraphs (a) and (b) substitute—  
" (a) so far as the licence relates to the restricted English inshore region, the Marine Management Organisation, and  
(b) otherwise, Natural England."

(3) In paragraph (3), after "granted" insert "in relation to England".

(4) After paragraph (3) insert—

"(4) In the case of a licence granted in relation to Wales, "relevant licensing body" means the Natural Resources Body for Wales."

**371.** In regulation 99(2), after "the Environment Agency" insert "in relation to England or the Natural Resources Body for Wales in relation to Wales".

**372.** In regulation 127(2), after "the Environment Agency" insert "in relation to England or the Natural Resources Body for Wales in relation to Wales".

**373.**—(1) Regulation 129 is amended as follows.

(2) In paragraph (2), for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

(1) O.S. 2010/490 fel y'i diwygiwyd gan O.S. 2011/625, O.S. 2012/630, O.S. 2012/635, O.S. 2012/1927.

(1) S.I. 2010/490 as amended by S.I. 2011/625, S.I. 2012/630, S.I. 2012/635, S.I. 2012/1927.

(3) Gan hynny, ym mhennawd rheoliad 129, yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Gorchymyn Rheoleiddio Pwerau Ymchwilio (Arwyllo Cyfeiriedig a Ffynonellau Cuddwybodaeth Ddynamol) 2010**

**374.** Yn Rhan 2 o'r Atodlen i Orchymyn Rheoleiddio Pwerau Ymchwilio (Arwyllo Cyfeiriedig a Ffynonellau Cuddwybodaeth Ddynamol) 2010(1), ar y diwedd mewnosoder—

"The Executive Senior Paragraphs  
Natural team member manager (b), (d) and  
Resources (e).  
Body for  
Wales

### **Rheoliadau Hawlenni Amgylcheddol (Cymru a Lloegr) 2010**

**375.** Mae Rheoliadau Hawlenni Amgylcheddol (Cymru a Lloegr) 2010(2) wedi eu diwygio fel a ganlyn.

**376.**—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y manau priodol mewnosoder y diffiniadau a ganlyn—

""appropriate agency" means—

- (a) in relation to England, the Agency, and
- (b) in relation to Wales, the NRBW,

and references to the "area" of an appropriate agency are to be construed accordingly;"

""the NRBW" means the Natural Resources Body for Wales;"

(3) Yn y diffiniad o "rule-making authority", yn is-baragraff (b), yn lle "Agency" rhodder "appropriate agency".

**377.**—(1) Mae rheoliad 32 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) ar ôl "regulation 33" mewnosoder "and paragraph 11A of Part 2 of Schedule 23";
- (b) yn lle "Agency" rhodder "appropriate agency in whose area the regulated facility is or will be operated".

(3) Accordingly, in the heading to regulation 129, for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) Order 2010**

**374.** In Part 2 of the Schedule to the Regulation of Investigatory Powers (Directed Surveillance and Covert Human Intelligence Sources) Order 2010(1), at the end insert—

"The Executive Senior Paragraphs  
Natural team member manager (b), (d) and  
Resources (e).  
Body for  
Wales

### **Environmental Permitting (England and Wales) Regulations 2010**

**375.** The Environmental Permitting (England and Wales) Regulations 2010(2) are amended as follows.

**376.**—(1) Regulation 2(1) is amended as follows.

(2) In the appropriate places insert the following definitions—

""appropriate agency" means—

- (a) in relation to England, the Agency, and
- (b) in relation to Wales, the NRBW,

and references to the "area" of an appropriate agency are to be construed accordingly;"

""the NRBW" means the Natural Resources Body for Wales;"

(3) In the definition of "rule-making authority", in sub-paragraph (b), for "Agency" substitute "appropriate agency".

**377.**—(1) Regulation 32 is amended as follows.

(2) In paragraph (1)—

- (a) after "regulation 33" insert "and paragraph 11A of Part 2 of Schedule 23";
- (b) for "Agency" substitute "appropriate agency in whose area the regulated facility is or will be operated".

(1) O.S. 2010/521 fel y'i diwygiwyd gan O.S. 2011/2085, O.S. 2012/1500, O.S. 2012/2007.

(2) O.S. 2010/675 fel y'i diwygiwyd gan O.S. 2010/676, O.S. 2010/2172, O.S. 2011/881, O.S. 2011/988, O.S. 2011/1043, O.S. 2012/2043, O.S. 2011/2377 (Cy. 250), O.S. 2011/2933, O.S. 2012/630, O.S. 2012/811.

(1) S.I. 2010/521 as amended by S.I. 2011/2085, S.I. 2012/1500, S.I. 2012/2007.

(2) S.I. 2010/675 as amended by S.I. 2010/676, S.I. 2010/2172, S.I. 2011/881, S.I. 2011/988, S.I. 2011/1043, S.I. 2011/2043, S.I. 2011/2377 (W. 250), S.I. 2011/2933, S.I. 2012/630, S.I. 2012/811.

(3) Ar ôl paragraff (1) mewnosoder—

"(1A) Subject to regulation 38(2A) if the principal place of business of an operator of mobile plant, other than mobile plant mentioned in paragraph (2), is in England and Wales, functions in relation to that regulated facility are exercisable by the appropriate agency in whose area the place of business is.

(1B) Subject to regulation 38(2A) if the principal place of business of an operator of mobile plant, other than mobile plant mentioned in paragraph (2), is not in England and Wales, functions in relation to that regulated facility are exercisable by—

- (a) the appropriate agency which granted the environmental permit authorising the operation of the regulated facility; or
- (b) if no permit has been granted, the appropriate agency in whose area the regulated facility is first operated or intended to be operated."

**378.**—(1) Mae rheoliad 33 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (6)—

- (a) yn is-baragraff (a), cyn "the Agency" mewnosoder "where the appropriate authority is the Secretary of State,";
- (b) ar ôl is-baragraff (a), hepgorer "and" a mewnosoder—

"(aa) where the appropriate authority is the Welsh Ministers, the NRBW, and".

(4) Ym mharagraff (8), yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**379.** Yn rheoliad 46, yn lle "Agency's" ac "Agency", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency's" ac "appropriate agency" yn eu tro.

**380.**—(1) Yn rheoliadau 58 a 59, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(2) Gan hynny, ym mhenawdau'r rheoliadau hynny, yn lle "Environment Agency" rhodder "Appropriate agency".

**381.** Yn rheoliadau 61 a 63, yn lle "Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd rheoliad 63), rhodder "appropriate agency".

**382.** Yn rheoliad 65, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

(3) After paragraph (1) insert—

"(1A) Subject to regulation 38(2A) if the principal place of business of an operator of mobile plant, other than mobile plant mentioned in paragraph (2), is in England and Wales, functions in relation to that regulated facility are exercisable by the appropriate agency in whose area the place of business is.

(1B) Subject to regulation 38(2A) if the principal place of business of an operator of mobile plant, other than mobile plant mentioned in paragraph (2), is not in England and Wales, functions in relation to that regulated facility are exercisable by—

- (a) the appropriate agency which granted the environmental permit authorising the operation of the regulated facility; or
- (b) if no permit has been granted, the appropriate agency in whose area the regulated facility is first operated or intended to be operated."

**378.**—(1) Regulation 33 is amended as follows.

(2) In paragraph (1), for "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (6)—

- (a) in sub-paragraph (a), before "the Agency" insert "where the appropriate authority is the Secretary of State,";
- (b) after sub-paragraph (a), omit "and" and insert—

"(aa) where the appropriate authority is the Welsh Ministers, the NRBW, and".

(4) In paragraph (8), for "Agency", in each place where it occurs, substitute "appropriate agency".

**379.** In regulation 46, for "Agency's" and "Agency", in each place where they occur, substitute "appropriate agency's" and "appropriate agency" respectively.

**380.**—(1) In regulations 58 and 59, for "Agency", in each place where it occurs, substitute "appropriate agency".

(2) Accordingly, in the headings to those regulations, for "Environment Agency" substitute "Appropriate agency".

**381.** In regulations 61 and 63, for "Agency", in each place where it occurs (including in the heading to regulation 63), substitute "appropriate agency".

**382.** In regulation 65, for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

**383.**—(1) Mae rheoliad 108 wedi ei ddiwygio fel a ganlyn.

(2) Ar ddiwedd paragraff (2) mewnosoder "with the modifications set out in paragraph (2A)".

(3) Ar ôl paragraff (2) mewnosoder—

"(2A) In paragraph 2(1) of Schedule 2 to the 2007 Regulations, and in paragraphs 7(2)(a) and 30(1)(b)(i) of Schedule 3 to those Regulations, as they continue in force by virtue of paragraph (2), references to the Agency are deemed in relation to Wales to be references to the NRBW (such that the NRBW is the exemption registration authority in relation to waste operations in Wales falling within Part 1 of Schedule 3 to the 2007 Regulations, subject to paragraph 2(2) and (3) of that Schedule)."

**384.** Yn Atodlen 2, ym mharagraff 2(1), (4) a (5), yn lle "Agency" rhodder "appropriate agency".

**385.** Yn Rhan 2 o Atodlen 23, ar ôl paragraff 11 mewnosoder—

**"Discharge of functions: mobile radioactive apparatus"**

**11A.**—(1) In the case of an activity described in paragraph 11(5), if the principal place where the apparatus mentioned in that sub-paragraph is kept when not in use is in England or Wales, functions in relation to the activity are exercisable by the appropriate agency in whose area the principal place of keeping is.

(2) But sub-paragraph (1) does not apply to functions under regulations 36, 37, 38 and 42 (which are exercisable in relation to the activity in accordance with regulation 32(1))."

**Gorchymyn Cynllun Effeithlonrwydd Ynni'r Ymrwymiad Lleihau Carbon 2010**

**386.** Mae Gorchymyn Cynllun Effeithlonrwydd Ynni'r Ymrwymiad Lleihau Carbon 2010(1) wedi ei ddiwygio fel a ganlyn.

**387.**—(1) Mae erthygl 9 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)(b)—

(a) ym mharagraff (i) hepgorer "and Wales";

(b) ar ôl paragraff (i) mewnosoder—

"(ia) the Natural Resources Body for Wales, in respect of Wales;"

(3) Ym mharagraff (2), ar ôl is-baragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales, the Welsh Ministers;"

**388.**—(1) Mae Atodlen 10 wedi ei diwygio fel a ganlyn.

**383.**—(1) Regulation 108 is amended as follows.

(2) At the end of paragraph (2) insert "with the modifications set out in paragraph (2A)".

(3) After paragraph (2) insert—

"(2A) In paragraph 2(1) of Schedule 2 to the 2007 Regulations, and in paragraphs 7(2)(a) and 30(1)(b)(i) of Schedule 3 to those Regulations, as they continue in force by virtue of paragraph (2), references to the Agency are deemed in relation to Wales to be references to the NRBW (such that the NRBW is the exemption registration authority in relation to waste operations in Wales falling within Part 1 of Schedule 3 to the 2007 Regulations, subject to paragraph 2(2) and (3) of that Schedule)."

**384.** In Schedule 2, in paragraph 2(1), (4) and (5), for "Agency" substitute "appropriate agency".

**385.** In Part 2 of Schedule 23, after paragraph 11 insert—

**"Discharge of functions: mobile radioactive apparatus"**

**11A.**—(1) In the case of an activity described in paragraph 11(5), if the principal place where the apparatus mentioned in that sub-paragraph is kept when not in use is in England or Wales, functions in relation to the activity are exercisable by the appropriate agency in whose area the principal place of keeping is.

(2) But sub-paragraph (1) does not apply to functions under regulations 36, 37, 38 and 42 (which are exercisable in relation to the activity in accordance with regulation 32(1))."

**CRC Energy Efficiency Scheme Order 2010**

**386.** The CRC Energy Efficiency Scheme Order 2010(1) is amended as follows.

**387.**—(1) Article 9 is amended as follows.

(2) In paragraph (1)(b)—

(a) in paragraph (i) omit "and Wales";

(b) after paragraph (i) insert—

"(ia) the Natural Resources Body for Wales, in respect of Wales;"

(3) In paragraph (2), after sub-paragraph (a) insert—

"(aa) the Natural Resources Body for Wales, the Welsh Ministers;"

**388.**—(1) Schedule 10 is amended as follows.

(1) O.S. 2010/768 fel y'i diwygiwyd gan O.S. 2011/234.

(1) S.I. 2010/768 as amended by S.I. 2011/234.

(2) Ym mharagraff 2—

(a) yn lle is-baragraff (a) rhodder—

"(a) the Environment Agency, the appeal body is the Secretary of State;";

(b) ar ôl is-baragraff (a) mewnosoder—

"(aa) the Natural Resources Body for Wales, the appeal body is the Welsh Ministers;".

(3) Ym mharagraff 6, ar ôl is-baragraff (a) mewnosoder—

"(aa) the Welsh Ministers;".

### **Rheoliadau Llongau Masnachol (Trosglwyddiadau o Long i Long) 2010**

**389.**—(1) Mae rheoliad 2 o Reoliadau Llongau Masnachol (Trosglwyddiadau o Long i Long) 2010(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "the consultation bodies", yn is-baragraff (a)(ii), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

### **Gorchymyn Swyddogaethau Rheoli Perygl Llifogydd 2010**

**390.** Yn erthygl 2(1)(a) o Orchymyn Swyddogaethau Rheoli Perygl Llifogydd 2010(2), ar ôl "the Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

### **Gorchymyn Deddf Rheoli Llifogydd a Dŵr 2010 (Cychwyn Rhif 3 a Darpariaethau Trosiannol) 2011**

**391.** Yn erthygl 5(2) o Orchymyn Deddf Rheoli Llifogydd a Dŵr 2010 (Cychwyn Rhif 3 a Darpariaethau Trosiannol) 2011(3), ar ôl "the Agency", ym mhob man lle y mae'n digwydd, mewnosoder "in relation to English Committees or the Natural Resources Body for Wales in relation to Welsh Committees".

### **Rheoliadau Pwyllgorau Rhanbarthol Llifogydd ac Arfordir (Cymru a Lloegr) 2011**

**392.** Mae Rheoliadau Pwyllgorau Rhanbarthol Llifogydd ac Arfordir (Cymru a Lloegr) 2011(4) wedi eu diwygio fel a ganlyn.

**393.**—(1) Mae rheoliad 4 wedi ei ddiwygio fel a ganlyn.

(2) In paragraph 2—

(a) for sub-paragraph (a) substitute—

"(a) the Environment Agency, the appeal body is the Secretary of State;";

(b) after sub-paragraph (a) insert—

"(aa) the Natural Resources Body for Wales, the appeal body is the Welsh Ministers;".

(3) In paragraph 6, after sub-paragraph (a) insert—

"(aa) the Welsh Ministers;".

### **Merchant Shipping (Ship-to-Ship Transfers) Regulations 2010**

**389.**—(1) Regulation 2 of the Merchant Shipping (Ship-to-Ship Transfers) Regulations 2010(1) is amended as follows.

(2) In the definition of "the consultation bodies", in sub-paragraph (a)(ii), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Flood Risk Management Functions Order 2010**

**390.** In article 2(1)(a) of the Flood Risk Management Functions Order 2010(2), after "the Environment Agency" insert "or the Natural Resources Body for Wales".

### **Flood and Water Management Act 2010 (Commencement No 3 and Transitional Provisions) Order 2011**

**391.** In article 5(2) of the Flood and Water Management Act 2010 (Commencement No 3 and Transitional Provisions) Order 2011(3), after "the Agency", in each place where it occurs, insert "in relation to English Committees or the Natural Resources Body for Wales in relation to Welsh Committees".

### **Regional Flood and Coastal Committees (England and Wales) Regulations 2011**

**392.** The Regional Flood and Coastal Committees (England and Wales) Regulations 2011(4) are amended as follows.

**393.**—(1) Regulation 4 is amended as follows.

(1) O.S. 2010/1228 fel y'i diwygiwyd gan O.S. 2010/1769, O.S. 2011/974, O.S. 2011/2183, O.S. 2012/742.

(2) O.S. 2010/2232.

(3) O.S. 2011/694 (C.25).

(4) O.S. 2011/695.

(1) S.I. 2010/1228 as amended by S.I. 2010/1769, S.I. 2011/974, S.I. 2011/2183, S.I. 2012/742.

(2) S.I. 2010/2232.

(3) S.I. 2011/694 (C. 25).

(4) S.I. 2011/695.

(2) Yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

(3) Ym mharagraff (3)(a), yn y geiriau agoriadol, yn lle "and" rhodder "or".

(4) Ar ôl paragraff (6) mewnosoder—

"(7) In the case of a revision affecting the boundary between a region wholly or mainly in England and a region wholly or mainly in Wales—

(a) the functions of the appropriate agency under paragraphs (1) and (2) are exercisable by the Agency and the Natural Resources Body for Wales acting jointly;

(b) paragraph (3)(a) is satisfied when both the Agency and the Natural Resources Body for Wales publish a map or maps fulfilling the conditions specified in that paragraph."

**394.** Yn rheoliadau 5 i 7, 8(1) a (2) a 9, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

**395.** Yn rheoliad 11(1)(b)(i), ar ôl "the Agency" mewnosoder "or the Natural Resources Body for Wales".

**396.** Yn rheoliadau 14, 18(1)(c), 19(1)(c), 22(b), 27 a 28(1), yn lle "Agency", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd rheoliad 14), rhodder "appropriate agency".

#### **Rheoliadau Asiantaeth yr Amgylchedd (Ardollau) (Cymru a Lloegr) 2011**

**397.** Mae Rheoliadau Asiantaeth yr Amgylchedd (Ardollau) (Cymru a Lloegr) 2011(1) wedi eu diwygio fel a ganlyn.

**398.** Yn enw'r Rheoliadau, yn lle "Environment Agency" rhodder "Flood and Coastal Erosion Risk Management".

**399.**—(1) Mae rheoliad 1 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1)(a), yn lle "Environment Agency" rhodder "Flood and Coastal Erosion Risk Management".

(3) Ar ôl paragraff (2) mewnosoder—

"(3) Any reference to the Environment Agency (Levies) (England and Wales) Regulations 2011, wherever it occurs, is to be treated as a reference to these Regulations."

**400.**—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniadau o "actual expenditure", "flood and coastal erosion risk management functions",

(2) For "Agency", in each place where it occurs, substitute "appropriate agency".

(3) In paragraph (3)(a), in the opening words, for "and" substitute "or".

(4) After paragraph (6) insert—

"(7) In the case of a revision affecting the boundary between a region wholly or mainly in England and a region wholly or mainly in Wales—

(a) the functions of the appropriate agency under paragraphs (1) and (2) are exercisable by the Agency and the Natural Resources Body for Wales acting jointly;

(b) paragraph (3)(a) is satisfied when both the Agency and the Natural Resources Body for Wales publish a map or maps fulfilling the conditions specified in that paragraph."

**394.** In regulations 5 to 7, 8(1) and (2) and 9, for "Agency", in each place where it occurs, substitute "appropriate agency".

**395.** In regulation 11(1)(b)(i), after "the Agency" insert "or the Natural Resources Body for Wales".

**396.** In regulations 14, 18(1)(c), 19(1)(c), 22(b), 27 and 28(1), for "Agency", in each place where it occurs (including in the heading to regulation 14), substitute "appropriate agency".

#### **Environment Agency (Levies) (England and Wales) Regulations 2011**

**397.** The Environment Agency (Levies) (England and Wales) Regulations 2011(1) are amended as follows.

**398.** In the title to the Regulations, for "Environment Agency" substitute "Flood and Coastal Erosion Risk Management".

**399.**—(1) Regulation 1 is amended as follows.

(2) In paragraph (1)(a), for "Environment Agency" substitute "Flood and Coastal Erosion Risk Management".

(3) After paragraph (2) insert—

"(3) Any reference to the Environment Agency (Levies) (England and Wales) Regulations 2011, wherever it occurs, is to be treated as a reference to these Regulations."

**400.**—(1) Regulation 2 is amended as follows.

(2) In the definitions of "actual expenditure", "flood and coastal erosion risk management functions",

(1) O.S. 2011/696.

(1) S.I. 2011/696.



"levy" a "qualifying expenses", yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

(3) Yn y man priodol mewnosoder—

""the appropriate agency" means the Agency in relation to England and the Natural Resources Body for Wales in relation to Wales;"

**401.** Yn rheoliadau 3 i 6 ac 8 i 12, yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd (gan gynnwys ym mhennawd rheoliad 12), rhodder "appropriate agency" ac "appropriate agency's" yn eu tro.

### Rheoliadau Gwastraff (Cymru a Lloegr) 2011

**402.** Mae Rheoliadau Gwastraff (Cymru a Lloegr) 2011(1) wedi eu diwygio fel a ganlyn.

**403.** Yn rheoliad 3(1), yn y man priodol mewnosoder—

""appropriate body" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;"

**404.** Yn lle rheoliad 9 rhodder—

#### "Directions to the appropriate body

**9.**—(1) An appropriate authority may give directions to an appropriate body requiring it—

- (a) to advise the authority on the measures or policies which are to be included in a waste prevention programme or waste management plan;
- (b) to carry out a survey or investigation into any other matter in connection with the preparation of such a programme or plan or any modification of it, and report its findings to the authority.

(2) A direction given under paragraph (1)(b)—

- (a) must specify or describe the matters which are to be the subject of the survey or investigation;
- (b) may specify bodies or persons to be consulted before carrying out the survey or investigation; and
- (c) may make provision in relation to the manner in which—
  - (i) the survey or investigation is to be carried out; or
  - (ii) the findings are to be reported and made available.

"levy" and "qualifying expenses", for "Agency" and "Agency's", in each place where they occur, substitute "appropriate agency" and "appropriate agency's" respectively.

(3) In the appropriate place insert—

""the appropriate agency" means the Agency in relation to England and the Natural Resources Body for Wales in relation to Wales;"

**401.** In regulations 3 to 6 and 8 to 12, for "Agency" and "Agency's", in each place where they occur (including in the heading to regulation 12), substitute "appropriate agency" and "appropriate agency's" respectively.

### Waste (England and Wales) Regulations 2011

**402.** The Waste (England and Wales) Regulations 2011(1) are amended as follows.

**403.** In regulation 3(1), in the appropriate place insert—

""appropriate body" means—

- (a) in relation to England, the Environment Agency;
- (b) in relation to Wales, the Natural Resources Body for Wales;"

**404.** For regulation 9 substitute—

#### "Directions to the appropriate body

**9.**—(1) An appropriate authority may give directions to an appropriate body requiring it—

- (a) to advise the authority on the measures or policies which are to be included in a waste prevention programme or waste management plan;
- (b) to carry out a survey or investigation into any other matter in connection with the preparation of such a programme or plan or any modification of it, and report its findings to the authority.

(2) A direction given under paragraph (1)(b)—

- (a) must specify or describe the matters which are to be the subject of the survey or investigation;
- (b) may specify bodies or persons to be consulted before carrying out the survey or investigation; and
- (c) may make provision in relation to the manner in which—
  - (i) the survey or investigation is to be carried out; or
  - (ii) the findings are to be reported and made available.

(1) O.S. 2011/988 fel y'i diwygiwyd gan O.S. 2011/600 (Cy. 88), O.S. 2011/2043 ac O.S. 2012/1889.

(1) S.I. 2011/988 as amended by S.I. 2011/600 (W. 88), S.I. 2011/2043 and S.I. 2012/1889.

(3) The appropriate body must comply with a direction given under paragraph (1).

(4) Where a direction is given under paragraph (1)(b), the appropriate body must also consult any body or person that it considers appropriate but is not specified in the direction.

(5) The appropriate body must make its findings available to the bodies and persons it consults.

(6) The power under paragraph (1) may only be exercised—

- (a) by the Secretary of State in relation to the Natural Resources Body for Wales, with the consent of the Welsh Ministers;
- (b) by the Welsh Ministers in relation to the Environment Agency, with the consent of the Secretary of State."

**405.** Yn rheoliadau 10(2), 25 a 28(1), yn lle "Environment Agency" rhodder "appropriate body".

**406.** Yn lle rheoliad 29 rhodder—

**"Procedure for registration**

**29.**—(1) This regulation applies to—

- (a) registration of a carrier for the purposes of the Control of Pollution (Amendment) Act 1989; and
- (b) registration of a broker or dealer for the purposes of regulation 25.

(2) An application for registration must be made to the appropriate body, using the form provided by that body.

(3) All the information required by the form must be provided, together with any fee prescribed in a charging scheme made by the appropriate body under section 41 of the Environment Act 1995.

(4) The appropriate body may require additional information to be provided.

(5) Registration may be refused if, in the opinion of the appropriate body—

- (a) it is undesirable for the applicant to be authorised to transport controlled waste or to act as a broker or dealer of controlled waste (as the case may be); and
- (b) the applicant or another relevant person has been convicted of an offence under—
  - (i) regulation 42,
  - (ii) section 1, 5 or 7(3) of the Control of Pollution (Amendment) Act 1989,
  - (iii) section 33 or 34 of the Environmental Protection Act 1990,
  - (iv) section 110(2) of the Environment Act 1995,
  - (v) the Hazardous Waste (England and Wales) Regulations 2005,

(3) The appropriate body must comply with a direction given under paragraph (1).

(4) Where a direction is given under paragraph (1)(b), the appropriate body must also consult any body or person that it considers appropriate but is not specified in the direction.

(5) The appropriate body must make its findings available to the bodies and persons it consults.

(6) The power under paragraph (1) may only be exercised—

- (a) by the Secretary of State in relation to the Natural Resources Body for Wales, with the consent of the Welsh Ministers;
- (b) by the Welsh Ministers in relation to the Environment Agency, with the consent of the Secretary of State."

**405.** In regulations 10(2), 25 and 28(1), for "Environment Agency" substitute "appropriate body".

**406.** For regulation 29 substitute—

**"Procedure for registration**

**29.**—(1) This regulation applies to—

- (a) registration of a carrier for the purposes of the Control of Pollution (Amendment) Act 1989; and
- (b) registration of a broker or dealer for the purposes of regulation 25.

(2) An application for registration must be made to the appropriate body, using the form provided by that body.

(3) All the information required by the form must be provided, together with any fee prescribed in a charging scheme made by the appropriate body under section 41 of the Environment Act 1995.

(4) The appropriate body may require additional information to be provided.

(5) Registration may be refused if, in the opinion of the appropriate body—

- (a) it is undesirable for the applicant to be authorised to transport controlled waste or to act as a broker or dealer of controlled waste (as the case may be); and
- (b) the applicant or another relevant person has been convicted of an offence under—
  - (i) regulation 42,
  - (ii) section 1, 5 or 7(3) of the Control of Pollution (Amendment) Act 1989,
  - (iii) section 33 or 34 of the Environmental Protection Act 1990,
  - (iv) section 110(2) of the Environment Act 1995,
  - (v) the Hazardous Waste (England and Wales) Regulations 2005,

- (vi) the Hazardous Waste (Wales) Regulations 2005,
- (vii) the Transfrontier Shipment of Waste Regulations 2007,
- (viii) regulation 38 of the Environmental Permitting (England and Wales) Regulations 2007, or
- (ix) regulation 38 of the Environmental Permitting (England and Wales) Regulations 2010.

(6) On registration the appropriate body must provide a certificate of registration to the applicant.

(7) If registration is refused the appropriate body must notify the applicant and give written reasons for the refusal.

(8) For the purposes of an application under paragraph (2) the appropriate body is—

- (a) in the case of a carrier, broker or dealer whose registered office or principal place of business is in England, the Environment Agency;
- (b) in the case of a carrier, broker or dealer whose registered office or principal place of business is in Wales, the Natural Resources Body for Wales."

**407.**—(1) Mae rheoliad 30 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Environment Agency" rhodder "appropriate body".

(3) Ym mharagraffau (2) i (4), yn lle "Agency" rhodder "appropriate body".

**408.** Yn rheoliad 32(1)(b) a (2), yn lle "Agency" rhodder "appropriate body".

**409.** Yn rheoliadau 34, 35(6), 37 i 40 a 46, yn lle "Environment Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate body".

**410.**—(1) Yn Atodlen 1, mae paragraff 13 wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "consultation bodies", yn is-baragraff (b), yn lle "the Countryside Council for Wales" rhodder "the Natural Resources Body for Wales".

#### **Rheoliadau Diogelu'r Amgylchedd (Rheolaethau ar Sylweddau sy'n Teneuo'r Osôn) 2011**

**411.**—(1) Mae rheoliad 7 o Reoliadau Diogelu'r Amgylchedd (Rheolaethau ar Sylweddau sy'n Teneuo'r Osôn) 2011(1) wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1), yn lle "Agency" rhodder "appropriate agency".

(3) Ym mharagraff (5), yn lle'r diffiniad o "the

- (vi) the Hazardous Waste (Wales) Regulations 2005,
- (vii) the Transfrontier Shipment of Waste Regulations 2007,
- (viii) regulation 38 of the Environmental Permitting (England and Wales) Regulations 2007, or
- (ix) regulation 38 of the Environmental Permitting (England and Wales) Regulations 2010.

(6) On registration the appropriate body must provide a certificate of registration to the applicant.

(7) If registration is refused the appropriate body must notify the applicant and give written reasons for the refusal.

(8) For the purposes of an application under paragraph (2) the appropriate body is—

- (a) in the case of a carrier, broker or dealer whose registered office or principal place of business is in England, the Environment Agency;
- (b) in the case of a carrier, broker or dealer whose registered office or principal place of business is in Wales, the Natural Resources Body for Wales."

**407.**—(1) Regulation 30 is amended as follows.

(2) In paragraph (1), for "Environment Agency" substitute "appropriate body".

(3) In paragraphs (2) to (4), for "Agency" substitute "appropriate body".

**408.** In regulation 32(1)(b) and (2), for "Agency" substitute "appropriate body".

**409.** In regulations 34, 35(6), 37 to 40 and 46, for "Environment Agency", in each place where it occurs, substitute "appropriate body".

**410.**—(1) In Schedule 1, paragraph 13 is amended as follows.

(2) In the definition of "consultation bodies", in sub-paragraph (b), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Environmental Protection (Controls on Ozone-Depleting Substances) Regulations 2011**

**411.**—(1) Regulation 7 of the Environmental Protection (Controls on Ozone-Depleting Substances) Regulations 2011(1) is amended as follows.

(2) In paragraph (1), for "Agency" substitute "appropriate agency".

(3) In paragraph (5), for the definition of "the

(1) O.S. 2011/1543 fel y'i diwygiwyd gan O.S. 2012/2897.

(1) S.I. 2011/1543 as amended by S.I. 2012/2897.

Agency" rhodder—

""the appropriate agency" means—

- (a) as regards England, the Environment Agency;
- (b) as regards Wales, the Natural Resources Body for Wales;
- (c) as regards Scotland, the Scottish Environment Protection Agency;"

### **Rheoliadau Cynllunio Seilwaith (Newid a Dirymu Gorchmynion Caniatâd Datblygu) 2011**

**412.**—(1) Yn Atodlen 1 i Reoliadau Cynllunio Seilwaith (Newid a Dirymu Gorchmynion Caniatâd Datblygu) 2011(1), mae'r Tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn y cofnod ar gyfer Asiantaeth yr Amgylchedd, yng ngholofnau 2 a 3, hepgorer "and/or Wales".

(3) Yng ngholofn 1, yn lle "The Countryside Council for Wales" rhodder "The Natural Resources Body for Wales".

(4) Yn y cofnod ar gyfer Comisiwn Coedwigaeth, yng ngholofnau 2 a 3, ar ôl "forests and woodlands" mewnosoder "in England or Scotland".

(5) Ar ôl y cofnod ar gyfer y Comisiwn Coedwigaeth, mewnosoder cofnod newydd—

"The Natural Resources Body for Wales	All proposed applications likely to affect the protection or expansion of forests and woodlands in Wales	All applications likely to affect the protection or expansion of forests and woodlands in Wales".
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### **Gorchymyn Llifogydd ac Erydu Arfordirol Atodol (Lloegr) 2011**

**413.** Mae Gorchymyn Llifogydd ac Erydu Arfordirol Atodol (Lloegr) 2011(2) wedi ei ddiwygio fel a ganlyn.

**414.**—(1) Mae erthygl 3 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (2)—

- (a) yn is-baragraff (b), yn lle "reference in section 157(6)(a)" rhodder "references in section 157(6)(a) and (7)(a)";
- (b) yn is-baragraff (c), ar ôl "to (e)" mewnosoder "and (7)(c)".

(1) O.S. 2011/2055 fel y'i diwygiwyd gan O.S. 2012/635, O.S. 2012/2654, O.S. 2012/2732; addaswyd gan O.S. 2012/1659.

(2) O.S. 2011/2855.

Agency" substitute—

""the appropriate agency" means—

- (a) as regards England, the Environment Agency;
- (b) as regards Wales, the Natural Resources Body for Wales;
- (c) as regards Scotland, the Scottish Environment Protection Agency;"

### **Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011**

**412.**—(1) In Schedule 1 to the Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011(1), the Table is amended as follows.

(2) In the entry for the Environment Agency, in columns 2 and 3, omit "and/or Wales".

(3) In column 1, for "The Countryside Council for Wales" substitute "The Natural Resources Body for Wales".

(4) In the entry for the Forestry Commission, in columns 2 and 3, after "forests and woodlands" insert "in England or Scotland".

(5) After the entry for the Forestry Commission insert a new entry—

"The Natural Resources Body for Wales	All proposed applications likely to affect the protection or expansion of forests and woodlands in Wales	All applications likely to affect the protection or expansion of forests and woodlands in Wales".
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### **Incidental Flooding and Coastal Erosion (England) Order 2011**

**413.** The Incidental Flooding and Coastal Erosion (England) Order 2011(2) is amended as follows.

**414.**—(1) Article 3 is amended as follows.

(2) In paragraph (2)—

- (a) in sub-paragraph (b), for "reference in section 157(6)(a)" substitute "references in section 157(6)(a) and (7)(a)";
- (b) in sub-paragraph (c), after "to (e)" insert "and (7)(c)".

(1) S.I. 2011/2055 as amended by S.I. 2012/635, S.I. 2012/2654, S.I. 2012/2732; modified by S.I. 2012/1659.

(2) S.I. 2011/2855.

(3) Ym mharagraff (3), ar ôl "Environment Agency" mewnosoder "or the Natural Resources Body for Wales".

**415.**—(1) Mae erthygl 4 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn is-baragraff (a), ar ôl "Agency" mewnosoder "or the NRBW";
- (b) yn is-baragraff (c)—
  - (i) yn y geiriau agoriadol, hepgorer "the words "the Agency"";
  - (ii) ym mharagraff (i), ar y dechrau mewnosoder "the words "the Agency or the NRBW" in";
  - (iii) ar ôl paragraff (i) mewnosoder—  
"(ia) "the words "the Agency or, as the case may be, by the NRBW" in section 154(2);";
  - (iv) ym mharagraff (ii), yn lle "where they appear" rhodder "the words "the Agency or the NRBW"";
  - (v) ym mharagraff (iii), yn lle "the second and third places they appear" rhodder "the words "the Agency or the NRBW" and "the Agency or, as the case may be, the NRBW"";
- (c) ar ôl is-baragraff (d) mewnosoder—  
"(e) section 154(7) were omitted."

(3) Ym mharagraff (2)—

- (a) yn is-baragraff (a), ar ôl "The Agency" mewnosoder "and the NRBW";
- (b) yn is-baragraff (b)—
  - (i) ar ôl "the Agency" mewnosoder "or, as the case may be, the NRBW";
  - (ii) hepgorer "and (6)";
- (c) ar ôl is-baragraff (c) mewnosoder—  
"(ca) the words "the local authority" were substituted for the words "the Agency" where they appear in section 157(6);";
- (d) ar ôl is-baragraff (e) mewnosoder—  
"(ea) section 157(7) were omitted;".

**416.**—(1) Mae erthygl 6 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn is-baragraff (a)—
  - (i) yn y geiriau agoriadol, ar ôl "Agency" mewnosoder "or by the NRBW";
  - (ii) ym mharagraff (ii), hepgorer "first";
- (b) yn is-baragraff (b)—

(3) In paragraph (3), after "Environment Agency" insert "or the Natural Resources Body for Wales".

**415.**—(1) Article 4 is amended as follows.

(2) In paragraph (1)—

- (a) in sub-paragraph (a), after "Agency" insert "or the NRBW";
- (b) in sub-paragraph (c)—
  - (i) in the opening words, omit "the words "the Agency"";
  - (ii) in paragraph (i), at the beginning insert "the words "the Agency or the NRBW" in";
  - (iii) after paragraph (i) insert—  
“(ia) the words "the Agency or, as the case may be, by the NRBW" in section 154(2);”;
  - (iv) in paragraph (ii), for "where they appear" substitute "the words "the Agency or the NRBW"";
  - (v) in paragraph (iii), for "the second and third places they appear" substitute "the words "the Agency or the NRBW" and "the Agency or, as the case may be, the NRBW"";
- (c) after sub-paragraph (d) insert—  
“(e) section 154(7) were omitted.”

(3) In paragraph (2)—

- (a) in sub-paragraph (a), after "The Agency" insert "and the NRBW";
- (b) in sub-paragraph (b)—
  - (i) after "the Agency" insert "or, as the case may be, the NRBW";
  - (ii) omit "and (6)";
- (c) after sub-paragraph (c) insert—  
“(ca) the words "the local authority" were substituted for the words "the Agency" where they appear in section 157(6);”;
- (d) after sub-paragraph (e) insert—  
“(ea) section 157(7) were omitted;”.

**416.**—(1) Article 6 is amended as follows.

(2) In paragraph (1)—

- (a) in sub-paragraph (a)—
  - (i) in the opening words, after "Agency" insert "or by the NRBW";
  - (ii) in paragraph (ii), omit "first";
- (b) in sub-paragraph (b)—

- (i) yn y geiriau agoriadol, ar ôl "Agency" mewnosoder "or the NRBW";
- (ii) ym mharagraff (ii), yn lle "the second place" rhodder "where".

(3) Ym mharagraff (2)—

- (a) yn is-baragraff (a), ar ôl "Agency" mewnosoder "or by the NRBW";
- (b) yn is-baragraff (b), ar ôl "Agency" mewnosoder "or the NRBW";
- (c) yn is-baragraff (d), ar ôl "171(2)(b)" mewnosoder "and (6)".

(4) Ym mharagraff (3)—

- (a) yn is-baragraff (f)—
  - (i) ar ôl "Agency" mewnosoder "or the NRBW";
  - (ii) hepgorer "and 8";
- (b) ar ôl is-baragraff (f) mewnosoder—
 

"(fa) the words "or a local authority" were substituted for ", the Agency or the NRBW" in paragraph 8(1);".

**417.** Yn erthygl 8, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

#### **Rheoliadau'r Cynllun Masnachu Allyriadau Nwyon Tŷ Gwydr 2012**

**418.** Mae Rheoliadau'r Cynllun Masnachu Allyriadau Nwyon Tŷ Gwydr 2012(1) wedi eu diwygio fel a ganlyn.

**419.**—(1) Mae rheoliad 3(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y man priodol mewnosoder—

- ""the NRBW" means the Natural Resources Body for Wales;
- "the NRBW Order" means the Natural Resources Body for Wales (Establishment) Order 2012;".

(3) Yn y diffiniad o "regulator", yn is-baragraff (a)—

- (a) ym mharagraff (i) hepgorer "and Wales";
- (b) ar ôl paragraff (i) mewnosoder—
 

"(ia) Wales, the NRBW;".

**420.**—(1) Mae rheoliad 20 wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "area"—

- (a) yn is-baragraff (a) hepgorer "and Wales";
- (b) ar ôl is-baragraff (a) mewnosoder—
 

"(aa) in respect of the NRBW, Wales;".

- (i) in the opening words, after "Agency" insert "or the NRBW";
- (ii) in paragraph (ii), for "the second place" substitute "where".

(3) In paragraph (2)—

- (a) in sub-paragraph (a), after "Agency" insert "or by the NRBW";
- (b) in sub-paragraph (b), after "Agency" insert "or the NRBW";
- (c) in sub-paragraph (d), after "171(2)(b)" insert "and (6)".

(4) In paragraph (3)—

- (a) in sub-paragraph (f)—
  - (i) after "Agency" insert "or the NRBW";
  - (ii) omit "and 8";
- (b) after sub-paragraph (f) insert—
 

“(fa) the words "or a local authority" were substituted for ", the Agency or the NRBW" in paragraph 8(1);”.

**417.** In article 8, for "Agency", in each place where it occurs, substitute "appropriate agency".

#### **Greenhouse Gas Emissions Trading Scheme Regulations 2012**

**418.** The Greenhouse Gas Emissions Trading Scheme Regulations 2012(1) are amended as follows.

**419.**—(1) Regulation 3(1) is amended as follows.

(2) In the appropriate place insert—

- ""the NRBW" means the Natural Resources Body for Wales;
- "the NRBW Order" means the Natural Resources Body for Wales (Establishment) Order 2012;”.

(3) In the definition of "regulator", in sub-paragraph (a)—

- (a) in paragraph (i) omit "and Wales";
- (b) after paragraph (i) insert—
 

“(ia) Wales, the NRBW;”.

**420.**—(1) Regulation 20 is amended as follows.

(2) In the definition of "area"—

- (a) in sub-paragraph (a) omit "and Wales";
- (b) after sub-paragraph (a) insert—
 

“(aa) in respect of the NRBW, Wales;”.

(3) Yn y diffiniad o "authority", yn lle is-baragraff (a) rhodder—

"(a) the Welsh Ministers, where P's regulator is the NRBW;"

**421.**—(1) Mae rheoliad 27 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a)(i), hepgorer "or Wales".

(3) Ar ôl is-baragraff (a) mewnosoder—

"(aa) the NRBW, where P has its registered office in Wales."

**422.**—(1) Mae rheoliad 45(5) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), hepgorer "and Wales".

(3) Yn is-baragraff (b), ar ôl "in relation to" mewnosoder "Wales,".

**423.** Yn rheoliadau 52(4) a 73(3)(a), ar ôl "Environment Act 1995" mewnosoder ", article 11 of the NRBW Order".

**424.** Yn rheoliad 86, ar ôl paragraff (1) mewnosoder—

"(1A) The relevant provisions have effect as if—

(a) in regulation 2(1) the definition of "regulator" was amended as follows—

(i) in sub-paragraph (i) omit "and Wales";

(ii) after sub-paragraph (i) insert—

"(ia) in relation to an installation (other than an offshore installation) which is (or will be) situated in Wales, the Natural Resources Body for Wales;"

(b) regulation 35(5) was amended as follows—

(i) in sub-paragraph (a) omit "and Wales"; and

(ii) in sub-paragraph (b) after "in relation to" insert "Wales,".

**425.** Yn rheoliad 87, ar ôl paragraff (1) mewnosoder—

"(1A) The relevant provisions have effect as if the 2010 Regulations were amended as follows—

(a) in regulation 4(1)—

(i) in sub-paragraph (a)(i) omit "or Wales";

(ii) after sub-paragraph (a) insert—

"(aa) the Natural Resources Body for Wales, where the UK operator has its registered office in Wales;"

(b) in regulation 7, for sub-paragraph (a) substitute—

(3) In the definition of "authority", for sub-paragraph (a) substitute—

"(a) the Welsh Ministers, where P's regulator is the NRBW;"

**421.**—(1) Regulation 27 is amended as follows.

(2) In sub-paragraph (a)(i), omit "or Wales".

(3) After sub-paragraph (a) insert—

"(aa) the NRBW, where P has its registered office in Wales."

**422.**—(1) Regulation 45(5) is amended as follows.

(2) In sub-paragraph (a), omit "and Wales".

(3) In sub-paragraph (b), after "in relation to" insert "Wales,".

**423.** In regulations 52(4) and 73(3)(a), after "Environment Act 1995" insert ", article 11 of the NRBW Order".

**424.** In regulation 86, after paragraph (1) insert—

"(1A) The relevant provisions have effect as if—

(a) in regulation 2(1) the definition of "regulator" was amended as follows—

(i) in sub-paragraph (i) omit "and Wales";

(ii) after sub-paragraph (i) insert—

"(ia) in relation to an installation (other than an offshore installation) which is (or will be) situated in Wales, the Natural Resources Body for Wales;"

(b) regulation 35(5) was amended as follows—

(i) in sub-paragraph (a) omit "and Wales"; and

(ii) in sub-paragraph (b) after "in relation to" insert "Wales,".

**425.** In regulation 87, after paragraph (1) insert—

"(1A) The relevant provisions have effect as if the 2010 Regulations were amended as follows—

(a) in regulation 4(1)—

(i) in sub-paragraph (a)(i) omit "or Wales";

(ii) after sub-paragraph (a) insert—

"(aa) the Natural Resources Body for Wales, where the UK operator has its registered office in Wales;"

(b) in regulation 7, for sub-paragraph (a) substitute—

- "(a) the Welsh Ministers, where the regulator is the Natural Resources Body for Wales;"
- (c) in regulation 52(9)—
- (i) for sub-paragraph (a) substitute—
- "(a) in respect of an appeal against a notice or deemed refusal of the Environment Agency, the Secretary of State;"
- (ii) after sub-paragraph (a) insert—
- "(aa) in respect of an appeal against a notice or deemed refusal of the Natural Resources Body for Wales, the Welsh Ministers;"
- (d) in regulation 60—
- (i) in paragraph (5)(a) for "paragraph (5A)" substitute "paragraphs (5A) to (5C)";
- (ii) in paragraph (5)(g) after "and 9" insert ", as modified by paragraph (7A)";
- (iii) for paragraph (5A) substitute—
- "(5A) In regulation 2—
- (a) in the definition of "area"—
- (i) in sub-paragraph (a) omit "and Wales"
- (ii) after sub-paragraph (a) insert—
- "(aa) in respect of the Natural Resources Body for Wales, Wales;"
- (b) in the definition of "UK operator", after "means" insert "(subject to regulation 2A of the Aviation Greenhouse Gas Emissions Trading Scheme Regulations 2010)".";
- (iv) after paragraph (5A) insert—
- "(5B) In regulation 4—
- (a) in sub-paragraph (a)(i) omit "or Wales";
- (b) after sub-paragraph (a) insert—
- "(aa) the Natural Resources Body for Wales, where the UK operator has its registered office in Wales;"
- (5C) In regulation 7, for sub-paragraph (a) substitute—
- "(a) the Welsh Ministers, where the regulator is the Natural Resources Body for Wales;"
- (v) after paragraph (7) insert—
- "(7A) In regulation 36(6)—
- (a) for sub-paragraph (a) substitute—
- "(a) in respect of an appeal against a notice or deemed refusal of the Environment Agency, the Secretary of State;"
- (b) after sub-paragraph (a) insert—

- "(a) the Welsh Ministers, where the regulator is the Natural Resources Body for Wales;"
- (c) in regulation 52(9)—
- (i) for sub-paragraph (a) substitute—
- "(a) in respect of an appeal against a notice or deemed refusal of the Environment Agency, the Secretary of State;"
- (ii) after sub-paragraph (a) insert—
- "(aa) in respect of an appeal against a notice or deemed refusal of the Natural Resources Body for Wales, the Welsh Ministers;"
- (d) in regulation 60—
- (i) in paragraph (5)(a) for "paragraph (5A)" substitute "paragraphs (5A) to (5C)";
- (ii) in paragraph (5)(g) after "and 9" insert ", as modified by paragraph (7A)";
- (iii) for paragraph (5A) substitute—
- "(5A) In regulation 2—
- (a) in the definition of "area"—
- (i) in sub-paragraph (a) omit "and Wales"
- (ii) after sub-paragraph (a) insert—
- "(aa) in respect of the Natural Resources Body for Wales, Wales;"
- (b) in the definition of "UK operator", after "means" insert "(subject to regulation 2A of the Aviation Greenhouse Gas Emissions Trading Scheme Regulations 2010)".";
- (iv) after paragraph (5A) insert—
- "(5B) In regulation 4—
- (a) in sub-paragraph (a)(i) omit "or Wales";
- (b) after sub-paragraph (a) insert—
- "(aa) the Natural Resources Body for Wales, where the UK operator has its registered office in Wales;"
- (5C) In regulation 7, for sub-paragraph (a) substitute—
- "(a) the Welsh Ministers, where the regulator is the Natural Resources Body for Wales;"
- (v) after paragraph (7) insert—
- "(7A) In regulation 36(6)—
- (a) for sub-paragraph (a) substitute—
- "(a) in respect of an appeal against a notice or deemed refusal of the Environment Agency, the Secretary of State;"
- (b) after sub-paragraph (a) insert—



"(aa) in respect of an appeal against a notice or deemed refusal of the Natural Resources Body for Wales, the Welsh Ministers;"."."

**426.** Yn Atodlen 5, ym mharagraffau 3(2) ac (11) a 6(8), ar ôl "Environment Act 1995," mewnosoder "article 11 of the NRBW Order".

**427.** Yn Atodlen 10, ym mharagraff 1(1)(a)(ii), yn lle "where A's registered office is in Wales" rhodder "where the NRBW is the regulator".

“(aa) in respect of an appeal against a notice or deemed refusal of the Natural Resources Body for Wales, the Welsh Ministers;”.”.”

**426.** In Schedule 5, in paragraphs 3(2) and (11) and 6(8), after "Environment Act 1995," insert "article 11 of the NRBW Order".

**427.** In Schedule 10, in paragraph 1(1)(a)(ii), for "where A's registered office is in Wales" substitute "where the NRBW is the regulator".

## OFFERYNNAU STATUDOL CYMRU

## WELSH STATUTORY INSTRUMENTS

**Rheoliadau Mynediad i Gefn Gwlad (Mapiau Drafft) (Cymru) 2001**

1. Mae Rheoliadau Mynediad i Gefn Gwlad (Mapiau Drafft) (Cymru) 2001(1) wedi eu diwygio fel a ganlyn.

2.—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Hepgorer y diffiniad o "y Cyngor".

(3) Yn y man priodol, mewnosoder—

"ystyr "CANC" (*"the NRBW"*) yw Corff Adnoddau Naturiol Cymru;"

(4) Yn lle "y Cyngor", ym mhob man lle y mae'n digwydd, rhodder "CANC".

3. Yn rheoliadau 3 i 7, yn lle "y Cyngor", ym mhob man lle y mae'n digwydd, rhodder "CANC".

4. Yn Atodlen 1, ar ôl "Y Comisiwn Coedwigaeth" mewnosoder "(os oes gan dir sydd wedi ei gynnwys mewn map drafft ffin â Lloegr)".

**Rheoliadau Mynediad i Gefn Gwlad (Fforymau Mynediad Lleol) (Cymru) 2001**

5. Mae Rheoliadau Mynediad i Gefn Gwlad (Fforymau Mynediad Lleol) (Cymru) 2001(2) wedi eu diwygio fel a ganlyn.

6. Yn rheoliadau 10(2)(ch) a 15(9), yn lle "Gyngor Cefn Gwlad Cymru" rhodder "Gorff Adnoddau Naturiol Cymru".

7.—(1) Mae rheoliad 17 wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), yn lle "Cyngor Cefn Gwlad Cymru (y Cyngor)" rhodder "Corff Adnoddau Naturiol Cymru (CANC)".

(3) Yn is-baragraffau (b) ac (c), yn lle "y Cyngor", ym mhob man lle y mae'n digwydd, rhodder "CANC".

**Countryside Access (Draft Maps) (Wales) Regulations 2001**

1. The Countryside Access (Draft Maps) (Wales) Regulations 2001(1) are amended as follows.

2.—(1) Regulation 2(1) is amended as follows.

(2) Omit the definition of "the Council".

(3) In the appropriate place insert—

“"the NRBW" (*"CANC"*) means the Natural Resources Body for Wales;”

(4) For "Council", in each place where it occurs, substitute "NRBW".

3. In regulations 3 to 7, for "Council", in each place where it occurs, substitute "NRBW".

4. In Schedule 1, after "Forestry Commission" insert "(where land included in a draft map has a border with England)".

**Countryside Access (Local Access Forums) (Wales) Regulations 2001**

5. The Countryside Access (Local Access Forums) (Wales) Regulations 2001(2) are amended as follows.

6. In regulations 10(2)(d) and 15(9), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

7.—(1) Regulation 17 is amended as follows.

(2) In sub-paragraph (a), for "the Countryside Council for Wales (the Council)" substitute "the Natural Resources Body for Wales (the NRBW)".

(3) In sub-paragraphs (b) and (c), for "Council", in each place where it occurs, substitute "NRBW".

(1) O.S. 2001/4001(Cy. 329) fel y'i diwygiwyd gan O.S. 2002/1796 (Cy. 171).

(2) O.S. 2001/4002 (Cy. 330).

(1) S.I. 2001/4001 (W. 329) as amended by S.I. 2002/1796 (W. 171).

(2) S.I. 2001/4002 (W. 330).

**Rheoliadau Bywyd Gwyllt a Chefn Gwlad (Safleoedd o Ddiddordeb Gwyddonol Arbennig, Apelau) (Cymru) 2002**

8. Mae Rheoliadau Bywyd Gwyllt a Chefn Gwlad (Safleoedd o Ddiddordeb Gwyddonol Arbennig, Apelau) (Cymru) 2002(1) wedi eu diwygio fel a ganlyn.

9.—(1) Mae rheoliad 2 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (1)—

(a) hepgorer y diffiniad o "y Cyngor";

(b) yn y man priodol mewnosoder—

"ystyr "CANC" ("*the NRBW*") yw Corff Adnoddau Naturiol Cymru;"

(3) Ym mharagraff (2), yn lle "y Cyngor", ym mhob man lle y mae'n digwydd, rhodder "CANC".

10. Yn rheoliadau 3(e), 6 i 10, 12 i 14, 16 a 19, yn lle "y Cyngor", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhenawdau rheoliadau 7, 8 a 10), rhodder "CANC".

**Rheoliadau Mynediad i Gefn Gwlad (Gweithdrefnau Apelau) (Cymru) 2002**

11.—(1) Mae rheoliad 2(1) o Rheoliadau Mynediad i Gefn Gwlad (Gweithdrefnau Apelau) (Cymru) 2002(2) wedi ei ddiwygio fel a ganlyn.

(2) Hefgorer y diffiniad o "y Cyngor".

(3) Yn y man priodol mewnosoder—

"ystyr "CANC" ("*the NRBW*") yw Corff Adnoddau Naturiol Cymru;"

(4) Yn lle "y Cyngor", ym mhob man lle y mae'n digwydd (ac eithrio yn y diffiniad o "y Cyngor"), rhodder "CANC".

**Rheoliadau Mynediad i Gefn Gwlad (Mapiau Dros Dro a Therfynol) (Cymru) 2002**

12. Mae Rheoliadau Mynediad i Gefn Gwlad (Mapiau Dros Dro a Therfynol) (Cymru) 2002(3) wedi eu diwygio fel a ganlyn.

13.—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Hefgorer y diffiniad o "y Cyngor".

(3) Yn y man priodol, mewnosoder—

**Wildlife and Countryside (Sites of Special Scientific Interest, Appeals) (Wales) Regulations 2002**

8. The Wildlife and Countryside (Sites of Special Scientific Interest, Appeals) (Wales) Regulations 2002(1) are amended as follows.

9.—(1) Regulation 2 is amended as follows.

(2) In paragraph (1)—

(a) omit the definition of "the Council";

(b) in the appropriate place insert—

"the NRBW" ("*CANC*") means the Natural Resources Body for Wales;"

(3) In paragraph (2), for "Council", in each place where it occurs, substitute "NRBW".

10. In regulations 3(g), 6 to 10, 12 to 14, 16 and 19, for "Council", in each place where it occurs (including in the headings to regulations 7, 8 and 10), substitute "NRBW".

**Countryside Access (Appeals Procedures) (Wales) Regulations 2002**

11.—(1) Regulation 2(1) of the Countryside Access (Appeals Procedures) (Wales) Regulations 2002(2) is amended as follows.

(2) Omit the definition of "the Council".

(3) In the appropriate place insert—

"the NRBW" ("*CANC*") means the Natural Resources Body for Wales;"

(4) For "Council", in each place where it occurs (except in the definition of "the Council"), substitute "NRBW".

**Countryside Access (Provisional and Conclusive Maps) (Wales) Regulations 2002**

12. The Countryside Access (Provisional and Conclusive Maps) (Wales) Regulations 2002(3) are amended as follows.

13.—(1) Regulation 2(1) is amended as follows.

(2) Omit the definition of "the Council".

(3) In the appropriate place insert—

(1) O.S. 2002/1772 (Cy. 168).

(2) O.S. 2002/1794 (Cy. 169) fel y'i diwygiwyd gan O.S. 2003/142 (Cy. 14), O.S. 2005/1154 (Cy. 71), O.S. 2005/1270 (Cy. 90).

(3) O.S. 2002/1796 (Cy. 171).

(1) S.I. 2002/1772 (W. 168).

(2) S.I. 2002/1794 (W. 169) as amended by S.I. 2003/142 (W. 14), S.I. 2005/1154 (W. 71), S.I. 2005/1270 (W. 90).

(3) S.I. 2002/1796 (W. 171).

"ystyr "CANC" ("*the NRBW*") yw Corff Adnoddau Naturiol Cymru;"

(4) Yn lle "y Cyngor", ym mhob man lle y mae'n digwydd (ac eithrio yn y diffiniad o "y Cyngor"), rhodder "CANC".

14. Yn rheoliadau 3 i 10, yn lle "y Cyngor" ym mhob man lle y mae'n digwydd, rhodder "CANC".

15. Yn Atodlen 1, ar ôl "Asiantaeth yr Amgylchedd" ac "Y Comisiwn Coedwigaeth" mewnosoder "(os oes gan dir sydd wedi ei gynnwys yn y map dros dro neu'r map terfynol ffin â Lloegr)".

#### **Rheoliadau Organeddau a Addaswyd yn Enetig (Eu Gollwng yn Fwriadol) (Cymru) 2002**

16.—(1) Mae rheoliad 13(4) o Reoliadau Organeddau a Addaswyd yn Enetig (Eu Gollwng yn Fwriadol) (Cymru) 2002(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (d), yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

(3) Hepgorer is-baragraff (dd).

#### **Rheoliadau Mynediad i Gefn Gwlad (Cyflwyno Tir fel Tir Mynediad) (Cymru) 2003**

17. Mae Rheoliadau Mynediad i Gefn Gwlad (Cyflwyno Tir fel Tir Mynediad) (Cymru) 2003(2) wedi eu diwygio fel a ganlyn.

18. Yn rheoliad 2(1), hepgorer y diffiniad o "y Cyngor".

19.—(1) Mae rheoliad 4(4) wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (b), yn lle "y Cyngor" rhodder "Corff Adnoddau Naturiol Cymru".

(3) Hepgorer is-baragraff (ch).

#### **Rheoliadau Mynediad i Cefn Gwlad (Gwahardd neu Gyfyngu Mynediad) (Cymru) 2003**

20. Mae Rheoliadau Mynediad i Cefn Gwlad (Gwahardd neu Gyfyngu Mynediad) (Cymru) 2003(3) wedi eu diwygio fel a ganlyn.

21.—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Hepgorer y diffiniad o "y Cyngor".

(3) Yn y man priodol mewnosoder—

"the NRBW" ("*CANC*") means the Natural Resources Body for Wales;"

(4) For "Council", in each place where it occurs (except in the definition of "the Council"), substitute "NRBW".

14. In regulations 3 to 10, for "Council", in each place where it occurs, substitute "NRBW".

15. In Schedule 1, after "The Environment Agency" and "Forestry Commission" insert "(where land included in the provisional or conclusive map has a border with England)".

#### **Genetically Modified Organisms (Deliberate Release) (Wales) Regulations 2002**

16.—(1) Regulation 13(4) of the Genetically Modified Organisms (Deliberate Release) (Wales) Regulations 2002(1) is amended as follows.

(2) In sub-paragraph (e), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(3) Omit sub-paragraph (f).

#### **Countryside Access (Dedication of Land as Access Land) (Wales) Regulations 2003**

17. The Countryside Access (Dedication of Land as Access Land) (Wales) Regulations 2003(2) are amended as follows.

18. In regulation 2(1), omit the definition of "the Council".

19.—(1) Regulation 4(4) is amended as follows.

(2) In sub-paragraph (b), for "the Council" substitute "the Natural Resources Body for Wales".

(3) Omit sub-paragraph (d).

#### **Countryside Access (Exclusion or Restriction of Access) (Wales) Regulations 2003**

20. The Countryside Access (Exclusion or Restriction of Access) (Wales) Regulations 2003(3) are amended as follows.

21.—(1) Regulation 2(1) is amended as follows.

(2) Omit the definition of "the Council".

(3) In the appropriate place insert—

(1) O.S. 2002/3188 (Cy. 304) fel y'i diwygiwyd gan O.S. 2005/1913 (Cy. 156), O.S. 2005/2759, O.S. 2011/1043.

(2) O.S. 2003/135 (Cy. 9).

(3) O.S. 2003/142 (Cy. 14).

(1) S.I. 2002/3188 (W. 304) as amended by S.I. 2005/1913 (W. 156), S.I. 2005/2759, S.I. 2011/1043.

(2) S.I. 2003/135 (W. 9).

(3) S.I. 2003/142 (W. 14).

"ystyr "CANC" ("*the NRBW*") yw Corff Adnoddau Naturiol Cymru;"

22. Yn rheoliadau 12(1) a 14(7) a (9), yn lle "y Cyngor", ym mhob man lle y mae'n digwydd, rhodder "CANC".

#### **Rheoliadau Diogelu'r Arfordir (Hysbysiadau) (Cymru) 2003**

23. Yn rheoliad 4(c) o Reoliadau Diogelu'r Arfordir (Hysbysiadau) (Cymru) 2003(1), yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

#### **Rheoliadau'r Diwydiant Dŵr (Amodau Rhagnodedig) (Ymgymrwyr yng Nghymru yn Unig neu yn Bennaf) 2004**

24.—(1) Mae rheoliad 3(3) o Reoliadau'r Diwydiant Dŵr (Amodau Rhagnodedig) (Ymgymrwyr yng Nghymru yn Unig neu yn Bennaf) 2004(2) wedi ei ddiwygio fel a ganlyn.

(2) Yn lle is-baragraff (b), rhodder—

"(b) where the determination relates to an area that is the whole or part of an area of a water undertaker whose area is wholly in Wales, the Natural Resources Body for Wales;"

(3) Yn lle is-baragraff (c), rhodder—

"(c) where the determination relates to an area that is the whole or part of an area of a water undertaker whose area is partly in Wales and partly in England, the Natural Resources Body for Wales and the Environment Agency;"

#### **Rheoliadau'r Cynllun Lwfansau Tirlenwi (Cymru) 2004**

25. Yn rheoliad 5 o Reoliadau'r Cynllun Lwfansau Tirlenwi (Cymru) 2004(3), yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru".

#### **Rheoliadau Asesiadau Amgylcheddol o Gynlluniau a Rhaglenni (Cymru) 2004**

26.—(1) Mae rheoliad 4 o Reoliadau Asesiadau Amgylcheddol o Gynlluniau a Rhaglenni (Cymru) 2004(4) wedi ei ddiwygio fel a ganlyn.

"the NRBW" ("*CANC*") means the Natural Resources Body for Wales;"

22. In regulations 12(1) and 14(7) and (9), for "Council", in each place where it occurs, substitute "NRBW".

#### **Coast Protection (Notices) (Wales) Regulations 2003**

23. In regulation 4(c) of the Coast Protection (Notices) (Wales) Regulations 2003(1), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

#### **Water Industry (Prescribed Conditions) (Undertakers Wholly or Mainly in Wales) Regulations 2004**

24.—(1) Regulation 3(3) of the Water Industry (Prescribed Conditions) (Undertakers Wholly or Mainly in Wales) Regulations 2004(2) is amended as follows.

(2) For sub-paragraph (b), substitute—

“(b) where the determination relates to an area that is the whole or part of an area of a water undertaker whose area is wholly in Wales, the Natural Resources Body for Wales;”

(3) For sub-paragraph (c), substitute—

“(c) where the determination relates to an area that is the whole or part of an area of a water undertaker whose area is partly in Wales and partly in England, the Natural Resources Body for Wales and the Environment Agency;”

#### **Landfill Allowances Scheme (Wales) Regulations 2004**

25. In regulation 5 of the Landfill Allowances Scheme (Wales) Regulations 2004(3), for "Environment Agency" substitute "Natural Resources Body for Wales".

#### **Environmental Assessment of Plans and Programmes (Wales) Regulations 2004**

26.—(1) Regulation 4 of the Environmental Assessment of Plans and Programmes (Wales) Regulations 2004(4) is amended as follows.

(1) O.S. 2003/1847 (Cy. 197).

(2) O.S. 2004/701 (Cy. 75) fel y'i diwygiwyd gan O.S. 2005/2035.

(3) O.S. 2004/1490 (Cy. 155) fel y'i diwygiwyd gan O.S. 2005/1820 (Cy. 148), O.S. 2011/971 (Cy. 141), O.S. 2012/65 (Cy. 16).

(4) O.S. 2004/1656 (Cy. 170) fel y'i diwygiwyd gan O.S. 2011/1043.

(1) S.I. 2003/1847 (W. 197).

(2) S.I. 2004/701 (W. 75) as amended by S.I. 2005/2035.

(3) S.I. 2004/1490 (W. 155) as amended by S.I. 2005/1820 (W. 148), S.I. 2011/971 (W. 141), S.I. 2012/65 (W. 16).

(4) S.I. 2004/1656 (W. 170) as amended by S.I. 2011/1043.

(2) Yn lle paragraff (1) rhodder—

"(1) Yn ddarostyngedig i baragraff (2), mewn perthynas â phob cynllun neu raglen y mae'r Rheoliadau hyn yn gymwys iddynt, mae pob un o'r cyrff canlynol yn gyrrff ymgynghori—

- (a) Corff Adnoddau Naturiol Cymru;
- (b) Cadw."

(3) Ym mharagraff (2), yn lle "corff a grybwyllir ym mharagraff (1)" rhodder "Cadw".

### Rheoliadau Gwastraff Peryglus (Cymru) 2005

27. Mae Rheoliadau Gwastraff Peryglus (Cymru) 2005(1) wedi eu diwygio fel a ganlyn.

28. Yn rheoliad 5(1), yn y man priodol mewnosoder—

"ystyr "CANC" ("*NRBW*") yw Corff Adnoddau Naturiol Cymru;"

29. Yn rheoliad 11, ar ôl paragraff (a) mewnosoder—

"(aa) CANC;"

30. Yn y darpariaethau a ganlyn, yn lle "Asiantaeth", ym mhob man lle y mae'n digwydd, rhodder "CANC"—

- (a) rheoliad 21(1) a (2);
- (b) rheoliadau 23 i 28;
- (c) rheoliad 33(1);
- (d) rheoliad 42(5)(a) a (6)(b)(ii);
- (e) rheoliad 47(4)(b);
- (f) rheoliad 49(5)(a) a (6);
- (g) rheoliad 51(3) a (4)(b);
- (h) rheoliad 53;
- (i) rheoliad 55.

31. Ym mhennawd Rhan 8, yn lle "Swyddogaethau'r Asiantaeth" rhodder "Swyddogaethau CANC".

32. Yn y darpariaethau a ganlyn, yn lle "yr Asiantaeth", ym mhob man lle y mae'n digwydd, rhodder "CANC"—

- (a) rheoliad 56;
- (b) rheoliad 58 (gan gynnwys y pennawd);
- (c) rheoliad 60(1);
- (d) rheoliadau 62 i 64 (gan gynnwys pennawd rheoliad 63).

33. Yn rheoliad 65A(1), yn lle "Asiantaeth yr Amgylchedd" rhodder "CANC".

(2) For paragraph (1) substitute—

“(1) Subject to paragraph (2), in relation to every plan or programme to which these Regulations apply, each of the following bodies are consultation bodies—

- (a) the Natural Resources Body for Wales;
- (b) Cadw.”

(3) In paragraph (2), for "a body mentioned in paragraph (1)" substitute "Cadw".

### Hazardous Waste (Wales) Regulations 2005

27. The Hazardous Waste (Wales) Regulations 2005(1) are amended as follows.

28. In regulation 5(1), in the appropriate place insert—

““*NRBW*" ("*CANC*") means the Natural Resources Body for Wales;”

29. In regulation 11, after paragraph (a) insert—

“(aa) the *NRBW*;”

30. In the following provisions, for "Agency", in each place where it occurs, substitute "NRBW"—

- (a) regulation 21(1) and (2);
- (b) regulations 23 to 28;
- (c) regulation 33(1);
- (d) regulation 42(5)(a) and (6)(b)(ii);
- (e) regulation 47(4)(b);
- (f) regulation 49(5)(a) and (6);
- (g) regulation 51(3) and (4)(b);
- (h) regulation 53;
- (i) regulation 55.

31. In the heading to Part 8, for "Agency's" substitute "NRBW's".

32. In the following provisions, for "Agency", in each place where it occurs, substitute "NRBW"—

- (a) regulation 56;
- (b) regulation 58 (including the heading);
- (c) regulation 60(1);
- (d) regulations 62 to 64 (including the heading to regulation 63).

33. In regulation 65A(1), for "the Environment Agency" substitute "the *NRBW*".

(1) O.S. 2005/1806 (Cy. 138) fel y'i diwygiwyd gan O.S. 2006/937, O.S. 2007/3538, O.S. 2009/2861 (Cy. 250), O.S. 2010/675, O.S. 2010/1820 (Cy. 177), O.S. 2011/556 (C. 19), O.S. 2011/971 (Cy. 141), O.S. 2011/2043.

(1) S.I. 2005/1806 (W. 138) as amended by S.I. 2006/937, S.I. 2007/3538, S.I. 2009/2861 (W. 250), S.I. 2010/675, S.I. 2010/1820 (W. 177), S.I. 2011/556 (C. 19), S.I. 2011/971 (W. 141), S.I. 2011/2043.

34. Yn rheoliadau 70 a 71(3), yn lle "yr Asiantaeth", ym mhob man lle y mae'n digwydd, rhodder "CANC".

35.—(1) Mae Atodlen 7 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff 4—

- (a) yn is-baragraff (2)(a), yn lle "hysbysu'r Asiantaeth" rhodder "hysbysu CANC";
- (b) yn is-baragraff (3)(b), ar ôl "o Ogledd Iwerddon)" mewnosoder "neu'r Asiantaeth (os traddodir y gwastraff o Loegr)";
- (c) yn is-baragraff (4)—
  - (i) ar ôl "neu Ogledd Iwerddon" mewnosoder "neu Loegr";
  - (ii) ar ôl "o Ogledd Iwerddon)" mewnosoder "neu'r Asiantaeth (os traddodir y gwastraff o Loegr)".

(3) Ym mharagraff 5—

- (a) yn is-baragraff (1), ar ôl "neu Ogledd Iwerddon" mewnosoder "neu Loegr";
- (b) yn is-baragraff (2)(a)(i), ar ôl "yng Ngogledd Iwerddon)" mewnosoder "neu'r Asiantaeth (pan fo'r gwastraff i'w draddodi i draddodai yn Lloegr)".

36. Yn Atodlen 10, yn Ffurff Hysbysiaidau Cosbau Penodedig, yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru".

#### **Rheoliadau Cynllunio Gwlad a Thref (Cynlluniau Datblygu Lleol) (Cymru) 2005**

37.—(1) Mae rheoliad 2(1) o Reoliadau Cynllunio Gwlad a Thref (Cynlluniau Datblygu Lleol) (Cymru) 2005(1) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "cyrff ymgynghori penodol"—

- (a) yn is-baragraff (a), yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru";
- (b) hepgorer is-baragraff (b).

#### **Rheoliadau Tir a Halogwyd yn Ymbelydrol (Addasu Deddfiadau) (Cymru) 2006**

38. Yn rheoliad 18(2)(a) o Reoliadau Tir a Halogwyd yn Ymbelydrol (Addasu Deddfiadau) (Cymru) 2006(2), ar ôl "yr Asiantaeth" mewnosoder ", Corff Adnoddau Naturiol Cymru".

34. In regulations 70 and 71(3), for "Agency", in each place where it occurs, substitute "NRBW".

35.—(1) Schedule 7 is amended as follows.

(2) In paragraph 4—

- (a) in sub-paragraph (2)(a), for "Agency" substitute "NRBW";
- (b) in sub-paragraph (3)(b), after "from Northern Ireland)" insert "or the Agency (where the waste is transported from England)";
- (c) in sub-paragraph (4)—
  - (i) after "or Northern Ireland" insert "or England";
  - (ii) after "from Northern Ireland)" insert "or the Agency (where the waste is transported from England)".

(3) In paragraph 5—

- (a) in sub-paragraph (1), after "or Northern Ireland" insert "or England";
- (b) in sub-paragraph (2)(a)(i), after "in Northern Ireland)" insert "or the Agency (where the waste is to be consigned to a consignee in England)".

36. In Schedule 10, in the Form of Fixed Penalty Notices, for "the Environment Agency" substitute "the Natural Resources Body for Wales".

#### **Town and Country Planning (Local Development Plan) (Wales) Regulations 2005**

37.—(1) Regulation 2(1) of the Town and Country Planning (Local Development Plan) (Wales) Regulations 2005(1) is amended as follows.

(2) In the definition of "specific consultation bodies"—

- (a) in sub-paragraph (a), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales";
- (b) omit sub-paragraph (b).

#### **Radioactive Contaminated Land (Modification of Enactments) (Wales) Regulations 2006**

38. In regulation 18(2)(a) of the Radioactive Contaminated Land (Modification of Enactments) (Wales) Regulations 2006(2), after "the Agency" insert ", the Natural Resources Body for Wales".

(1) O.S. 2005/2839 (Cy. 203) fel y'i diwygiwyd gan O.S. 2011/971 (Cy. 141).

(2) O.S. 2006/2988 (Cy. 277) fel y'i diwygiwyd gan O.S. 2007/3250, O.S. 2008/521, O.S. 2010/2146.

(1) S.I. 2005/2839 (W. 203) as amended by S.I. 2011/971 (W. 141).

(2) S.I. 2006/2988 (W. 277) as amended by S.I. 2007/3250, S.I. 2008/521, S.I. 2010/2146.

### **Rheoliadau Tir Halogedig (Cymru) 2006**

**39.** Mae Rheoliadau Tir Halogedig (Cymru) 2006(1) wedi eu diwygio fel a ganlyn.

**40.** Yn rheoliadau 5(1), 7(1)(l) a 13(3)(b), ac yn Atodlen 3, ym mharagraffau 10(1) a 13, yn lle "Asiantaeth yr Amgylchedd" ac "yr Asiantaeth", ym mhob man lle y maent yn digwydd, rhodder "Corff Adnoddau Naturiol Cymru".

### **Gorchymyn Rheolaethau ar Gŵn (Heb Fod yn Gymwys i Dir Dynodedig) (Cymru) 2007**

**41.**—(1) Yn yr Atodlen i Orchymyn Rheolaethau ar Gŵn (Heb Fod yn Gymwys i Dir Dynodedig) (Cymru) 2007(2), mae'r Tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn y disgrifiad cyntaf o dir, yn y golofn gyntaf, yn lle "y Comisiynwyr Coedwigaeth" rhodder "Corff Adnoddau Naturiol Cymru".

### **Rheoliadau Milheintiau (Monitro) (Cymru) 2007**

**42.** Yn rheoliad 7 o Reoliadau Milheintiau (Monitro) (Cymru) 2007(3), yn lle "Chyngor Cefn Gwlad Cymru" rhodder "Chorff Adnoddau Naturiol Cymru".

### **Rheoliadau Asesu'r Effeithiau Amgylcheddol (Amaethyddiaeth) (Cymru) 2007**

**43.** Mae Rheoliadau Asesu'r Effeithiau Amgylcheddol (Amaethyddiaeth) (Cymru) 2007(4) wedi eu diwygio fel a ganlyn.

**44.**—(1) Yn rheoliad 2(1), mae'r diffiniad o "cyrff ymgynghori" wedi ei ddiwygio fel a ganlyn.

(2) Yn is-baragraff (a), yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

(3) Hepgorer is-baragraff (b).

**45.** Yn rheoliad 5(7)(ch), hepgorer "gan Gyngor Cefn Gwlad Cymru".

### **Rheoliadau Atal Llygredd Nitradau (Cymru) 2008**

**46.** Mae Rheoliadau Atal Llygredd Nitradau (Cymru) 2008(5) wedi eu diwygio fel a ganlyn.

**47.**—(1) Mae rheoliad 6 wedi ei ddiwygio fel a ganlyn.

### **Contaminated Land (Wales) Regulations 2006**

**39.** The Contaminated Land (Wales) Regulations 2006(1) are amended as follows.

**40.** In regulations 5(1), 7(1)(o) and 13(3)(b), and in Schedule 3, in paragraphs 10(1) and 13, for "the Environment Agency" and "the Agency", in each place where they occur, substitute "the Natural Resources Body for Wales".

### **Controls on Dogs (Non-application to Designated Land) (Wales) Order 2007**

**41.**— In the Schedule to the Controls on Dogs (Non-application to Designated Land) (Wales) Order 2007(2), the Table is amended as follows.

(2) In the first description of land, in the first column, for "the Forestry Commissioners" substitute "the Natural Resources Body for Wales".

### **Zoonoses (Monitoring) (Wales) Regulations 2007**

**42.** In regulation 7 of the Zoonoses (Monitoring) (Wales) Regulations 2007(3), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

### **Environmental Impact Assessment (Agriculture) (Wales) Regulations 2007**

**43.** The Environmental Impact Assessment (Agriculture) (Wales) Regulations 2007(4) are amended as follows.

**44.**—(1) In regulation 2(1), the definition of "consultation bodies" is amended as follows.

(2) In sub-paragraph (a), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

(3) Omit sub-paragraph (b).

**45.** In regulation 5(7)(d), omit "by the Countryside Council for Wales".

### **Nitrate Pollution Prevention (Wales) Regulations 2008**

**46.** The Nitrate Pollution Prevention (Wales) Regulations 2008(5) are amended as follows.

**47.**—(1) Regulation 6 is amended as follows.

(1) O.S. 2006/2989 (Cy. 278) fel y'i diwygiwyd gan O.S. 2007/3538, O.S. 2010/675, O.S. 2012/283 (Cy. 47).

(2) O.S. 2007/701 (Cy. 58).

(3) O.S. 2007/2459 (Cy. 207).

(4) O.S. 2007/2933 (Cy. 253), fel y'i diwygiwyd gan O.S. 2011/1043.

(5) O.S. 2008/3143 (Cy. 278) fel y'i diwygiwyd gan O.S. 2010/489 (Cy.55), O.S. 2012/1238 (Cy. 151).

(1) S.I. 2006/2989 (W. 278) as amended by S.I. 2007/3538, S.I. 2010/675, S.I. 2012/283 (W. 47).

(2) S.I. 2007/701 (W. 58).

(3) S.I. 2007/2459 (W. 207).

(4) S.I. 2007/2933 (W. 253) as amended by S.I. 2011/1043.

(5) S.I. 2008/3143 (W. 278) as amended by S.I. 2010/489 (W.55), S.I. 2012/1238 (W. 151).



(2) Hepgorer y diffiniad o "yr Asiantaeth".

(3) Yn y man priodol mewnosoder—

"ystyr "CANC" ("*NRBW*") yw Corff Adnoddau Naturiol Cymru;"

**48.** Yn rheoliadau 7(1)(a), 8(3) a 13A i 13CH, yn lle "yr Asiantaeth", ym mhob man lle y mae'n digwydd, rhodder "CANC".

**49.** Yn rheoliad 49, yn lle "yr Asiantaeth yr Amgylchedd" rhodder "CANC".

**50.** Yn Atodlen 4, ym mharagraff 19(1) a (2), yn lle "i'r Asiantaeth" rhodder "i CANC".

### **Rheoliadau Difrod Amgylcheddol (Atal ac Adfer) (Cymru) 2009**

**51.** Mae Rheoliadau Difrod Amgylcheddol (Atal ac Adfer) (Cymru) 2009(1) wedi eu diwygio fel a ganlyn.

**52.**—(1) Mae rheoliad 10 wedi ei ddiwygio fel a ganlyn.

(2) Ym mharagraff (2)—

(a) cyn "Asiantaeth yr Amgylchedd", yn y man cyntaf lle y mae'n ymddangos, mewnosoder "naill ai Corff Adnoddau Naturiol Cymru neu";

(b) yn lle "Asiantaeth yr Amgylchedd", yn yr ail fan lle y mae'n digwydd, rhodder "Gorff Adnoddau Naturiol Cymru".

(3) Ym mharagraff (3)(b)—

(a) ym mharagraff (ii), yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru";

(b) ym mharagraff (iii), yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

**53.**—(1) Mae rheoliad 11 wedi ei ddiwygio fel a ganlyn.

(2) Yn y tabl, yn y drydedd golofn—

(a) yn lle "Asiantaeth yr Amgylchedd" ym mhob man lle y mae'n digwydd, rhodder "Corff Adnoddau Naturiol Cymru";

(b) yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

**54.** Yn rheoliad 31(2), yn lle "Asiantaeth yr Amgylchedd" rhodder "Gorff Adnoddau Naturiol Cymru".

(2) Omit the definition of "Agency".

(3) In the appropriate place insert—

““*NRBW*" ("*CANC*") means the Natural Resources Body for Wales;”

**48.** In regulations 7(1)(a), 8(3) and 13A to 13D, for "Agency", in each place where it occurs, substitute "NRBW".

**49.** In regulation 49, for "Environment Agency" substitute "NRBW".

**50.** In Schedule 4, in paragraph 19(1) and (2), for "Agency" substitute "NRBW".

### **Environmental Damage (Prevention and Remediation) (Wales) Regulations 2009**

**51.** The Environmental Damage (Prevention and Remediation) (Wales) Regulations 2009(1) are amended as follows.

**52.**—(1) Regulation 10 is amended as follows.

(2) In paragraph (2)—

(a) before "the Environment Agency", in the first place where it occurs, insert "either the Natural Resources Body for Wales or";

(b) for "the Environment Agency", in the second place where it occurs, substitute "the Natural Resources Body for Wales".

(3) In paragraph (3)(b)—

(a) in paragraph (ii), for "the Environment Agency" substitute "the Natural Resources Body for Wales";

(b) in paragraph (iii), for "Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**53.**—(1) Regulation 11 is amended as follows.

(2) In the table, in the third column—

(a) for "Environment Agency" in each place where it occurs substitute "Natural Resources Body for Wales";

(b) for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

**54.** In regulation 31(2), for "the Environment Agency" substitute "the Natural Resources Body for Wales".

(1) O.S. 2009/995 (Cy. 81) fel y'i diwygiwyd gan O.S. 2011/556 (C. 19), O.S. 2011/971 (Cy. 141), O.S. 2011/1043, O.S. 2011/2131, O.S. 2012/630.

(1) S.I. 2009/995 (W. 81) as amended by S.I. 2011/556 (C. 19), S.I. 2011/971 (W. 141), S.I. 2011/1043, S.I. 2011/2131, S.I. 2012/630.

**Gorchymyn Strategaethau Troseddau ac Anhrefn (Disgrifiadau Rhagnodedig) (Cymru) 2009**

55. Yn erthygl 3(2)(a) o Orchymyn Strategaethau Troseddau ac Anhrefn (Disgrifiadau Rhagnodedig) (Cymru) 2009(1), yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru".

**Rheoliadau Cynllunio Gwlad a Thref (Asesu Effeithiau Amgylcheddol) (Adolygiadau Amhenderfynedig o Hen Ganiatadau Mwynau) (Cymru) 2009**

56.—(1) Mae rheoliad 2(1) o Reoliadau Cynllunio Gwlad a Thref (Asesu Effeithiau Amgylcheddol) (Adolygiadau Amhenderfynedig o Hen Ganiatadau Mwynau) (Cymru) 2009(2) wedi ei ddiwygio fel a ganlyn.

(2) Yn y diffiniad o "y cyrff ymgynghori", yn is-baragraff (b)—

(a) ym mharagraff (ii), yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru";

(b) hepgorer paragraff (iii).

(3) Yn y diffiniad o "ardal sensitif", yn is-baragraff (e), yn lle "Gyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

**Rheoliadau Adnoddau Dŵr (Rheoli Llygredd) (Silwair, Slyri ac Olew Tanwydd Amaethyddol) (Cymru) 2010**

57. Mae Rheoliadau Adnoddau Dŵr (Rheoli Llygredd) (Silwair, Slyri ac Olew Tanwydd Amaethyddol) (Cymru) 2010(3) wedi eu diwygio fel a ganlyn.

58.—(1) Mae rheoliad 2(1) wedi ei ddiwygio fel a ganlyn.

(2) Hefgorer y diffiniad o "Asiantaeth yr Amgylchedd".

(3) Yn y man priodol, mewnosoder—

"ystyr "CANC" ("NRBW") yw Corff Adnoddau Naturiol Cymru;"

59. Yn rheoliadau 3(1)(c)(i) a 7 i 9, ac yn Atodlen 2, ym mharagraffau 5(1)(b) a 7, yn lle "Asiantaeth yr Amgylchedd" ac "Asiantaeth", ym mhob man lle y maent yn digwydd, rhodder "CANC".

**Crime and Disorder Strategies (Prescribed Descriptions) (Wales) Order 2009**

55. In article 3(2)(a) of the Crime and Disorder Strategies (Prescribed Descriptions) (Wales) Order 2009(1), for "the Environment Agency" substitute "the Natural Resources Body for Wales".

**Town and Country Planning (Environmental Impact Assessment) (Undetermined Reviews of Old Mineral Permissions) (Wales) Regulations 2009**

56.—(1) Regulation 2(1) of the Town and Country Planning (Environmental Impact Assessment) (Undetermined Reviews of Old Mineral Permissions) (Wales) Regulations 2009(2) is amended as follows.

(2) In the definition of "the consultation bodies", in sub-paragraph (b)—

(a) in paragraph (ii), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales";

(b) omit paragraph (iii).

(3) In the definition of "sensitive area", in sub-paragraph (g), for "the Countryside Council for Wales" substitute "the Natural Resources Body for Wales".

**Water Resources (Control of Pollution) (Silage, Slurry and Agriculture Fuel Oil) (Wales) Regulations 2010**

57. The Water Resources (Control of Pollution) (Silage, Slurry and Agriculture Fuel Oil) (Wales) Regulations 2010(3) are amended as follows.

58.—(1) Regulation 2(1) is amended as follows.

(2) Omit the definition of "Environment Agency".

(3) In the appropriate place insert—

“"NRBW" ("CANC") means the Natural Resources Body for Wales;”

59. In regulations 3(1)(c)(i) and 7 to 9, and in Schedule 2, in paragraphs 5(1)(b) and 7, for "Environment Agency", in each place where it occurs, substitute "NRBW".

(1) O.S. 2009/3050 (Cy. 267) fel y'i diwygiwyd gan O.S. 2010/1142 (Cy. 101).

(2) O.S. 2009/3342 (Cy. 293).

(3) O.S. 2010/1493 (Cy. 136).

(1) S.I. 2009/3050 (W. 267) as amended by S.I. 2010/1142 (W. 101).

(2) S.I. 2009/3342 (W. 293).

(3) S.I. 2010/1493 (W. 136).

### **Gorchymyn Sanesiynau Sifil Amgylcheddol (Cymru) 2010**

60. Yn erthygl 2 o Orchymyn Sanesiynau Sifil Amgylcheddol (Cymru) 2010(1), yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru"(2).

### **Gorchymyn Rheilffordd Llangollen a Chorwen 2010**

61. Mae Gorchymyn Rheilffordd Llangollen a Chorwen 2010(3) wedi ei ddiwygio fel a ganlyn.

62. Yn erthygl 9(8)(a) a phennawd erthygl 21, yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru".

63. Yn Atodlen 4, yn lle "Asiantaeth yr Amgylchedd", ym mhob man lle y mae'n digwydd (gan gynnwys ym mhennawd yr Atodlen honno), rhodder "Corff Adnoddau Naturiol Cymru".

### **Gorchymyn Pysgod Môr (Ardal Benodedig) (Gwahardd Offer Gosod) (Cymru) 2010**

64. Yn erthygl 4(1)(a) o Orchymyn Pysgod Môr (Ardal Benodedig) (Gwahardd Offer Gosod) (Cymru) 2010(4), yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru".

### **Gorchymyn Trwyddedu Morol (Gweithgareddau Esempt) (Cymru) 2011**

65. Mae Gorchymyn Trwyddedu Morol (Gweithgareddau Esempt) (Cymru 2011(5)) wedi ei ddiwygio fel a ganlyn.

66. Yn erthyglau 18(1) ac 19(1), ar ôl "gan neu ar ran" mewnosoder "Corff Adnoddau Naturiol Cymru neu".

67. Yn erthygl 25(1), yn lle "Gyngor Cefn Gwlad Cymru", ym mhob man lle y mae'n digwydd, rhodder "Corff Adnoddau Naturiol Cymru".

### **Rheoliadau Apelio ynghylch Gwybodaeth am Reoli Perygl Llifogydd ac Erydu Arfordirol (Cymru) 2011**

68. Yn rheoliad 1(c)(ii) o Reoliadau Apelio ynghylch Gwybodaeth am Reoli Perygl Llifogydd ac Erydu Arfordirol (Cymru) 2011(6), ar ôl "Asiantaeth yr Amgylchedd" mewnosoder "a Chorff Adnoddau Naturiol Cymru".

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(1) O.S. 2010/1821 (Cy. 178).

(2) Mae Atodlen 7 yn cynnwys darpariaethau trosiannol sy'n ymwneud â'r Gorchymyn hwn.

(3) O.S. 2010/2136 (Cy. 192).

(4) O.S. 2010/2915 (Cy. 240).

(5) O.S. 2011/559 (Cy. 81).

(6) O.S. 2011/865 (Cy. 127).

### **Environmental Civil Sanctions (Wales) Order 2010**

60. In article 2 of the Environmental Civil Sanctions (Wales) Order 2010(1), for "The Environment Agency" substitute "The Natural Resources Body for Wales"(2).

### **Llangollen and Corwen Railway Order 2010**

61. The Llangollen and Corwen Railway Order 2010(3) is amended as follows.

62. In article 9(8)(a) and the heading to article 21, for "Environment Agency" substitute "Natural Resources Body for Wales".

63. In Schedule 4, for "Environment Agency", in each place where it occurs (including in the heading to that Schedule), substitute "Natural Resources Body for Wales".

### **Sea Fish (Specified Area) (Prohibition of Fixed Engines) (Wales) Order 2010**

64. In article 4(1)(a) of the Sea Fish (Specified Area) (Prohibition of Fixed Engines) (Wales) Order 2010(4), for "the Environment Agency" substitute "the Natural Resources Body for Wales".

### **Marine Licensing (Exempted Activities) (Wales) Order 2011**

65. The Marine Licensing (Exempted Activities) (Wales) Order 2011(5) is amended as follows.

66. In articles 18(1) and 19(1), after "by or on behalf of" insert "the Natural Resources Body for Wales or".

67. In article 25(1), for "the Countryside Council for Wales", in each place where it occurs, substitute "the Natural Resources Body for Wales".

### **Flood and Coastal Erosion Risk Management Information Appeals (Wales) Regulations 2011**

68. In regulation 1(c)(ii) of the Flood and Coastal Erosion Risk Management Information Appeals (Wales) Regulations 2011(6), after "the Environment Agency" insert "and the Natural Resources Body for Wales".

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(1) S.I. 2010/1821 (W. 178).

(2) Schedule 7 contains transitional provisions relating to this Order.

(3) S.I. 2010/2136 (W. 192).

(4) S.I. 2010/2915 (W. 240).

(5) S.I. 2011/559 (W. 81).

(6) S.I. 2011/865 (W. 127).

### **Rheoliadau Targedau Ailgylchu, Paratoi i Ailddefnyddio a Chompostio (Monitro a Chosbau) (Cymru) 2011**

69. Mae Rheoliadau Targedau Ailgylchu, Paratoi i Ailddefnyddio a Chompostio (Monitro a Chosbau) (Cymru) 2011(1) wedi eu diwygio fel a ganlyn.

70. Yn rheoliad 2, yn y diffiniad o "y system WasteDataFlow", yn lle "Asiantaeth yr Amgylchedd" rhodder "Gorff Adnoddau Naturiol Cymru".

71. Yn rheoliad 3(1), yn lle "Asiantaeth yr Amgylchedd" rhodder "Corff Adnoddau Naturiol Cymru".

### **Gorchymyn Llifogydd ac Erydu Arfordirol Atodol (Cymru) 2011**

72. Mae Gorchymyn Llifogydd ac Erydu Arfordirol Atodol (Cymru) 2011(2) wedi ei ddiwygio fel a ganlyn.

73. Yn erthygl 3(3), yn lle "Asiantaeth yr Amgylchedd" rhodder "Gorff Adnoddau Naturiol Cymru".

74.—(1) Mae erthygl 3 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (2)—

- (a) yn is-baragraff (b), yn lle "cyfeiriad yn adran 157(6)(a)" rhodder "cyfeiriadau yn adran 157(6)(a) a (7)(a)";
- (b) yn is-baragraff (c), ar ôl "i (e)" mewnosoder "a (7)(c)".

(3) Ym mharagraff (3), ar ôl "ei roi i" mewnosoder "Gorff Adnoddau Naturiol Cymru neu".

75.—(1) Mae erthygl 4 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraff (1)—

- (a) yn is-baragraff (a), ar ôl "Agency" mewnosoder "or the NRBW";
- (b) yn is-baragraff (c)—
  - (i) yn y geiriau agoriadol, hepgorer "yn lle'r geiriau "the Agency"";
  - (ii) ym mharagraff (i), ar y dechrau mewnosoder "yn lle'r geiriau "the Agency or the NRBW" in";
  - (iii) ar ôl paragraff (i) mewnosoder—  
"(ia) yn lle'r geiriau "the Agency or, as the case may be, by the NRBW" in section 154(2);";
  - (iv) ym mharagraff (ii), yn lle "yn y man lle y maent yn ymddangos" rhodder "yn lle'r geiriau "the Agency or the NRBW"";

### **Recycling, Preparation for Re-use and Composting Targets (Monitoring and Penalties) (Wales) Regulations 2011**

69. The Recycling, Preparation for Re-use and Composting Targets (Monitoring and Penalties) (Wales) Regulations 2011(1) are amended as follows.

70. In regulation 2, in the definition of "the WasteDataFlow system", for "the Environment Agency" substitute "the Natural Resources Body for Wales".

71. In regulation 3(1), for "the Environment Agency" substitute "the Natural Resources Body for Wales".

### **Incidental Flooding and Coastal Erosion (Wales) Order 2011**

72. The Incidental Flooding and Coastal Erosion (Wales) Order 2011(2) is amended as follows.

73. In article 3(3), for "the Environment Agency" substitute "the Natural Resources Body for Wales".

74.—(1) Article 3 is amended as follows.

(2) In paragraph (2)—

- (a) in sub-paragraph (b), for "reference in section 157(6)(a)" substitute "references in section 157(6)(a) and (7)(a)";
- (b) in sub-paragraph (c), after "to (e)" insert "and (7)(c)".

(3) In paragraph (3), after "An authorisation to" insert "the Natural Resources Body for Wales or".

75.—(1) Article 4 is amended as follows.

(2) In paragraph (1)—

- (a) in sub-paragraph (a), after "Agency" insert "or the NRBW";
- (b) in sub-paragraph (c)—
  - (i) in the opening words, omit "the words "the Agency"";
  - (ii) in paragraph (i), at the beginning insert "the words "the Agency or the NRBW" in";
  - (iii) after paragraph (i) insert—  
“(ia) the words "the Agency or, as the case may be, by the NRBW" in section 154(2);”;
  - (iv) in paragraph (ii), for "where they appear" substitute "the words "the Agency or the NRBW"";

(1) O.S. 2011/1014 (Cy.152).

(2) O.S. 2011/2829 (Cy. 302).

(1) S.I. 2011/1014 (W.152).

(2) S.I. 2011/2829 (W. 302).

- (v) ym mharagraff (iii), yn lle "yn y man lle y maent yn ymddangos am yr ail a'r trydydd tro" rhodder "yn lle'r geiriau "the Agency or the NRBW" a "the Agency or, as the case may be, the NRBW";
- (c) ar ôl is-baragraff (ch) mewnosoder—  
" (d) bod adran 154(7) wedi ei hepgor."
- (3) Ym mharagraff (2)—
  - (a) yn is-baragraff (a), ar ôl "The Agency" mewnosoder "and the NRBW";
  - (b) yn is-baragraff (b)—
    - (i) ar ôl "the Agency" mewnosoder "or, as the case may be, the NRBW";
    - (ii) hepgorer "a (6)";
  - (c) yn is-baragraff (c), ar ôl "157(2)(b)" mewnosoder "a (6)";
  - (d) ar ôl is-baragraff (c) mewnosoder—  
" (ca) bod y geiriau "the local authority" wedi eu rhoi yn lle'r geiriau "the NRBW" lle y maent yn ymddangos yn adran 157(7);";
  - (e) yn is-baragraff (ch), yn lle "157(6)(a)" rhodder "157(7)(a)";
  - (f) yn is-baragraff (d), yn lle "157(6)(c) i (e)" rhodder "157(7)(c)".

**76.**—(1) Mae erthygl 6 wedi ei diwygio fel a ganlyn.

- (2) Ym mharagraff (1)—
  - (a) yn is-baragraff (a)—
    - (i) yn y geiriau agoriadol, ar ôl "Agency" mewnosoder "or by the NRBW";
    - (ii) ym mharagraff (ii), hepgorer "am y tro cyntaf";
  - (b) yn is-baragraff (b)—
    - (i) yn y geiriau agoriadol, ar ôl "Agency" mewnosoder "or the NRBW";
    - (ii) ym mharagraff (ii), hepgorer "am yr eildro".
- (3) Ym mharagraff (2)—
  - (a) yn is-baragraff (a), ar ôl "Agency" mewnosoder "or by the NRBW";
  - (b) yn is-baragraff (b), ar ôl "Agency" mewnosoder "or the NRBW";
  - (c) yn is-baragraff (ch), ar ôl "171(2)(b)" mewnosoder "a (6)".
- (4) Ym mharagraff (3)—
  - (a) yn is-baragraff (dd)—
    - (i) ar ôl "Agency" mewnosoder "or the NRBW";
    - (ii) hepgorer "ac 8";
  - (b) ar ôl is-baragraff (dd) mewnosoder—

- (v) in paragraph (iii), for "the second and third places they appear" substitute "the words "the Agency or the NRBW" and "the Agency or, as the case may be, the NRBW";
- (c) after sub-paragraph (d) insert—  
“(e)section 154(7) were omitted.”
- (3) In paragraph (2)—
  - (a) in sub-paragraph (a), after "The Agency" insert "and the NRBW";
  - (b) in sub-paragraph (b)—
    - (i) after "the Agency" insert "or, as the case may be, the NRBW";
    - (ii) omit "and (6)";
  - (c) in sub-paragraph (c), after "157(2)(b)" insert "and (6)";
  - (d) after sub-paragraph (c) insert—  
“(ca) the words "the local authority" were substituted for the words "the NRBW" where they appear in section 157(7);”;
  - (e) in sub-paragraph (d), for "157(6)(a)" substitute "157(7)(a)";
  - (f) in sub-paragraph (e), for "157(6)(c) to (e)" substitute "157(7)(c)".

**76.**—(1) Article 6 is amended as follows.

- (2) In paragraph (1)—
  - (a) in sub-paragraph (a)—
    - (i) in the opening words, after "Agency" insert "or by the NRBW";
    - (ii) in paragraph (ii), omit "first";
  - (b) in sub-paragraph (b)—
    - (i) in the opening words, after "Agency" insert "or the NRBW";
    - (ii) in paragraph (ii), for "the second place" substitute "where".
- (3) In paragraph (2)—
  - (a) in sub-paragraph (a), after "Agency" insert "or by the NRBW";
  - (b) in sub-paragraph (b), after "Agency" insert "or the NRBW";
  - (c) in sub-paragraph (d), after "171(2)(b)" insert "and (6)".
- (4) In paragraph (3)—
  - (a) in sub-paragraph (f)—
    - (i) after "Agency" insert "or the NRBW";
    - (ii) omit "and 8";
  - (b) after sub-paragraph (f) insert—

"(fa) bod y geiriau "or a local authority" wedi eu rhoi yn lle ", the Agency or the NRBW" ym mharagraff 8(1);".

77. Yn erthygl 8, yn lle "Agency", ym mhob man lle y mae'n digwydd, rhodder "appropriate agency".

### **Gorchymyn Cynllunio Gwlad a Thref (Gweithdrefn Rheoli Datblygu) (Cymru) 2012**

78. Mae Gorchymyn Cynllunio Gwlad a Thref (Gweithdrefn Rheoli Datblygu) (Cymru) 2012(1) wedi ei ddiwygio fel a ganlyn.

79.—(1) Mae erthygl 27(3) wedi ei diwygio fel a ganlyn.

(2) Yn is-baragraff (b), yn lle "Cyngor Cefn Gwlad Cymru" rhodder "Corff Adnoddau Naturiol Cymru".

(3) Hefgorer is-baragraff (c).

80.—(1) Yn Atodlen 4, mae'r Tabl wedi ei ddiwygio fel a ganlyn.

(2) Yn lle "Asiantaeth yr Amgylchedd", ym mhob man lle y mae'n digwydd, rhodder "Corff Adnoddau Naturiol Cymru".

(3) Yn lle "Cyngor Cefn Gwlad Cymru", ym mhob man lle y mae'n digwydd, rhodder " Corff Adnoddau Naturiol Cymru".

“(fa) the words "or a local authority" were substituted for ", the Agency or the NRBW" in paragraph 8(1);”.

77. In article 8, for "Agency", in each place where it occurs, substitute "appropriate agency".

### **Town and Country Planning (Development Management Procedure) (Wales) Order 2012**

78. The Town and Country Planning (Development Management Procedure) (Wales) Order 2012(1) is amended as follows.

79.—(1) Article 27(3) is amended as follows.

(2) In sub-paragraph (b), for "Countryside Council for Wales" substitute "Natural Resources Body for Wales".

(3) Omit sub-paragraph (c).

80.—(1) In Schedule 4, the Table is amended as follows.

(2) For "Environment Agency", in each place where it occurs, substitute "Natural Resources Body for Wales".

(3) For "Countryside Council for Wales", in each place where it occurs, substitute "Natural Resources Body for Wales".

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(1) O.S. 2012/801 (Cy. 110) fel y'i haddaswyd gan O.S. 2012/1659.

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(1) S.I. 2012/801 (W. 110) as modified by S.I. 2012/1659.

Erthygl 4(2)

Article 4(2)

## IS-DDEDDFWRIAETH ARALL

## OTHER SUBORDINATE LEGISLATION

**Cyfarwyddyd Mesurau Diogelwch a Brys (Ymgwymerwyr Dŵr a Charthffosiaeth) 1998**

1. Yng nghyfarwyddyd 4(1) o Gyfarwyddyd Mesurau Diogelwch a Brys (Ymgwymerwyr Dŵr a Charthffosiaeth) 1998, ar ôl paragraff (b) mewnoser—

"(ba) The Natural Resources Body for Wales;"

**Gorchymyn Asiantaeth yr Amgylchedd (Afon Dyfrdwy) (Cyfyngu ar Eogiaid a Sewin) 2004**

2. Mae Gorchymyn Asiantaeth yr Amgylchedd (Afon Dyfrdwy) (Cyfyngu ar Eogiaid a Sewin) 2004 wedi ei ddiwygio fel a ganlyn.

3. Yn enw'r Gorchymyn ac yn erthygl 1, ar ôl "Environment Agency" mewnoser "and Natural Resources Body for Wales".

4. Yn erthyglau 5 a 9, yn lle "Agency" rhodder "appropriate agency".

**Gorchymyn Asiantaeth yr Amgylchedd (Cyfyngu ar Drwyddedau Pysgota â Rhwydi) (Cymru) 2009**

5. Mae Gorchymyn Asiantaeth yr Amgylchedd (Cyfyngu ar Drwyddedau Pysgota â Rhwydi) (Cymru) 2009 wedi ei ddiwygio fel a ganlyn.

6. Yn enw'r Gorchymyn ac yn erthygl 1(1), yn lle "Environment Agency" rhodder "Natural Resources Body for Wales".

7.—(1) Mae erthygl 2 wedi ei diwygio fel a ganlyn.

(2) Hepgorer y diffiniadau a ganlyn—

(a) "the Agency";

(b) "the Agency's area".

(3) Ar ddiwedd y diffiniad o "licence", hepgorer "and".

(4) Yn y diffiniad o "net licence officer", yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "NRBW" ac "NRBW's" yn eu tro.

(5) Yn y manau priodol mewnoser y diffiniadau a ganlyn—

"the NRBW" means the Natural Resources Body for Wales;"

**Security and Emergency Measures (Water and Sewerage Undertakers) Direction 1998**

1. In direction 4(1) of the Security and Emergency Measures (Water and Sewerage Undertakers) Direction 1998, after paragraph (b) insert—

"(ba) The Natural Resources Body for Wales;"

**Environment Agency (River Dee) (Limitation of Salmon and Sea Trout) Order 2004**

2. The Environment Agency (River Dee) (Limitation of Salmon and Sea Trout) Order 2004 is amended as follows.

3. In the title to the Order and in article 1, after "Environment Agency" insert "and Natural Resources Body for Wales".

4. In articles 5 and 9, for "Agency" substitute "appropriate agency".

**Environment Agency (Limitation of Net Fishing Licences) (Wales) Order 2009**

5. The Environment Agency (Limitation of Net Fishing Licences) (Wales) Order 2009 is amended as follows.

6. In the title to the Order and in article 1(1), for "Environment Agency" substitute "Natural Resources Body for Wales".

7.—(1) Article 2 is amended as follows.

(2) Omit the following definitions—

(a) "the Agency";

(b) "the Agency's area".

(3) At the end of the definition of "licence", omit "and".

(4) In the definition of "net licence officer", for "Agency" and "Agency's", in each place where they occur, substitute "NRBW" and "NRBW's" respectively.

(5) In the appropriate places insert the following definitions—

"the NRBW" means the Natural Resources Body for Wales;"

""the NRBW's area" means the area in respect of which the NRBW carries out its functions relating to fisheries pursuant to section 6(7A) of the Environment Act 1995."

**8.** Yn erthyglau 3 a 4, yn lle "Agency's" ac "Agency", ym mhob man lle y maent yn digwydd, rhodder "NRBW's" ac "NRBW" yn eu tro.

**9.** Yn erthygl 5, yn lle paragraff (1) rhodder—

"(1) Subject to article 8(2), all applications for licences for each year pursuant to this Order must be made to the NRBW not later than the 31st day of December in the previous year."

**10.**—(1) Mae erthygl 6 wedi ei diwygio fel a ganlyn.

(2) Ym mharagraffau (1) a (3) i (6), yn lle "Agency" ac "Agency's", ym mhob man lle y maent yn digwydd, rhodder "NRBW" ac "NRBW's" yn eu tro.

(3) Yn lle paragraff (2) rhodder—

"(2) The NRBW must publish the criteria referred to in paragraph (1) of this article, and make them available for public inspection at its offices."

**11.** Yn erthygl 7(1), yn lle "Agency's" ac "Agency" rhodder "NRBW's" ac "NRBW" yn eu tro.

**12.**—(1) Mae'r Atodlen wedi ei diwygio fel a ganlyn.

(2) Yn Rhan 1—

(a) hepgorer colofn 3;

(b) yn y cofnod ynglŷn ag afonydd Cleddau Ddu a Chleddau Wen, yn lle "Agency" rhodder "NRBW".

(3) Yn Rhan 2, hepgorer colofn 3.

""the NRBW's area" means the area in respect of which the NRBW carries out its functions relating to fisheries pursuant to section 6(7A) of the Environment Act 1995."

**8.** In articles 3 and 4, for "Agency's" and "Agency", in each place where they occur, substitute "NRBW's" and "NRBW" respectively.

**9.** In article 5, for paragraph (1) substitute—

"(1) Subject to article 8(2), all applications for licences for each year pursuant to this Order must be made to the NRBW not later than the 31st day of December in the previous year."

**10.**—(1) Article 6 is amended as follows.

(2) In paragraphs (1) and (3) to (6), for "Agency" and "Agency's", in each place where they occur, substitute "NRBW" and "NRBW's" respectively.

(3) For paragraph (2) substitute—

"(2) The NRBW must publish the criteria referred to in paragraph (1) of this article, and make them available for public inspection at its offices."

**11.** In article 7(1), for "Agency's" and "Agency" substitute "NRBW's" and "NRBW" respectively.

**12.**—(1) The Schedule is amended as follows.

(2) In Part 1—

(a) omit column 3;

(b) in the entry relating to the Rivers Eastern and Western Cleddau, for "Agency" substitute "NRBW".

(3) In Part 2, omit column 3.



DARPARIAETHAU TROSIANNOL AC  
ARBEDIONTRANSITIONAL PROVISIONS AND  
SAVINGS

## RHAN 1

## PART 1

## Darpariaethau cyffredinol

## General provisions

## Dehongli

## Interpretation

1.—(1) Yn yr Atodlen hon—

ystyr "y dyddiad trosglwyddo" ("*the transfer date*") yw 1 Ebrill 2013;

ystyr "swyddogaeth drosglwyddedig" ("*transferred function*") yw unrhyw swyddogaeth sydd, yn rhinwedd unrhyw ddarpariaeth a wneir gan y Gorchymyn hwn, yn dod yn arferadwy ar y dyddiad trosglwyddo gan gorff neu berson ac eithrio'r corff neu'r person yr oedd yn arferadwy ganddo yn union cyn y dyddiad hwnnw;

ystyr "trosglwyddai" ("*transferee*") yw y corff neu'r person y daw swyddogaeth drosglwyddedig yn arferadwy ganddo ar y dyddiad trosglwyddo;

ystyr "trosglwyddwr" ("*transferor*") yw y corff neu'r person yr oedd swyddogaeth drosglwyddedig yn arferadwy ganddo yn union cyn y dyddiad trosglwyddo.

(2) At ddibenion y diffiniad o "swyddogaeth drosglwyddedig", nid yw o bwys bod swyddogaeth yn dal yn arferadwy ar y dyddiad trosglwyddo ac wedyn gan y trosglwyddwr yn ogystal â'r trosglwyddai (boed hynny ar y cyd neu fel arall).

(3) Yn yr Atodlen hon, mae unrhyw gyfeiriad at unrhyw beth a wneir gan drosglwyddwr neu mewn perthynas ag ef yn cynnwys cyfeiriad at unrhyw beth a gaiff ei drin, yn rhinwedd unrhyw ddeddfiad, fel pe bai wedi ei wneud gan neu mewn perthynas â'r trosglwyddwr hwnnw.

## Parhad o ran ymarfer y swyddogaethau

2.—(1) Nid oes yr un o'r pethau a ganlyn, hynny yw—

- (a) dileu CCGC,
- (b) trosglwyddo, addasu, diddymu neu ddirymu unrhyw swyddogaeth gan y Gorchymyn hwn, nac
- (c) trosglwyddo unrhyw eiddo, hawliau neu

1.—(1) In this Schedule—

"the transfer date" ("*y dyddiad trosglwyddo*") means 1 April 2013;

"transferee" ("*trosglwyddai*") means the body or person by whom a transferred function becomes exercisable on the transfer date;

"transferor" ("*trosglwyddwr*") means the body or person by whom a transferred function was exercisable immediately before the transfer date;

"transferred function" ("*swyddogaeth drosglwyddedig*") means any function which, by virtue of any provision made by this Order, becomes exercisable on the transfer date by a body or person other than the body or person by whom it was exercisable immediately before that date.

(2) For the purpose of the definition of "transferred function", it does not matter that a function continues to be exercisable on and after the transfer date by the transferor as well as the transferee (whether jointly or otherwise).

(3) In this Schedule, any reference to anything done by or in relation to a transferor includes a reference to anything which, by virtue of any enactment, is treated as having been done by or in relation to that transferor.

## Continuity of exercise of functions

2.—(1) None of the following, that is to say—

- (a) the abolition of the CCW,
- (b) the transfer, modification, repeal or revocation by this Order of any function, or
- (c) the transfer by this Order of any property,

rwymedigaethau gan y Gorchymyn hwn,

yn effeithio ar ddilysrwydd unrhyw beth a wneir cyn i'r dileu, y trosglwyddo, yr addasu, y diddymu neu'r dirymu gael effaith.

(2) Caiff unrhyw beth (yn cynnwys, heb gyfyngiad, achos cyfreithiol) sydd, ar y dyddiad trosglwyddo, yn y broses o gael ei wneud gan neu mewn perthynas â throsglwyddwr i ymarfer swyddogaeth drosglwyddedig, neu mewn cysylltiad â swyddogaeth drosglwyddedig, gael ei barhau gan neu mewn perthynas â'r trosglwyddai.

(3) Mae unrhyw beth a wneir gan neu mewn perthynas â throsglwyddwr cyn y dyddiad trosglwyddo i ymarfer swyddogaeth drosglwyddedig, neu mewn cysylltiad â swyddogaeth drosglwyddedig, i'r graddau y mae'n ofynnol er mwyn parhau â'i effaith ar y dyddiad hwnnw ac wedyn, yn cael effaith fel pe bai wedi ei wneud gan neu mewn perthynas â'r trosglwyddai.

(4) Mae unrhyw gyfeiriad at drosglwyddwr (ac unrhyw gyfeiriad sydd i'w ddarllen fel cyfeiriad at drosglwyddwr) mewn unrhyw ddogfen y mae darpariaethau'r paragraff hwn yn gymwys iddi, neu sy'n ymwneud ag unrhyw beth y mae'r darpariaethau hynny'n gymwys iddo, i'r graddau y mae'n ofynnol er mwyn rhoi effaith i'r darpariaethau hynny, i'w drin fel cyfeiriad at y trosglwyddai.

3.—(1) Mae'r paragraff hwn yn gymwys—

- (a) pan roddwyd swyddogaeth ("yr hen swyddogaeth") i CCGC gan Ran 7 o Ddeddf 1990 neu unrhyw ddarpariaeth arall a ddiddymir gan y Gorchymyn hwn;
- (b) pan roddir swyddogaeth gyfatebol ("y swyddogaeth newydd") i'r Corff gan unrhyw un o ddarpariaethau'r Gorchymyn Sefydlu (fel y'i diwygir gan y Gorchymyn hwn).

(2) Caiff unrhyw beth (yn cynnwys, heb gyfyngiad, achos cyfreithiol) sydd, ar y dyddiad trosglwyddo, yn y broses o gael ei wneud mewn perthynas â'r hen swyddogaeth gael ei barhau mewn perthynas â'r swyddogaeth newydd.

(3) Mae unrhyw beth a wnaed mewn perthynas â'r hen swyddogaeth yn cael effaith fel pe bai'n cael ei wneud mewn perthynas â'r swyddogaeth newydd, i'r graddau y mae'n ofynnol er mwyn parhau â'i effaith ar y dyddiad trosglwyddo ac wedi hynny.

(4) Mae unrhyw gyfeiriad at CCGC (ac unrhyw gyfeiriad sydd i'w ddarllen fel cyfeiriad at CCGC) mewn unrhyw ddogfen sy'n ymwneud â'r hen swyddogaeth, i'w drin fel cyfeiriad at y Corff, i'r graddau y mae'n ofynnol er mwyn rhoi effaith i'r paragraff hwn.

4. Nid yw darpariaethau'r Rhan hon—

- (a) yn rhagfarnu unrhyw ddarpariaeth a wneir gan

rights or liabilities,

affects the validity of anything done before the abolition, transfer, modification, repeal or revocation takes effect.

(2) Anything (including, without limitation, legal proceedings) which, at the transfer date, is in the process of being done by or in relation to a transferor in the exercise of, or in connection with, a transferred function may be continued by or in relation to the transferee.

(3) Anything done by or in relation to a transferor before the transfer date in the exercise of, or otherwise in connection with, a transferred function is, so far as is required for continuing its effect on and after that date, to have effect as if done by or in relation to the transferee.

(4) Any reference to a transferor (and any reference which is to be read as a reference to a transferor) in any document constituting or relating to anything to which the provisions of this paragraph apply is, so far as is required for giving effect to those provisions, to be treated as a reference to the transferee.

3.—(1) This paragraph applies where—

- (a) a function ("the old function") was conferred on the CCW by Part 7 of the 1990 Act or any other provision which is repealed by this Order;
- (b) an equivalent function ("the new function") is conferred on the Body by any provision of the Establishment Order (as amended by this Order).

(2) Anything (including, without limitation, legal proceedings) which, at the transfer date, is in the process of being done in relation to the old function may be continued in relation to the new function.

(3) Anything done in relation to the old function is, so far as is required for continuing its effect on and after the transfer date, to have effect as if done in relation to the new function.

(4) Any reference to the CCW (and any reference which is to be read as a reference to the CCW) in any document relating to the old function is, so far as is required for giving effect to this paragraph, to be treated as a reference to the Body.

4. The provisions of this Part—

- (a) are without prejudice to any provision made by

y Gorchymyn hwn mewn perthynas ag unrhyw swyddogaethau penodol;

- (b) i gael eu trin fel pe baent yn peri i unrhyw gontract cyflogaeth a wneir gan drosglwyddwr barhau mewn grym.

## RHAN 2

### Cyfarwyddiadau

#### Cyfarwyddiadau cyffredinol

5.—(1) Mae cyfarwyddyd a roddwyd o dan adran 3(1) o Ddeddf Parciau Cenedlaethol a Mynediad i Gefn Gwlad 1949(1) neu adran 131(4) o Ddeddf 1990 cyn y dyddiad trosglwyddo i'w drin ar y dyddiad trosglwyddo ac wedi hynny fel cyfarwyddyd a roddir i'r Corff o dan erthygl 11(1) o'r Gorchymyn Sefydlu.

(2) Mae cyfarwyddyd a roddwyd at ddibenion adran 1(4) o Ddeddf Coedwigaeth 1967(2) cyn y dyddiad trosglwyddo, i'w drin, i'r graddau y mae'n gymwys mewn perthynas â swyddogaeth a ddaw'n arferadwy gan y Corff yn rhinwedd unrhyw ddarpariaeth a wneir gan y Gorchymyn hwn, ar y dyddiad trosglwyddo ac wedi hynny, fel cyfarwyddyd a roddwyd i'r Corff o dan erthygl 11(1) o'r Gorchymyn Sefydlu.

(3) Mae cyfarwyddyd a roddwyd o dan adran 40(1) o Ddeddf 1995 cyn y dyddiad trosglwyddo, i'w drin, i'r graddau y mae'n gymwys mewn perthynas â swyddogaeth drosglwyddedig, ar y dyddiad trosglwyddo ac wedi hynny, fel cyfarwyddyd a roddwyd i'r Corff o dan erthygl 11(1) o'r Gorchymyn Sefydlu.

(4) Mae cyfarwyddyd a roddwyd o dan adran 40(2) o Ddeddf 1995 cyn y dyddiad trosglwyddo, i'w drin, i'r graddau y mae'n gymwys o ran Cymru, ar y dyddiad trosglwyddo ac wedi hynny fel cyfarwyddyd a roddwyd i'r Corff o dan erthygl 11(3) o'r Gorchymyn Sefydlu (fel y'i hamnewidiwyd gan y Gorchymyn hwn) ond mae hyn yn ddarostyngedig i unrhyw ddarpariaeth a wneir gan y Rhan hon mewn perthynas â chyfarwyddiadau penodol.

#### Cyfarwyddyd Dosbarthu Dŵr Wyneb a Dŵr Daear Ardaloedd Basn Afon (y Gyfarwyddeb Fframwaith Dŵr) (Cymru a Lloegr) 2009

6.—(1) Mae Cyfarwyddyd Dosbarthu Dŵr Wyneb a Dŵr Daear Ardaloedd Basn Afon (y Gyfarwyddeb Fframwaith Dŵr) (Cymru a Lloegr) 2009 i'w drin ar y dyddiad trosglwyddo ac wedi hynny fel cyfarwyddyd a roddir i'r asiantaeth briodol—

this Order in relation to any particular functions;

- (b) are not to be treated as continuing in force any contract of employment made by a transferor.

## PART 2

### Directions

#### General directions

5.—(1) A direction which was given under section 3(1) of the National Parks and Access to the Countryside Act 1949(1) or section 131(4) of the 1990 Act before the transfer date is to be treated on and after the transfer date as a direction given to the Body under article 11(1) of the Establishment Order.

(2) A direction which was given for the purposes of section 1(4) of the Forestry Act 1967(2) before the transfer date is, to the extent that it applies in relation to a function that becomes exercisable by the Body by virtue of any provision made by this Order, to be treated on and after the transfer date as a direction given to the Body under article 11(1) of the Establishment Order.

(3) A direction which was given under section 40(1) of the 1995 Act before the transfer date is, to the extent that it applies in relation to a transferred function, to be treated on and after the transfer date as a direction given to the Body under article 11(1) of the Establishment Order.

(4) A direction which was given under section 40(2) of the 1995 Act before the transfer date is, to the extent that it applies in relation to Wales, to be treated on and after the transfer date as a direction given to the Body under article 11(3) of the Establishment Order (as substituted by this Order), but this is subject to any provision made by this Part in relation to particular directions.

#### The River Basin Districts Surface Water and Groundwater Classification (Water Framework Directive) (England and Wales) Direction 2009

6.—(1) The River Basin Districts Surface Water and Groundwater Classification (Water Framework Directive) (England and Wales) Direction 2009 is to be treated on and after the transfer date as a direction given to the appropriate agency—

(1) 1949 p. 97.

(2) 1967 p. 10.

(1) 1949 c. 97.

(2) 1967 c. 10.

- (a) o dan erthygl 11(3) o'r Gorchymyn Sefydlu (fel y'i hamnewidiwyd gan y Gorchymyn hwn) i'r graddau y mae'r cyfarwyddyd yn gymwys pan yr asiantaeth briodol yw Corff Adnoddau Naturiol Cymru;
- (b) o dan adran 40(2) o Ddeddf 1995 i'r graddau y mae'r cyfarwyddyd yn gymwys pan yr asiantaeth briodol yw Asiantaeth yr Amgylchedd;
- (c) o dan erthygl 11(3) o'r Gorchymyn Sefydlu(1) (fel y'i hamnewidiwyd gan y Gorchymyn hwn) ac o dan adran 40(2) o Ddeddf 1995 i'r graddau y mae'r cyfarwyddyd yn gymwys pan yr asiantaeth briodol yw Corff Adnoddau Naturiol Cymru ac Asiantaeth yr Amgylchedd yn gweithredu ar y cyd.

(2) Yn y paragraff hwn, mae i "asiantaeth briodol" yr un ystyr ag "appropriate agency" yn rheoliad 2(1) o Reoliadau Amgylchedd Dŵr (y Gyfarwydddeb Fframwaith Dŵr) (Cymru a Lloegr) 2003 fel y'u diwygiwyd gan y Gorchymyn hwn.

**Cyfarwyddiadau Teipoleg, Safonau a gwerthoedd trothwy Dŵr Daear Ardaloedd Basn Afon (y Gyfarwydddeb Fframwaith Dŵr) (Cymru a Lloegr) 2010**

7.—(1) Mae Cyfarwyddiadau Teipoleg, Safonau a gwerthoedd trothwy Dŵr Daear Ardaloedd Basn Afon (y Gyfarwydddeb Fframwaith Dŵr) (Cymru a Lloegr) 2010 i gael eu trin, ar y dyddiad trosglwyddo ac wedi hynny, fel cyfarwyddiadau a roddir i'r asiantaeth briodol—

- (a) o dan erthyglau 11(3) ac 11A(3) o'r Gorchymyn Sefydlu (fel y'i hamnewidiwyd gan y Gorchymyn hwn) i'r graddau y mae'r cyfarwyddiadau'n gymwys pan yr asiantaeth briodol yw Corff Adnoddau Naturiol Cymru;
- (b) o dan adrannau 40(2) a 122(2) o Ddeddf 1995 i'r graddau y mae'r cyfarwyddiadau'n gymwys pan yr asiantaeth briodol yw Asiantaeth yr Amgylchedd; ac
- (c) o dan erthyglau 11(3) ac 11A(3) o'r Gorchymyn Sefydlu (fel y'i amnewidiwyd gan y Gorchymyn hwn) ac o dan adrannau 40(2) a 122(2) o Ddeddf 1995 i'r graddau y mae'r cyfarwyddiadau'n gymwys pan yr asiantaeth briodol yw Corff Adnoddau Naturiol Cymru ac Asiantaeth yr Amgylchedd yn gweithredu ar y cyd.

(2) Yn y paragraff hwn, mae i "asiantaeth briodol" yr un ystyr ag "appropriate agency" yn rheoliad 2(1) o Reoliadau Amgylchedd Dŵr (y Gyfarwydddeb Fframwaith Dŵr) (Cymru a Lloegr) 2003 fel y'u diwygiwyd gan y Gorchymyn hwn.

- (a) under article 11(3) of the Establishment Order (as substituted by this Order) in so far as the direction applies where the appropriate agency is the Natural Resources Body for Wales;
- (b) under section 40(2) of the 1995 Act in so far as the direction applies where the appropriate agency is the Environment Agency;
- (c) under article 11(3) of the Establishment Order (1)(as substituted by this Order) and under section 40(2) of the 1995 Act in so far as the direction applies where the appropriate agency is the Natural Resources Body for Wales and the Environment Agency acting jointly.

(2) In this paragraph "appropriate agency" ("*asiantaeth briodol*") has the same meaning as in regulation 2(1) of the Water Environment (Water Framework Directive) (England and Wales) Regulations 2003 as amended by this Order.

**The River Basin Districts Typology, Standards and Groundwater threshold values (Water Framework Directive) (England and Wales) Directions 2010**

7.—(1) The River Basin Districts Typology, Standards and Groundwater threshold values (Water Framework Directive) (England and Wales) Directions 2010 are to be treated on and after the transfer date as directions given to the appropriate agency—

- (a) under articles 11(3) and 11A(3) of the Establishment Order (as substituted by this Order) in so far as the directions apply where the appropriate agency is the Natural Resources Body for Wales;
- (b) under sections 40(2) and 122(2) of the 1995 Act in so far as the directions apply where the appropriate agency is the Environment Agency; and
- (c) under articles 11(3) and 11A(3) of the Establishment Order (as substituted by this Order) and under sections 40(2) and 122(2) of the 1995 Act in so far as the directions apply where the appropriate agency is the Natural Resources Body for Wales and the Environment Agency acting jointly.

(2) In this paragraph, "appropriate agency" ("*asiantaeth briodol*") has the same meaning as in regulation 2(1) of the Water Environment (Water Framework Directive) (England and Wales) Regulations 2003 as amended by this Order.

(1) O.S. 2003/3242 fel y'i diwygiwyd gan O.S. 2005/2035, O.S. 2007/3538, O.S. 2008/1097 (yn rhannol o 14/05/08, yn llwyr o 24/03/15), O.S. 2010/630 (C. 42), O.S. 2011/556 (C. 19).

(1) S.I. 2003/3242 as amended by S.I. 2005/2035, S.I. 2007/3538, S.I. 2008/1097 (partly as from 14/05/08, fully as from 24/03/15), S.I. 2010/630 (C. 42), S.I. 2011/556 (C. 19).

## Darpariaethau'n ymwneud â diwygiadau i ddeddfiadau penodol

**Deddf Diogelu'r Amgylchedd 1990**

8. Er bod y Gorchymyn hwn yn diddymu Atodlenni 8 a 9 i Ddeddf 1990, mae'r diwygiadau a wnaed gan yr Atodlenni hynny i Ddeddfau eraill yn dal i gael effaith i'r graddau yr oeddent yn cael effaith yn union cyn i'r Gorchymyn hwn ddod i rym, yn ddarostyngedig i unrhyw ddiwygiadau i'r Ddeddfau eraill hynny a wnaed gan y Gorchymyn hwn.

**Rheoliadau Rheoli Peryglon Damweiniau Mawr 1999**

9.—(1) Mae'r paragraff hwn yn gymwys at ddibenion rheoliad 7(11) o Reoliadau Rheoli Peryglon Damweiniau Mawr 1999(1).

(2) Pan fo—

- (a) adroddiad diogelwch yn cael ei anfon at yr awdurdod cymwys mewn perthynas â sefydliad yng Nghymru;
- (b) yr adroddiad diogelwch hwnnw yn cynnwys gwybodaeth sy'n cyfeirio at wybodaeth mewn adroddiad neu hysbysiad arall a anfonwyd at Asiantaeth yr Amgylchedd yn unol â gofynion a osodwyd gan neu o dan unrhyw ddeddfiad; ac
- (c) yr adroddiad neu'r hysbysiad arall wedi ei anfon at Asiantaeth yr Amgylchedd cyn y dyddiad trosglwyddo;

yna, ystyrir bod yr adroddiad neu'r hysbysiad a anfonwyd at Asiantaeth yr Amgylchedd wedi ei anfon at yr asiantaeth briodol.

(3) Yn y paragraff hwn, mae i "asiantaeth briodol", "sefydliad", "hysbysiad" ac "adroddiad diogelwch" yr ystyron a roddir i "appropriate agency", "establishment", "notification" a "safety report" yn eu tro gan reoliad 2(1) o Reoliadau Rheoli Peryglon Damweiniau Mawr 1999 fel y'u diwygiwyd gan y Gorchymyn hwn.

**Rheoliadau Defnyddiau Atgynhyrchiol y Goedwig (Prydain Fawr) 2002**

10.—(1) Mae person sy'n swyddog awdurdodedig at ddibenion Rheoliadau Defnyddiau Atgynhyrchiol y Goedwig (Prydain Fawr) 2002(2) yn union cyn y dyddiad trosglwyddo yn cael ei ystyried yn swyddog awdurdodedig wedi hynny yn rhinwedd y ffaith ei fod wedi ei awdurdodi gan y Comisiynwyr a chan Weinidogion Cymru.

(1) O.S. 1999/743 fel y'i diwygiwyd gan O.S. 2002/2469, O.S. 2005/1088, O.S. 2008/960, O.S. 2008/1087, O.S. 2009/1595.

(2) O.S. 2002/3026 fel y'i diwygiwyd gan O.S. 2006/2530.

## Provisions relating to amendments of specific enactments

**Environmental Protection Act 1990**

8. Notwithstanding the repeal by this Order of Schedules 8 and 9 to the 1990 Act, the amendments made by those Schedules to other Acts continue to have effect to the extent that they had effect immediately before the coming into force of this Order, subject to any amendments to those other Acts made by this Order.

**Control of Major Accident Hazards Regulations 1999**

9.—(1) This paragraph applies for the purposes of regulation 7(11) of the Control of Major Accident Hazards Regulations 1999(1).

(2) Where—

- (a) a safety report is sent to the competent authority in relation to an establishment in Wales;
- (b) that safety report includes information by reference to information contained in another report or notification sent to the Environment Agency pursuant to a requirement imposed by or under any enactment; and
- (c) the other report or notification was sent to the Environment Agency before the transfer date;

then the report or notification sent to the Environment Agency is deemed to have been sent to the appropriate agency.

(3) In this paragraph, "appropriate agency" ("*asiantaeth briodol*"), "establishment" ("*sefydliad*"), "notification" ("*hysbysiad*") and "safety report" ("*adroddiad diogelwch*") have the meanings given by regulation 2(1) of the Control of Major Accident Hazards Regulations 1999 as amended by this Order.

**Forest Reproductive Material (Great Britain) Regulations 2002**

10.—(1) A person who is an authorised officer for the purposes of the Forest Reproductive Material (Great Britain) Regulations 2002(2) immediately before the transfer date is thereafter deemed to be an authorised officer by virtue of being authorised by both the Commissioners and by the Welsh Ministers.

(1) S.I. 1999/743 as amended by S.I. 2002/2469, S.I. 2005/1088, S.I. 2008/960, S.I. 2008/1087, S.I. 2009/1595.

(2) S.I. 2002/3026 as amended by S.I. 2006/2530.

(2) Nid yw is-baragraff (1) yn effeithio ar bwerau'r Comisiynwyr na Gweinidogion Cymru i ddirymu, ar y dyddiad trosglwyddo neu wedi hynny, unrhyw awdurdodiad sydd gan berson neu i adnewyddu'r awdurdodiad hwnnw wedi hynny.

#### **Gorchymyn Iechyd Planhigion (Coedwigaeth) 2005**

**11.**—(1) Mae person sy'n arolygydd at ddibenion Gorchymyn Iechyd Planhigion (Coedwigaeth) 2005(1) yn union cyn y dyddiad trosglwyddo yn cael ei ystyried yn arolygydd wedi hynny yn rhinwedd y ffaith ei fod wedi ei awdurdodi gan y Comisiynwyr a chan Weinidogion Cymru.

(2) Nid yw is-baragraff (1) yn effeithio ar bwerau'r Comisiynwyr na Gweinidogion Cymru i ddirymu, ar y dyddiad trosglwyddo neu wedi hynny, unrhyw awdurdodiad sydd gan berson neu i adnewyddu'r awdurdodiad hwnnw wedi hynny.

#### **Gorchymyn Sancsiynau Sifil Amgylcheddol (Cymru) 2010**

**12.**—(1) Yn y paragraff hwn—

ystyr "Deddf 2008" ("*the 2008 Act*") yw Deddf Gorfodi Rheoleiddiol a Sancsiynau 2008;

ystyr "Gorchymyn 2010" ("*the 2010 Order*") yw Gorchymyn Sancsiynau Sifil Amgylcheddol (Cymru) 2010(2) fel y'i diwygiwyd gan y Gorchymyn hwn.

(2) Mae adran 67 o Ddeddf 2008 yn gymwys i Orchymyn 2010—

- (a) fel pe bai cyfnod o un flwyddyn wedi ei roi yn lle cyfnod o dair blynedd yn is-adran (2); a
- (b) fel pe bai unrhyw ddarpariaeth yng Ngorchymyn 2010 i roi pŵer i reoleiddwr i osod sancsiwn sifil ar gyfer trosedd—
  - (i) wedi ei gwneud o dan neu yn rhinwedd Rhan 3 o Ddeddf 2008; a
  - (ii) wedi dod i rym ar y dyddiad trosglwyddo.

### **RHAN 4**

Darpariaethau'n ymwneud â dileu CCGC

#### **Dehongli**

**13.** Yn y Rhan hon, ystyr "y cyfnod perthnasol" ("*the relevant period*") yw'r cyfnod sy'n dechrau ar 1 Ebrill 2012 ac yn dod i ben ar 31 Mawrth 2013.

(1) O.S. 2005/2517 fel y'i diwygiwyd gan O.S. 2006/2696, O.S. 2008/644, O.S. 2009/594, O.S. 2009/3020.

(2) O.S. 2010/1821 (Cy. 178).

(2) Sub-paragraph (1) does not affect the powers of the Commissioners and the Welsh Ministers to revoke, on or after the transfer date, any authorisation of a person or to subsequently renew that authorisation.

#### **Plant Health (Forestry) Order 2005**

**11.**—(1) A person who is an inspector for the purposes of the Plant Health (Forestry) Order 2005(1) immediately before the transfer date is thereafter deemed to be an inspector by virtue of being authorised by both the Commissioners and by the Welsh Ministers.

(2) Sub-paragraph (1) does not affect the powers of the Commissioners and the Welsh Ministers to revoke, on or after the transfer date, any authorisation of a person or to subsequently renew that authorisation.

#### **Environmental Civil Sanctions (Wales) Order 2010**

**12.**—(1) In this paragraph—

"the 2008 Act" ("*Deddf 2008*") means the Regulatory Enforcement and Sanctions Act 2008;

"the 2010 Order" ("*Gorchymyn 2010*") means the Environmental Civil Sanctions (Wales) Order 2010(2) as amended by this Order.

(2) Section 67 of the 2008 Act applies to the 2010 Order as if—

- (a) in subsection (2) there were substituted, for the period of three years, a period of one year; and
- (b) any provision of the 2010 Order conferring power on a regulator to impose a civil sanction in relation to an offence—
  - (i) had been made under or by virtue of Part 3 of the 2008 Act; and
  - (ii) had come into force on the transfer date.

### **PART 4**

Provisions relating to abolition of CCW

#### **Interpretation**

**13.** In this Part, "the relevant period" ("*y cyfnod perthnasol*") means the period commencing on 1 April 2012 and ending on 31 March 2013.

(1) S.I. 2005/2517 as amended by S.I. 2006/2696, S.I. 2008/644, S.I. 2009/594, S.I. 2009/3020.

(2) S.I. 2010/1821 (W. 178).

## **Datganiad terfynol o gyfrifon mewn perthynas â CCGC**

14.—(1) Rhaid i'r Corff baratoi datganiad o gyfrifon mewn perthynas â CCGC ar gyfer y cyfnod perthnasol.

(2) Rhaid i'r Corff gyflwyno'r datganiad o gyfrifon i Weinidogion Cymru ar ba ffurf bynnag a phryd bynnag a gyfarwyddir ganddynt.

(3) Rhaid i Weinidogion Cymru anfon copi o'r datganiad o gyfrifon at Archwilydd Cyffredinol Cymru ar 31 Awst 2013 neu cyn hynny.

(4) Rhaid i Archwilydd Cyffredinol Cymru—

- (a) archwilio ac ardystio'r datganiad o gyfrifon ac adrodd arno;
- (b) rhoi copi o'r datganiad ardystiedig o gyfrifon ynghyd â'i adroddiad arno i'r Corff; ac
- (c) heb fod yn hwyrach na 4 mis ar ôl i'r datganiad o gyfrifon gael ei gyflwyno, gosod gerbron Cynulliad Cenedlaethol Cymru gopi o'r datganiad ardystiedig o gyfrifon a'r adroddiad.

## **Adroddiad terfynol mewn perthynas â CCGC**

15.—(1) Rhaid i'r Corff baratoi, ar gyfer Gweinidogion Cymru, adroddiad ar y ffordd y cafodd swyddogaethau CCGC eu harfer a'u cyflawni yn ystod y cyfnod perthnasol.

(2) Rhaid i'r Corff gyflwyno'r adroddiad i Weinidogion Cymru cyn gynted ag y bo modd ar ôl 31 Mawrth 2013.

(3) Rhaid i Weinidogion Cymru osod copi o'r adroddiad gerbron Cynulliad Cenedlaethol Cymru.

## **Final statement of accounts in relation to CCW**

14.—(1) The Body must prepare a statement of accounts in relation to the CCW for the relevant period.

(2) The Body must submit the statement of accounts to the Welsh Ministers in such form and at such time as they may direct.

(3) The Welsh Ministers must send a copy of the statement of accounts to the Auditor General for Wales on or before 31 August 2013.

(4) The Auditor General for Wales must—

- (a) examine, certify and report on the statement of accounts;
- (b) provide a copy of the certified statement of accounts together with his or her report on it to the Body; and
- (c) no later than 4 months after the statement of accounts is submitted, lay before the National Assembly for Wales a copy of the certified statement of accounts and report.

## **Final report in relation to CCW**

15.—(1) The Body must prepare for the Welsh Ministers a report on the exercise and performance of the functions of the CCW during the relevant period.

(2) The Body must submit the report to the Welsh Ministers as soon as possible after 31 March 2013.

(3) The Welsh Ministers must lay a copy of the report before the National Assembly for Wales.

