OFFERYNNAU STATUDOL CYMRU

2019 Rhif 94 (Cy. 25)

YMADAEL Â'R UNDEB EWROPEAIDD, CYMRU

ANIFEILIAID, CYMRU

IECHYD ANIFEILIAID

Rheoliadau Sgil-gynhyrchion Anifeiliaid ac Enseffalopathïau Sbyngffurf Trosglwyddadwy (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2019

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn wedi eu gwneud drwy arfer y pwerau a roddir gan baragraff 1(1) o Atodlen 2 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018 (p. 16) er mwyn ymdrin ag unrhyw fethiant yng nghyfraith yr UE a ddargedwir i weithredu'n effeithiol a diffygion eraill sy'n deillio o ymadawiad y Deyrnas Unedig â'r Undeb Ewropeaidd.

Mae'r Rheoliadau hyn yn diwygio deddfwriaeth ym maes iechyd anifeiliaid. Maent yn diwygio deddfwriaeth ddomestig sy'n gwneud darpariaeth i orfodi—

(a) Rheoliad Enseffalopathïau Sbyngffurf Trosglwyddadwy (EC) Rhif 999/2001 sy'n gosod rheolau ar gyfer atal, rheoli a dileu enseffalopathïau sbyngffurf trosglwyddadwy penodol,

(b) Rheoliad Sgil-gynhyrchion Anifeiliaid (EC) Rhif 1069/2009 sy'n gosod rheolau iechyd ynglŷn â sgil-gynhyrchion anifeiliaid a chynyhyrchion sy'n dod o anifeiliaid na fwriedir i bobl eu bwyta, ac

WELSH STATUTORY INSTRUMENTS

2019 No. 94 (W. 25)

EXITING THE EUROPEAN UNION, WALES

ANIMALS, WALES

ANIMAL HEALTH

The Animal By-Products and Transmissible Spongiform Encephalopathies (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by paragraph 1(1) of Schedule 2 to the European Union (Withdrawal) Act 2018 (c. 16) in order to address failures of retained EU law to operate effectively and other deficiencies arising from the withdrawal of the United Kingdom from the European Union.

These Regulations make amendments to legislation in the field of animal health. They amend domestic legislation that provides enforcement of—

(a) the Transmissible Spongiform Encephalopathies Regulation (EC) No 999/2001 laying down rules for the prevention, control and eradication of certain transmissible spongiform encephalopathies,

(b) the Animal By-Products Regulation (EC) No 1069/2009 laying down health rules as regards animal by-products and derived products not intended for human consumption, and

(c) Rheoliad y Comisiwn (EU) Rhif 142/2011 sy'n gweithredu Rheoliad (EC) Rhif 1069/2009.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn.

(c) Commission Regulation (EU) No 142/2011 implementing Regulation (EC) No 1069/2009.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with these Regulations.

OFFERYNNAU STATUDOL CYMRU

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Rheoliadau Sgil-gynhyrchion Anifeiliaid ac Enseffalopathïau Sbyngffurf Trosglwyddadwy (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2019

Gofynion sifftio wedi eu bodloni — *14 Ionawr 2019*

Gwnaed — *21 Ionawr 2019*

Gosodwyd gerbron Cynulliad Cenedlaethol Cymru — *24 Ionawr 2019*

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

Mae Gweinidogion Cymru, drwy arfer y pŵer a roddir gan baragraff 1(1) o Atodlen 2 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018(**1**), yn gwneud y Rheoliadau a ganlyn.

Mae gofynion paragraff 4(2) o Atodlen 7 i Ddeddf yr Undeb Ewropeaidd (Ymadael) 2018 (sy'n ymwneud â gweithdrefn graffu briodol Cynulliad Cenedlaethol Cymru ar gyfer y Rheoliadau hyn) wedi eu bodloni.

(**1**) 2018 p. 16.

WELSH STATUTORY INSTRUMENTS

2019 No. 94 (W. 25)

EXITING THE EUROPEAN UNION, WALES

ANIMALS, WALES

ANIMAL HEALTH

The Animal By-Products and Transmissible Spongiform Encephalopathies (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019

Sift requirements satisfied — *14 January 2019*

Made — *21 January 2019*

Laid before the National Assembly for Wales — *24 January 2019*

Coming into force in accordance with regulation 1(2)

The Welsh Ministers, in exercise of the power conferred by paragraph 1(1) of Schedule 2 to the European Union (Withdrawal) Act 2018(**1**), make the following Regulations.

The requirements of paragraph 4(2) of Schedule 7 to the European Union (Withdrawal) Act 2018 (relating to the appropriate National Assembly for Wales scrutiny procedure for these Regulations) have been satisfied.

(**1**) 2018 c.16.

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Sgil-gynhyrchion Anifeiliaid ac Enseffalopathïau Sbyngffurf Trosglwyddadwy (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2019.

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

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

Rheoliadau Sgil-gynhyrchion Anifeiliaid (Gorfodi) (Cymru) 2014

2.Yn Rheoliadau Sgil-gynhyrchion Anifeiliaid (Gorfodi) (Cymru) 2014(**1**), hepgorer rheoliad 10(6).

Rheoliadau Enseffalopathïau Sbyngffurf Trosglwyddadwy (Cymru) 2018

3.—(1) Mae Rheoliadau Enseffalopathïau Sbyngffurf Trosglwyddadwy (Cymru) 2018(**2**) wedi eu diwygio fel a ganlyn.

(2) Yn Atodlen 2, hepgorer paragraffau 5(2)(c) a 5(2)(d).

(3) Yn Atodlen 6—

(a) ym mharagraff 9(6), hepgorer "o drydedd wlad";

(b) ym mharagraff 12(4), hepgorer "o drydedd wlad";

(c) ym mharagraff 13(3), hepgorer "o drydedd wlad";

(d) ym mharagraff 15—

(i) yn y pennawd, hepgorer "i drydydd gwledydd";

(ii) yn is-baragraff (1), yn lle "i drydedd wlad brotein" rhodder "protein";

(iii) yn is-baragraff (2), yn lle "i drydedd wlad gynhyrchion" rhodder "cynhyrchion";

(iv) yn is-baragraff (3), yn lle "i drydedd wlad brotein" rhodder "protein".

(4) Yn Atodlen 7—

(a) ym mharagraff 1, hepgorer "a osodir ar yr Aelod-wladwriaeth";

(b) ym mharagraff 8(3)—

(i) ar ddiwedd paragraff (a), mewnosoder "neu";

(**1**) O.S. 2014/517 (Cy. 60)
(**2**) O.S. 2018/968 (Cy. 195)

Title, commencement and application

1.—(1) The title of these Regulations is the Animal By-Products and Transmissible Spongiform Encephalopathies (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2019.

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

(3) These Regulations apply in relation to Wales.

The Animal By-Products (Enforcement) (Wales) Regulations 2014

2. In the Animal By-Products (Enforcement) (Wales) Regulations 2014(**1**) omit regulation 10(6).

The Transmissible Spongiform Encephalopathies (Wales) Regulations 2018

3.—(1) The Transmissible Spongiform Encephalopathies (Wales) Regulations 2018(**2**) are amended as follows.

(2) In Schedule 2, omit paragraphs 5(2)(c) and 5(2)(d).

(3) In Schedule 6—

(a) in paragraph 9(6), omit "from a third country";

(b) in paragraph 12(4), omit "from a third country";

(c) in paragraph 13(3), omit "from a third country";

(d) in paragraph 15—

(i) in the heading, omit "to third countries";

(ii) in sub-paragraph (1), omit "to a third country";

(iii) in sub-paragraph (2), omit "to a third country";

(iv) in sub-paragraph (3), omit "to a third country".

(4) In Schedule 7—

(a) in paragraph 1, omit "placed on the Member State";

(b) in paragraph 8(3)—

(i) at the end of paragraph (a), insert "or";

(**1**) S.I. 2014/517 (W. 60)
(**2**) S.I. 2018/968 (W. 195)

(ii) ar ddiwedd paragraff (b), yn lle "; neu" rhodder ".";

(iii) hepgorer paragraff (c).

(c) ym mharagraff (9)(3)(b)—

(i) ar ddiwedd is-baragraff (i), mewnosoder "neu";

(ii) ar ddiwedd is-baragraff (ii), yn lle "; neu" rhodder ".";

(iii) hepgorer is-baragraff (iii);

(d) ym mharagraff 15, hepgorer "At ddibenion pwynt 10.1 a phwynt 10.2 o Atodiad V,".

(5) Yn Atodlen 8—

(a) ym mharagraff 1, yn y pennawd ac yn is-baragraff (1), hepgorer "i drydydd gwledydd";

(b) ym mharagraff 2, yn y pennawd ac yn is-baragraff (1), hepgorer "i drydydd gwledydd".

(ii) at the end of paragraph (b), for "; or" substitute ".";

(iii) omit paragraph (c).

(c) in paragraph 9(3)(b)—

(i) at the end of sub-paragraph (i), insert "or";

(ii) at the end of sub-paragraph (ii), for "; or" substitute ".";

(iii) omit sub-paragraph (iii);

(d) in paragraph 15 omit "For the purposes of point 10.1 and point 10.2 of Annex V, ".

(5) In Schedule 8—

(a) in paragraph 1, in the heading and in sub-paragraph (1), omit "to third countries";

(b) in paragraph 2, in the heading and in sub-paragraph (1), omit "to third countries".

Lesley Griffiths

Gweinidog yr Amgylchedd, Ynni a Materion Gwledig, un o Weinidogion Cymru
21 Ionawr 2019

Minister for Environment, Energy and Rural Affairs, one of the Welsh Ministers
21 January 2019

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