OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2025 Rhif 88 (Cy. 22)

BWYD, CYMRU

Rheoliadau Bara a Blawd (Cymru) 2025

2025 No. 88 (W. 22)

FOOD, WALES

The Bread and Flour (Wales) Regulations 2025

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn gwneud darpariaeth mewn perthynas â bara a blawd sydd i'w werthu yng Nghymru, neu ei fewnforio neu ei symud i Gymru. Mae'r Rheoliadau hyn yn dirymu ac yn disodli (gyda diwygiadau) Reoliadau Bara a Blawd 1998 (O.S. 1998/141) i'r graddau y mae'r rheoliadau hynny'n gymwys o ran Cymru.

Mae rheoliad 3 ac Atodlenni 1 i 3 yn gwneud darpariaeth mewn perthynas â chynhwysion hanfodol ar gyfer blawd sy'n deillio o wenith cyffredin (*Triticum aestivum* L.), pa un a yw'n gymysg â blawd arall ai peidio.

Mae rheoliad 3(2) a (3) yn gwahardd gwerthu gan bersonau sy'n cynhyrchu blawd wrth gynnal busnes, a mewnforio neu symud i Gymru gan bersonau sy'n gweithredu wrth gynnal busnes a gwerthu dilynol ganddynt hwythau, flawd sy'n deillio o wenith cyffredin nad yw'n cydymffurfio â'r gofynion cyfnerthu gorfodol.

Rhagnodir y gofynion cyfnerthu mandadol ar gyfer blawd sy'n deillio o wenith cyffredin gan reoliad 3(4), ac Atodlenni 1 i 3.

Mae paragraff 1 o Atodlen 1 yn darparu bod rhaid i flawd sy'n deillio o wenith cyffredin gael ei gyfnerthu gyda symiau penodedig o'r ffurfiau rhagnodedig o galsiwm carbonad ac asid ffolig. Mae esemptiadau penodedig a chyfyngedig i'r gofyniad o ran cyfnerthu â chalsiwm carbonad. Mae'r gofyniad i gyfnerthu ag asid ffolig yn gymwys o 13 Rhagfyr 2026.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision in relation to bread and flour that is to be sold in, or imported or moved into, Wales. These Regulations revoke and replace (with amendments) the Bread and Flour Regulations 1998 (S.I. 1998/141) insofar as those regulations apply in relation to Wales.

Regulation 3 and Schedules 1 to 3 make provision in relation to essential ingredients for flour derived from common wheat (*Triticum aestivum* L.), whether or not mixed with other flour.

Regulation 3(2) and (3) prohibits the sale by persons producing flour in the course of a business, and the import or movement into Wales by persons acting in the course of a business and subsequent sale by them, of flour derived from common wheat that does not comply with the mandatory fortification requirements.

The mandatory fortification requirements for flour derived from common wheat are prescribed by regulation 3(4), and Schedules 1 to 3.

Schedule 1, paragraph 1, provides that flour derived from common wheat must be fortified with specified amounts of the prescribed forms of calcium carbonate and folic acid. There are specific and limited exceptions to the calcium carbonate fortification requirement. The folic acid fortification requirement applies from 13 December 2026.

Mae paragraff 2(1) o Atodlen 1 yn darparu bod rhaid i flawd sy'n deillio o wenith cyffredin gynnwys lefelau isaf o haearn, niasin a thiamin. Mae paragraff 2(2) yn gwneud darpariaeth mewn perthynas ag ychwanegu ffurfiau rhagnodedig o'r sylweddau hynny pan fo angen cyfnerthu i fodloni'r lefelau isaf hynny.

Mae Atodlen 2 yn cynnwys y fanyleb ar gyfer y ffurf o galsiwm carbonad a ganiateir.

Mae Atodlen 3 yn cynnwys y fanyleb ar gyfer un o'r ffurfiau o haearn a ganiateir (powdr haearn).

Nodir esemptiadau penodol rhag y gofynion cyfnerthu mandadol ar gyfer blawd gwenith cyflawn, blawd a gynhyrchir gan felinau bach, a blawd i'w ddefnyddio mewn cynhyrchion penodedig penodol, yn rheoliad 3(5). Gweler hefyd reoliadau 6 a 7 ar gyfer esemptiadau cyffredinol cymwys.

Mae rheoliad 4 yn gwahardd defnyddio (gan unrhyw berson) gyfryngau cannu blawd fel ychwanegion bwyd wrth baratoi bara neu flawd (yn ddarostyngedig i'r esemptiadau cyffredinol yn rheoliadau 6 a 7).

Mae rheoliad 5 yn gosod gofynion o ran defnyddio, fel rhan o enw bara (wrth werthu, hysbysebu neu labelu'r bara), y termau "gwenith cyflawn" a "wholemeal", "bywyn gwenith" a "wheat germ", a thermau cyfatebol mewn ieithoedd eraill (yn ddarostyngedig i'r esemptiadau cyffredinol yn rheoliadau 6 a 7).

Mae rheoliadau 6 a 7 yn cynnwys esemptiadau cyffredinol rhag rheoliadau 3 i 5 ar gyfer bara a blawd a gynhyrchir ar gyfer y defnyddiau esempt a ganlyn—

- bara neu flawd nad yw i'w fwyta gan bobl;
- bara neu flawd sydd i'w allforio i drydedd wlad, neu i'w ddefnyddio wrth gynhyrchu bwyd sydd i'w allforio i drydedd wlad.

Mae rheoliad 8 yn gwahardd defnyddio, gan fusnesau wrth gynhyrchu bwyd, fara a blawd sy'n cael ei esemptio gan reoliadau 3(5)(c), 3(5)(d), 6 neu 7 ac eithrio ar gyfer y defnyddiau esempt.

Mae rheoliad 9 yn pennu bod awdurdodau bwyd yng Nghymru yn gyfrifol am orfodi'r Rheoliadau yn eu hardaloedd.

Mae rheoliad 10 yn gwneud darpariaeth i swyddogion awdurdodedig yr awdurdodau bwyd ddefnyddio hysbysiadau gwella i orfodi gofynion y Rheoliadau.

Mae rheoliad 11 yn darparu bod methiant i gydymffurfio â hysbysiad gwella yn drosedd.

Mae rheoliad 12 yn darparu ar gyfer apêl i lys ynadon yn erbyn hysbysiad gwella.

Schedule 1, paragraph 2(1), provides that flour derived from common wheat must contain minimum levels of iron, niacin and thiamin. Paragraph 2(2) makes provision in relation to the addition of prescribed forms of those substances where fortification is required to meet the minimum levels.

Schedule 2 contains the specification for the permitted form of calcium carbonate.

Schedule 3 contains the specification for one of the permitted forms of iron (iron powder).

Specific exemptions from the mandatory fortification requirements for wholemeal flour, flour produced by small mills, and flour for use in certain specified products, are set out in regulation 3(5). See also regulations 6 and 7 for applicable general exemptions.

Regulation 4 prohibits the use (by any person) of flour bleaching agents as food additives in the preparation of bread or flour (subject to the general exemptions in regulations 6 and 7).

Regulation 5 imposes requirements on the use, as part of the name of bread (in the sale, advertising or labelling of the bread), of the terms "wholemeal" and "gwenith cyflawn", "wheat germ" and "bywyn gwenith", and equivalents to those terms in other languages (subject to the general exemptions in regulations 6 and 7).

Regulations 6 and 7 contain general exemptions from regulations 3 to 5 for bread and flour produced for the following exempted uses—

- bread or flour that is not for human consumption;
- bread or flour that is for export to a third country, or for use in the production of food that is for export to a third country.

Regulation 8 prohibits the use, by businesses in the production of food, of bread and flour that is exempted by regulations 3(5)(c), 3(5)(d), 6 or 7 other than for the exempted uses.

Regulation 9 specifies that food authorities in Wales are responsible for the enforcement of the Regulations in their areas.

Regulation 10 makes provision for authorised officers of the food authorities to use improvement notices to enforce the requirements of the Regulations.

Regulation 11 provides that a failure to comply with an improvement notice is a criminal offence.

Regulation 12 provides for appeal to a magistrates' court against an improvement notice.

Mae rheoliad 13 yn cymhwyso (gydag addasiadau) y darpariaethau a ganlyn o Ddeddf Diogelwch Bwyd 1990 i'r Rheoliadau hyn—

- adran 3 – y rhagdybiaeth y bwriedir i fwyd gael ei fwyta gan bobl;
- adran 20, i alluogi dwyn achos ar gyfer trosedd o dan reoliad 11 yn erbyn person heblaw'r person sydd wedi methu â chydymffurfio â hysbysiad gwella, pan fo'r methiant i gydymffurfio o ganlyniad i weithred neu ddiffyg y person arall hwnnw;
- adran 21(1) a (5), i ddarparu ar gyfer amddiffyniad diwydrwydd dyladwy;
- adran 30(8), i ddarparu i dystysgrifau o ran canlyniadau dadansoddiad o sampl gael eu derbyn, mewn achosion gorfodi o dan y Rheoliadau hyn, fel tystiolaeth o'r ffeithiau a ddatgenir yn y dystysgrif;
- adrannau 33 a 35(1) a (2), i'w gwneud yn drosedd i rwystro yn fwriadol bersonau sy'n gweithredu'r Rheoliadau hyn, neu i fethu â rhoi i'r personau hynny gynhorthwy neu wybodaeth pan fo'n rhesymol ofynnol gwneud hynny, neu i roi gwybodaeth anwir neu gamarweiniol;
- adrannau 36 a 36A, o ran sut y mae'r troseddau yn gymwys i gyrff corfforedig etc;
- adran 44, i ddarparu amddiffyniad i swyddogion awdurdodedig awdurdodau bwyd sy'n gweithredu'n ddidwyll wrth orfodi'r Rheoliadau hyn;
- adran 50, i gymhwyso gofynion o ran dyroddi hysbysiad gwella yn briodol, a'r dyddiad y dyroddir hysbysiad pan fo'r hysbysiad hwnnw wedi ei ddyroddi drwy'r post.

Regulation 13 applies (with modifications) the following provisions of the Food Safety Act 1990 to these Regulations—

- section 3 – the presumption that food is intended for human consumption;
- section 20, to enable proceedings for an offence under regulation 11 to be taken against a person other than the person who has failed to comply with an improvement notice, where the failure to comply is due to the act or default of that other person;
- section 21(1) and (5), to provide for a defence of due diligence;
- section 30(8), to provide for certificates as to the results of analysis of a sample to be accepted, in enforcement proceedings under these Regulations, as evidence of the facts stated in the certificate;
- sections 33 and 35(1) and (2), to make it an offence to intentionally obstruct persons acting in execution of these Regulations, or to fail to give such persons assistance or information when reasonably required to do so, or to give false or misleading information;
- sections 36 and 36A, as to how the offences apply to bodies corporate etc;
- section 44, to provide protection for authorised officers of food authorities acting in good faith in the enforcement of these Regulations;
- section 50, to apply requirements as to proper issuing of an improvement notice, and the date on which a notice is issued where that notice has been issued by post.

Mae rheoliad 14 yn dirymu, o ran Cymru, Reoliadau Bara a Blawd 1998.

Regulation 14 revokes, in relation to Wales, the Bread and Flour Regulations 1998.

Mae rheoliad 15 yn gwneud darpariaeth drosiannol sy'n cael effaith hyd at ddiwedd 12 Rhagfyr 2026, i alluogi parhau i gynhyrchu blawd a'i roi ar y farchnad yng Nghymru yn ystod y cyfnod trosiannol, mewn cydymffurfedd ag unrhyw un neu ragor o ofynion cyfnerthu Rheoliadau Bara a Blawd 1998 fel yr oeddent yn gymwys yn union cyn i'r Rheoliadau hyn ddod i rym.

Regulation 15 makes transitional provision that has effect until the end of 12 December 2026, to enable flour to continue to be produced and placed on the market in Wales during the transitional period, in compliance with any of the fortification requirements of the Bread and Flour Regulations 1998 as they applied immediately before these Regulations came into force.

Mae rheoliad 16 yn gwneud darpariaeth drosiannol bellach sy'n cael effaith o 13 Rhagfyr 2026 – sef y dyddiad y daw'r gofyniad cyfnerthu ag asid ffolig i rym. Mae'r ddarpariaeth yn galluogi i stociau o fara a blawd a roddir yn gyfreithlon ar y farchnad neu a labelir cyn y dyddiad hwnnw i barhau i gael eu marchnata hyd nes i'r stociau gael eu disbyddu.

Regulation 16 makes further transitional provision that takes effect from 13 December 2026 – the date that the folic acid fortification requirement comes into force. The provision enables stocks of bread and flour lawfully placed on the market or labelled before that date to continue to be marketed until the stocks are exhausted.

Gellir edrych ar The British Pharmacopeia 1973 a 2023, y cyfeirir atynt yn Atodlen 1, o ran 1973, yn Adran Benthyca Llyfrgell Prydain Boston Spa, Wetherby, Gorllewin Swydd Efrog, L23 7BQ Ffôn 01937 546 060 ac, o ran 2023, yn y silffnod (B) 615.1141 yn Ystafell Ddarllen Gwyddoniaeth 3, y Llyfrgell Brydeinig, safle St Pancras, 96 Euston Road, Llundain, NW1 2DB.

Gellir cael rhagor o wybodaeth, gan gynnwys mewn perthynas â dogfennau y cyfeirir atynt yn y Rheoliadau hyn, gan yr Asiantaeth Safonau Bwyd yng Nghymru, Llawr 4, Adeilad Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ neu drwy ysgrifennu at regulated.products.wales@food.gov.uk.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn. Gellir cael copi gan yr Asiantaeth Safonau Bwyd yng Nghymru (gweler uchod).

The British Pharmacopeia 1973 and 2023, referred to in Schedule 1, may, for 1973, be inspected at the British Library Lending Division Boston Spa, Wetherby, West Yorkshire, L23 7BQ Tel 01937 546 060 and, for 2023, at shelfmark (B) 615.1141 in the Science 3 Reading Room, British Library, St Pancras site, 96 Euston Road, London, NW1 2DB.

Further information, including in relation to documentation referenced in these Regulations, can be obtained from the Food Standards Agency in Wales, 4th Floor, Welsh Government Building, Cathays Park, Cardiff, CF10 3NQ or by writing to regulated.products.wales@food.gov.uk.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from the Food Standards Agency in Wales (see above).

2025 Rhif 88 (Cy. 22)

BWYD, CYMRU

Rheoliadau Bara a Blawd (Cymru) 2025

Gwnaed *27 Ionawr 2025*

Gosodwyd gerbron Senedd Cymru *29 Ionawr 2025*

Yn dod i rym yn unol â rheoliad 1(2) a (3)

Mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau a roddir gan adrannau 6(4), 16(1)(a), (c), (e) ac (f)**,** 18(1)(c), 26(1)(a), (2)(e) a (3), a 48(1) o Ddeddf Diogelwch Bwyd 1990(**1**).

Mae Gweinidogion Cymru wedi rhoi sylw i gyngor a roddwyd gan yr Asiantaeth Safonau Bwyd fel sy'n ofynnol gan adran 48(4A) o Ddeddf Diogelwch Bwyd 1990(**2**).

Cynhaliwyd ymgynghoriad fel sy'n ofynnol gan Erthygl 9 o Reoliad (EC) Rhif 178/2002 Senedd Ewrop a'r Cyngor sy'n gosod egwyddorion cyffredinol a gofynion cyfraith bwyd, yn sefydlu Awdurdod

(**1**) 1990 p. 16. Diwygiwyd adran 6(4) gan baragraff 6 o Atodlen 9 i Ddeddf Dadreoleiddio a Chontractio Allan 1994 (p. 40), paragraff 10(3) o Atodlen 5 i Ddeddf Safonau Bwyd 1999 (p. 28) ac Atodlen 6 iddi, a chan Atodlen 2 i O.S. 2002/794. Diwygiwyd adrannau 16(1), 18(1) ac 48(1) gan baragraff 8 o Atodlen 5 i Ddeddf Safonau Bwyd 1999, a diwygiwyd adran 26(3) gan Atodlen 6 i'r Ddeddf honno. Trosglwyddwyd y swyddogaethau perthnasol o dan Ddeddf Diogelwch Bwyd 1990, a oedd gynt yn arferadwy gan "the Ministers", i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru gan O.S. 1999/672 fel y'i darllenir gydag adran 40(3) o Ddeddf Safonau Bwyd 1999. Mae'r swyddogaethau hynny bellach yn arferadwy gan Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraff 30 o Atodlen 11 iddi.

(**2**) Mewnosodwyd adran 48(4A) gan baragraff 21 o Atodlen 5 i Ddeddf Safonau Bwyd 1999. Cymerodd y diwygiad hwnnw effaith yn ddarostyngedig i adran 40(3) o'r Ddeddf honno.

2025 No. 88 (W. 22)

FOOD, WALES

The Bread and Flour (Wales) Regulations 2025

Made *27 January 2025*

Laid before Senedd Cymru *29 January 2025*

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

The Welsh Ministers make these Regulations in exercise of the powers conferred by sections 6(4), 16(1)(a), (c), (e) and (f)**,** 18(1)(c), 26(1)(a), (2)(e) and (3), and 48(1) of the Food Safety Act 1990(**1**).

The Welsh Ministers have had regard to advice given by the Food Standards Agency as required by section 48(4A) of the Food Safety Act 1990(**2**).

There has been consultation as required by Article 9 of Regulation (EC) No 178/2002 of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing

(**1**) 1990 c. 16. Section 6(4) was amended by paragraph 6 of Schedule 9 to the Deregulation and Contracting Out Act 1994 (c. 40), paragraph 10(3) of Schedule 5 to, and Schedule 6 to the Food Standards Act 1999 (c. 28), and by Schedule 2 to S.I. 2002/794. Sections 16(1), 18(1) and 48(1) were amended by paragraph 8 of Schedule 5 to the Food Standards Act 1999, and section 26(3) was amended by Schedule 6 to that Act. The relevant functions under the Food Safety Act 1990, formerly exercisable by "the Ministers", were so far as exercisable in relation to Wales transferred to the National Assembly for Wales by S.I. 1999/672 as read with section 40(3) of the Food Standards Act 1999. Those functions are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).

(**2**) Section 48(4A) was inserted by paragraph 21 of Schedule 5 to the Food Standards Act 1999. That amendment took effect subject to section 40(3) of that Act.

Diogelwch Bwyd Ewrop ac yn gosod gweithdrefnau o ran materion diogelwch bwyd(**1**), wrth lunio a gwerthuso'r Rheoliadau hyn.

Enwi, dod i rym, rhychwant a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Bara a Blawd (Cymru) 2025.

(2) Yn ddarostyngedig i baragraff (3), daw'r Rheoliadau hyn i rym ar 19 Chwefror 2025.

(3) Daw'r darpariaethau a ganlyn i rym ar 13 Rhagfyr 2026—

(a) rheoliad 3(4) a pharagraff 1 o Atodlen 1 i'r graddau y mae'r darpariaethau hynny yn gosod gofynion sy'n ymwneud ag ychwanegu asid ffolig at flawd sy'n deillio o wenith cyffredin;

(b) rheoliad 16.

(4) Mae'r Rheoliadau hyn—

(a) yn rhychwantu Cymru a Lloegr;

(b) yn gymwys o ran Cymru.

Dehongli

2. Yn y Rheoliadau hyn—

mae "awdurdod bwyd" yn cyfeirio at awdurdod bwyd yng Nghymru o fewn yr ystyr â roddir i "food authority" yn adran 5(1A) o Ddeddf Diogelwch Bwyd 1990(**2**);

ystyr "bara" ("*bread*") yw bwyd o unrhyw faint, siâp neu ffurf sydd—

(a) fel arfer yn cael ei alw'n fara, a

(b) wedi ei gyfansoddi o does wedi ei wneud o flawd a dŵr, gyda chynhwysion eraill neu hebddynt, sydd wedi ei eplesu gan furum neu wedi ei lefeinio fel arall ac wedi ei bobi neu ei bobi yn rhannol wedi hynny,

ond nid yw'n cynnwys byns, torthau byns, tsiapatis, bara chola, bara pita, bara tatws na bara sydd wedi ei baratoi'n arbennig ar gyfer dioddefwyr seliag;

ystyr "blawd" ("*flour*") yw'r cynnyrch sy'n deillio o, neu sydd wedi ei wahanu yn ystod, melino neu falu grawnfwyd wedi ei lanhau pa un a yw'r grawnfwyd wedi ei fragu neu wedi bod yn ddarostyngedig i unrhyw broses arall ai peidio, ac mae'n cynnwys blawd, ond nid yw'n cynnwys

(**1**) EUR 2002/178, a ddiwygiwyd gan O.S. 2019/641; mae offerynnau diwygio eraill ond nid yw'r un ohonynt yn berthnasol.

(**2**) Mewnosodwyd adran 5(1A) gan baragraff 16(1) o Atodlen 9 i Ddeddf Llywodraeth Leol (Cymru) 1994 (p. 19).

the European Food Safety Authority and laying down procedures in matters of food safety(**1**) during the preparation and evaluation of these Regulations.

Title, coming into force, extent and application

1.—(1) The title of these Regulations is the Bread and Flour (Wales) Regulations 2025.

(2) Subject to paragraph (3), these Regulations come into force on 19 February 2025.

(3) The following provisions come into force on 13 December 2026—

(a) regulation 3(4) and paragraph 1 of Schedule 1 in so far as those provisions impose requirements relating to the addition of folic acid to flour derived from common wheat;

(b) regulation 16.

(4) These Regulations—

(a) extend to England and Wales;

(b) apply in relation to Wales.

Interpretation

2. In these Regulations—

"authorised officer" ("*swyddog awdurdodedig*") in relation to a food authority has the meaning given in section 5(6) of the Food Safety Act 1990(**2**);

"bread" ("*bara*") means a food of any size, shape or form which—

(a) is usually known as bread, and

(b) consists of a dough made from flour and water, with or without other ingredients, which has been fermented by yeast or otherwise leavened and subsequently baked or partly baked,

but does not include buns, bunloaves, chapatis, chollas, pitta bread, potato bread or bread specially prepared for coeliac sufferers;

"common wheat" ("*gwenith cyffredin*") means *Triticum aestivum* L.;

"flour" ("*blawd*") means the product which is derived from, or separated during, the milling or grinding of cleaned cereal whether or not the cereal has been malted or subjected to any other

(**1**) EUR 2002/178, amended by S.I. 2019/641; there are other amending instruments but none is relevant.

(**2**) Section 5(6) was amended by paragraph 8 of Schedule 5 to the Food Standards Act 1999. That amendment took effect subject to section 40(3) of that Act.

cynhyrchion grawnfwyd eraill, megis bran grawnfwyd gwahanedig, bywyn grawnfwyd gwahanedig, semolina neu rynion;

ystyr "blawd gwenith cyflawn" ("*wholemeal flour*") yw'r blawd sydd wedi ei gyfansoddi o'r cyfan o'r cynnyrch a geir o felino neu falu grawnfwydydd wedi eu glanhau;

mae i "bwyd" yr ystyr a roddir i "food" yn adran 1(1) o Ddeddf Diogelwch Bwyd 1990;

mae i "cynhwysyn" yr ystyr a roddir i "ingredient" yn Erthygl 2(2)(f) o Reoliad (EU) Rhif 1169/2011 Senedd Ewrop a'r Cyngor ar ddarparu gwybodaeth am fwyd i ddefnyddwyr(**1**);

ystyr "gwenith cyffredin" ("*common wheat*") yw *Triticum aestivum* L.;

mae "gwerthu" ("*sell*") yn cynnwys—

(a) cynnig, dangos neu feddiannu ar gyfer gwerthiant, a

(b) ystyr estynedig gwerthu yn adran 2 o Ddeddf Diogelwch Bwyd 1990(**2**) fel y'i cymhwysir gan reoliad 13 o'r Rheoliadau hyn;

mae i "labelu" yr ystyr a roddir i "labelling" yn Erthygl 2(2)(j) o Reoliad (EU) Rhif 1169/2011;

mae i "swyddog awdurdodedig" mewn perthynas ag awdurdod bwyd yr ystyr a roddir i "authorised officer" yn adran 5(6) o Ddeddf Diogelwch Bwyd 1990(**3**).

process, and includes meal, but does not include other cereal products, such as separated cereal bran, separated cereal germ, semolina or grits;

"food" ("*bwyd*") has the meaning given in section 1(1) of the Food Safety Act 1990;

"food authority" ("*awdurdod bwyd*") refers to a food authority in Wales within the meaning given in section 5(1A) of the Food Safety Act 1990(**1**);

"ingredient" ("*cynhwysyn*") has the meaning given in Article 2(2)(f) of Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers(**2**);

"labelling" ("*labelu*") has the meaning given in Article 2(2)(j) of Regulation (EU) No 1169/2011;

"sell" ("*gwerthu*") includes—

(a) offering, exposing or possessing for sale, and

(b) the extended meaning of sale in section 2 of the Food Safety Act 1990(**3**) as applied by regulation 13 of these Regulations;

"wholemeal flour" ("*blawd gwenith cyflawn*") means the flour consisting of the whole of the product obtained from the milling or grinding of cleaned cereals.

Cynhwysion hanfodol ar gyfer blawd sy'n deillio o wenith cyffredin

3.—(1) Mae'r rheoliad hwn yn gymwys mewn perthynas â blawd sy'n deillio o wenith cyffredin, pa un a yw'n gymysg â blawd arall ai peidio.

(2) Ni chaiff person sy'n cynhyrchu blawd wrth gynnal busnes werthu blawd sy'n deillio o wenith cyffredin nad yw'n cydymffurfio â'r rheoliad hwn.

(3) Ni chaiff person sy'n gweithredu wrth gynnal busnes fewnforio na symud i Gymru unrhyw flawd sy'n deillio o wenith cyffredin, na gwerthu blawd o'r fath sydd wedi ei fewnforio neu ei symud i Gymru ganddo, nad yw'n cydymffurfio â'r rheoliad hwn.

Essential ingredients for flour derived from common wheat

3.—(1) This regulation applies in relation to flour derived from common wheat, whether or not mixed with other flour.

(2) A person producing flour in the course of a business must not sell flour derived from common wheat that does not comply with this regulation.

(3) A person acting in the course of a business must not import or move into Wales any flour derived from common wheat, or sell such flour imported or moved into Wales by them, which does not comply with this regulation.

(**1**) EUR 2011/1169; yr offerynnau diwygio perthnasol yw O.S. 2019/529, 778, 2020/1627. Diwygiwyd O.S. 2019/529 gan O.S. 2020/1501.

(**2**) Diwygiwyd adran 2 gan baragraff 8 o Atodlen 5 i Ddeddf Safonau Bwyd 1999. Cymerodd y diwygiad hwnnw effaith yn ddarostyngedig i adran 40(3) o'r Ddeddf honno.

(**3**) Diwygiwyd adran 5(6) gan baragraff 8 o Atodlen 5 i Ddeddf Safonau Bwyd 1999. Daeth y diwygiad hwnnw i rym yn ddarostyngedig i adran 40(3) o'r Ddeddf honno.

(**1**) Section 5(1A) was inserted by the Local Government (Wales) Act 1994 (c. 19), Schedule 9, paragraph 16(1).

(**2**) EUR 2011/1169; relevant amending instruments are S.I. 2019/529, 778, 2020/1627. S.I. 2019/529 was amended by S.I. 2020/1501.

(**3**) Section 2 was amended by paragraph 8 of Schedule 5 to the Food Standards Act 1999. That amendment took effect subject to section 40(3) of that Act.

(4) Rhaid i flawd sy'n deillio o wenith cyffredin gynnwys y sylweddau a bennir yn Atodlen 1 i'r Rheoliadau hyn yn unol â'r darpariaethau a nodir yn yr Atodlen honno(**1**).

(5) Nid yw paragraff (4) yn gymwys i—

(a) blawd gwenith cyflawn;

(b) blawd a gynhyrchir mewn safle cynhyrchu sydd, ar adeg y cynhyrchu—

(i) â chapasiti cynhyrchu blynyddol uchaf o 500 tunnell fetrig o flawd neu lai, a

(ii) wedi cynhyrchu llai na 500 tunnell fetrig o flawd ar gyfer pob un o'r tair blynedd galendr ddiwethaf;

(c) blawd i'w ddefnyddio wrth gynhyrchu afrlladau, matsos, glwten neu startsh;

(d) unrhyw baratoad crynoëdig i'w ddefnyddio at ddiben hwyluso ychwanegu at flawd sylweddau fel sy'n ofynnol gan baragraff (4).

Gwahardd defnyddio cyfryngau cannu blawd

4.—(1) Ni chaiff person ddefnyddio cyfrwng cannu blawd wrth baratoi bara neu flawd.

(2) Yn y rheoliad hwn—

(a) mae "cyfrwng cannu blawd" yn ychwanegyn bwyd a ddefnyddir yn bennaf i dynnu lliw o flawd;

(b) mae i "ychwanegyn bwyd" yr ystyr a roddir i "food additive" yn Erthygl 3(2)(a) o Reoliad (EC) Rhif 1333/2008 Senedd Ewrop a'r Cyngor ar ychwanegion bwyd(**2**).

Gofynion mewn perthynas â defnyddio'r termau "gwenith cyflawn" a "bywyn gwenith"

5.—(1) Ni chaiff person sy'n gweithredu wrth gynnal busnes werthu na hysbysebu i'w werthu unrhyw fara yn groes i'r rheoliad hwn.

(2) Wrth labelu neu hysbysebu bara, ni chaniateir defnyddio term a bennir ym mharagraff (3) fel rhan o enw'r bara, pa un a yw wedi ei oleddfu gan eiriau eraill ai peidio, ond pan fodlonir gofynion y paragraff hwnnw mewn perthynas â'r term hwnnw.

(3) Caniateir defnyddio'r term—

(a) "gwenith cyflawn", "wholemeal" neu'r term cyfatebol mewn unrhyw iaith arall pan fo'r holl flawd a ddefnyddir fel cynhwysyn wrth baratoi'r bara yn flawd gwenith cyflawn;

(4) Flour derived from common wheat must contain the substances specified in Schedule 1 to these Regulations in accordance with the provisions set out in that Schedule(**1**).

(5) Paragraph (4) does not apply to—

(a) wholemeal flour;

(b) flour produced at a production site which, at the time of production, has—

(i) a maximum annual production capacity of 500 metric tonnes of flour or less, and

(ii) produced less than 500 metric tonnes of flour for each of the last three calendar years;

(c) flour for use in the manufacture of communion wafers, matzos, gluten or starch;

(d) any concentrated preparation for use for the purpose of facilitating the addition to flour of substances as required by paragraph (4).

Prohibition on use of flour bleaching agents

4.—(1) A person must not use a flour bleaching agent in the preparation of bread or flour.

(2) In this regulation—

(a) a "flour bleaching agent" is a food additive primarily used to remove colour from flour;

(b) "food additive" has the meaning given in Article 3(2)(a) of Regulation (EC) No 1333/2008 of the European Parliament and of the Council on food additives(**2**).

Requirements in relation to the use of the terms "wholemeal" and "wheat germ"

5.—(1) A person acting in the course of a business must not sell or advertise for sale any bread in contravention of this regulation.

(2) In the labelling or advertising of bread, a term specified in paragraph (3) may be used as part of the name of the bread, whether or not qualified by other words, only where the requirements of that paragraph in relation to that term are met.

(3) The term—

(a) "wholemeal", "gwenith cyflawn" or the equivalent term in any other language may be used where all the flour used as an ingredient in the preparation of the bread is wholemeal flour;

(**1**) Gweler rheoliadau 15 ac 16 am ddarpariaeth drosiannol.
(**2**) EUR 2008/1333, y ceir diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(**1**) See regulations 15 and 16 for transitional provision.
(**2**) EUR 2008/1333, to which there are amendments not relevant to these Regulations.

(b) “bywyn gwenith”, “wheat germ” neu’r term cyfatebol mewn unrhyw iaith arall pan fo’r bara yn cynnwys bywyn gwenith wedi ei brosesu a ychwanegwyd o 10% neu fwy wedi ei gyfrifo ar ddeunydd sych y bara.

Defnyddiau esempt cyffredinol

6.—(1) Nid yw rheoliadau 3 i 5 yn gymwys i fara neu flawd sydd ar gyfer unrhyw ddefnydd heblaw ar gyfer ei fwyta gan bobl.

(2) Ond mae rheoliad 5 yn gymwys i fara o’r fath i’r graddau y mae’r rheoliad hwnnw yn ymwneud â hysbysebu.

7.—(1) Nid yw rheoliadau 3 i 5 yn gymwys i fara neu flawd sydd ar gyfer y defnyddiau esempt a ganlyn os nodir yn glir y defnyddiau esempt o’r bara neu’r blawd yn Saesneg, neu yn y Gymraeg a’r Saesneg, ar y labelu—

(a) bara neu flawd i’w allforio i drydedd wlad;

(b) bara neu flawd i’w ddefnyddio wrth gynhyrchu bwyd sydd i’w allforio i drydedd wlad.

(2) Ym mharagraff (1), ystyr “trydedd wlad” yw unrhyw wlad ac eithrio’r Deyrnas Unedig, ac mae’n cynnwys—

(a) Beilïaeth Guernsey;

(b) Beilïaeth Jersey;

(c) Ynys Manaw.

Cyfyngu ar ddefnyddio bara a blawd a esemptiwyd

8. Ni chaiff person sy’n gweithredu wrth gynnal busnes ddefnyddio, wrth gynhyrchu bwyd, fara neu flawd sydd wedi eu hesemptio gan reoliadau 3(5)(c), 3(5)(d), 6 neu 7 ac eithrio at ddefnydd sydd wedi ei esemptio gan y rheoliadau hynny.

Gorfodi

9. Rhaid i bob awdurdod bwyd orfodi a gweithredu’r Rheoliadau hyn yn ei ardal.

Hysbysiadau gwella

10.—(1) Caiff swyddog awdurdodedig awdurdod bwyd ddyroddi hysbysiad (“hysbysiad gwella”) i berson os oes gan y swyddog sail resymol dros gredu nad yw’r person wedi cydymffurfio, neu nad yw’n cydymffurfio, ag un neu ragor o’r darpariaethau perthnasol.

(2) Y “darpariaethau perthnasol” yw rheoliadau 3(2), 3(3), 4(1), 5(1) ac 8.

(b) “wheat germ”, “bywyn gwenith” or the equivalent in any other language may be used where the bread has an added processed wheat germ content of 10% or more calculated on the dry matter of the bread.

General exempted uses

6.—(1) Regulations 3 to 5 do not apply to bread or flour that is for any use other than for human consumption.

(2) But regulation 5 does apply to such bread insofar as that regulation relates to advertising.

7.—(1) Regulations 3 to 5 do not apply to bread or flour that is for the following exempted uses if the exempted uses of the bread or flour are clearly indicated in English, or in English and in Welsh, on the labelling—

(a) bread or flour for export to a third country;

(b) bread or flour for use in the production of food that is for export to a third country.

(2) In paragraph (1), “third country” means any country other than the United Kingdom, and includes—

(a) the Bailiwick of Guernsey;

(b) the Bailiwick of Jersey;

(c) the Isle of Man.

Restriction on use of exempted bread and flour

8. A person acting in the course of a business must not use, in the production of food, bread or flour exempted by regulations 3(5)(c), 3(5)(d), 6 or 7 except for a use exempted by those regulations.

Enforcement

9. Each food authority must enforce and execute these Regulations in its area.

Improvement notices

10.—(1) An authorised officer of a food authority may issue a notice (an “improvement notice”) to a person if the officer has reasonable grounds for believing that the person has not complied, or is not complying, with one or more of the relevant provisions.

(2) The “relevant provisions” are regulations 3(2), 3(3), 4(1), 5(1) and 8.

(3) Rhaid i hysbysiad gwella fod yn ysgrifenedig, a rhaid iddo gynnwys yr wybodaeth a ganlyn—

(a) seiliau'r swyddog awdurdodedig dros gredu nad yw'r person wedi cydymffurfio, neu nad yw'n cydymffurfio, â'r ddarpariaeth berthnasol;

(b) y weithred neu anweithred sy'n ffurfio'r methiant i gydymffurfio â'r ddarpariaeth berthnasol;

(c) y mesurau, ym marn y swyddog awdurdodedig, y mae rhaid i'r person eu cymryd i sicrhau cydymffurfedd â'r ddarpariaeth berthnasol;

(d) dyddiad dyroddi'r hysbysiad(**1**);

(e) y cyfnod y mae rhaid cymryd y mesurau gofynnol, neu fesurau sydd o leiaf yn gyfatebol iddynt, ynddo (y "cyfnod cydymffurfio");.

(f) manylion y person y caniateir cyflwyno sylwadau iddo am yr hysbysiad, a manylion o ran sut ac erbyn pa bryd y caniateir gwneud hynny;

(g) yr hawl i apelio i lys ynadon, gan gynnwys y cyfnod y caniateir gwneud apêl ynddo;

(h) esboniad o ganlyniadau methiant i gydymffurfio â gofynion yr hysbysiad.

(4) Y "cyfnod cydymffurfio" yw'r cyfnod a benderfynir gan y swyddog awdurdodedig ac a bennir yn yr hysbysiad gwella, sef 14 o ddiwrnodau o leiaf sy'n dechrau â'r dyddiad y dyroddir yr hysbysiad.

Y drosedd a'r gosb

11.—(1) Mae person sy'n methu â chydymffurfio â hysbysiad gwella yn cyflawni trosedd.

(2) Mae person sy'n euog o drosedd o dan baragraff (1) yn agored, o'i euogfarnu'n ddiannod, i ddirwy.

Apelau yn erbyn hysbysiadau gwella

12.—(1) Caiff person y dyroddir hysbysiad gwella iddo apelio i lys ynadon yn erbyn yr hysbysiad.

(2) Rhaid gwneud apêl cyn y cynharaf o blith—

(a) diwedd y cyfnod cydymffurfio, neu

(b) diwedd y cyfnod o un mis sy'n dechrau â dyddiad dyroddi'r hysbysiad gwella.

(**1**) Gweler rheoliad 13(2)(l), sy'n cymhwyso adran 50 o Ddeddf Diogelwch Bwyd 1990 (gydag addasiadau) o ran y pwynt y dyroddir hysbysiad gwella arno.

(3) An improvement notice must be in writing, and must include the following information—

(a) the authorised officer's grounds for believing that the person has not complied, or is not complying, with a relevant provision;

(b) the act or omission that constitutes the failure to comply with the relevant provision;

(c) the measures which, in the authorised officer's opinion, the person must take to ensure compliance with the relevant provision;

(d) the date of issue of the notice(**1**);

(e) the period within which the required measures, or measures which are at least equivalent to them, must be taken (the "compliance period");

(f) details of the person to whom, and as to how and by when, any representations about the notice may be made;

(g) the right of appeal to a magistrates' court, including the period within which an appeal may be made;

(h) an explanation of the consequences of failure to comply with the requirements of the notice.

(4) The "compliance period" is the period determined by the authorised officer and specified in the improvement notice, being at least 14 days beginning with the date on which the notice is issued.

Offence and penalty

11.—(1) A person who fails to comply with an improvement notice commits an offence.

(2) A person guilty of an offence under paragraph (1) is liable on summary conviction to a fine.

Appeals against improvement notices

12.—(1) A person to whom an improvement notice is issued may appeal to a magistrates' court against the notice.

(2) An appeal must be made before the earlier of—

(a) the end of the compliance period, or

(b) the end of the period of one month beginning with the date of issue of the improvement notice.

(**1**) See regulation 13(2)(l), applying section 50 of the Food Safety Act 1990 (with modifications) as to the point at which an improvement notice is issued.

(3) Mae apêl i'w chyflwyno ar ffurf cwyn am orchymyn, ac yn unol â Deddf Llysoedd Ynadon 1980(**1**).

(4) Ar apêl, caiff y llys ynadon—

(a) cadarnhau'r hysbysiad gwella, gydag addasiadau neu hebddynt, neu

(b) canlso'r hysbysiad gwella.

(5) Pan wneir apêl, atelir cyfnod cydymffurfio'r hysbysiad gwella am y cyfnod y mae'r apêl yn yr arfaeth ynddo.

(6) Ym mharagraff (5), mae'r apêl yn yr arfaeth nes ei bod yn cael ei phenderfynu'n derfynol neu'n cael ei thynnu'n ôl.

Cymhwyso darpariaethau amrywiol Deddf Diogelwch Bwyd 1990

13.—(1) Mae darpariaethau Deddf Diogelwch Bwyd 1990 a nodir ym mharagraff (2) yn gymwys at ddibenion y Rheoliadau hyn—

(a) fel pe bai unrhyw gyfeiriad yn y darpariaethau hynny at Ddeddf Diogelwch Bwyd 1990, neu at unrhyw Ran o'r Ddeddf honno, yn gyfeiriad at y Rheoliadau hyn;

(b) gydag unrhyw addasiadau a bennir ym mharagraff (2).

(2) Dyma'r darpariaethau—

(a) adran 2 (ystyr estynedig "gwerthu" etc.);

(b) adran 3 (rhagdybiaethau y bwriedir i fwyd gael ei fwyta gan bobl);

(c) adran 20 (troseddau oherwydd bai person arall);

(d) adran 21(1) a (5) (amddiffyniad diwydrwydd dyladwy);

(e) adran 30(8) (tystiolaeth o dystysgrifau a roddir gan ddadansoddydd neu archwilydd bwyd);

(f) adran 33 (rhwystro etc. swyddogion);

(g) adran 35(1)(**2**) (cosbi troseddau) i'r graddau y mae'n ymwneud â throsedd o dan adran 33(1) o Ddeddf Diogelwch Bwyd 1990 fel y'i cymhwysir gan y rheoliad hwn;

(h) adran 35(2)(**3**) (cosbi troseddau) i'r graddau y mae'n ymwneud â throsedd o dan adran 33(2) o Ddeddf Diogelwch Bwyd 1990 fel y'i cymhwysir gan y rheoliad hwn;

(3) An appeal is to be by way of complaint for an order, and in accordance with the Magistrates' Courts Act 1980(**1**).

(4) On an appeal, the magistrates' court may—

(a) confirm the improvement notice, with or without modifications, or

(b) cancel the improvement notice.

(5) Where an appeal is made, the compliance period of the improvement notice is suspended for the period during which the appeal is pending.

(6) In paragraph (5), the appeal is pending until it is finally determined or withdrawn.

Application of various provisions of the Food Safety Act 1990

13.—(1) The provisions of the Food Safety Act 1990 set out in paragraph (2) apply for the purposes of these Regulations—

(a) as if any reference in those provisions to the Food Safety Act 1990, or to any Part of that Act, were a reference to these Regulations;

(b) with any modifications specified in paragraph (2).

(2) The provisions are—

(a) section 2 (extended meaning of "sale" etc.);

(b) section 3 (presumptions that food intended for human consumption);

(c) section 20 (offences due to fault of another person);

(d) section 21(1) and (5) (defence of due diligence);

(e) section 30(8) (evidence of certificates given by a food analyst or examiner);

(f) section 33 (obstruction etc. of officers);

(g) section 35(1)(**2**) (punishment of offences) insofar as it relates to an offence under section 33(1) of the Food Safety Act 1990 as applied by this regulation;

(h) section 35(2)(**3**) (punishment of offences) insofar as it relates to an offence under section 33(2) of the Food Safety Act 1990 as applied by this regulation;

(**1**) 1980 p. 43.
(**2**) Diwygir adran 35(1) gan baragraff 42 o Atodlen 26 i Ddeddf Cyfiawnder Troseddol 2003 (p. 44), o ddyddiad sydd i'w bennu.
(**3**) Diwygiwyd adran 35(2) gan O.S. 2015/664.

(**1**) 1980 c. 43.
(**2**) Section 35(1) is amended by paragraph 42 of Schedule 26 to the Criminal Justice Act 2003 (c. 44), from a date to be appointed.
(**3**) Section 35(2) was amended by S.I. 2015/664.

(i) adran 36 (troseddau gan gyrff corfforedig);

(j) adran 36A(**1**) (troseddau gan bartneriaethau Albanaidd);

(k) adran 44 (amddiffyn swyddogion sy'n gweithredu'n ddidwyll);

(l) adran 50(**2**) (cyflwyno dogfennau) fel pe bai—

(i) cyfeiriadau at "given to or served on", a "given or served" yn cynnwys "issued to" ac "issued", yn y drefn honno, a

(ii) cyfeiriadau at gyflwyno dogfen drwy ei hanfon mewn llythyr rhagdaledig yn gyfeiriadau at gyflwyno'r ddogfen honno drwy'r post yn unol ag adrannau 13 a 14 o Ddeddf Deddfwriaeth (Cymru) 2019(**3**).

(i) section 36 (offences by bodies corporate);

(j) section 36A(**1**) (offences by Scottish partnerships);

(k) section 44 (protection of officers acting in good faith);

(l) section 50(**2**) (service of documents) as if—

(i) references to "given to or served on", and "given or served" include "issued to" and "issued", respectively, and

(ii) references to serving a document by sending it in a prepaid letter are references to serving that document by post in accordance with sections 13 and 14 of the Legislation (Wales) Act 2019(**3**).

Dirymu

14. Mae Rheoliadau Bara a Blawd 1998(**4**) wedi eu dirymu.

Revocation

14. The Bread and Flour Regulations 1998(**4**) are revoked.

Darpariaeth drosiannol yn dod i rym ar 19 Chwefror 2025

15. Hyd at ddiwedd 12 Rhagfyr 2026, bernir bod blawd sy'n deillio o wenith cyffredin nad yw'n cydymffurfio â rheoliad 3(4) o'r Rheoliadau hyn mewn perthynas â sylwedd yn cydymffurfio â'r rheoliad hwnnw er hynny pe bai wedi cydymffurfio mewn perthynas â'r sylwedd hwnnw â rheoliad 4(1) o Reoliadau Bara a Blawd 1998 fel yr oeddent yn cael effaith yn union cyn 19 Chwefror 2025.

Transitional provision coming into force on 19 February 2025

15. Until the end of 12 December 2026, flour derived from common wheat which does not comply with regulation 3(4) of these Regulations in relation to a substance is nevertheless deemed to comply with that regulation if it would have complied in relation to that substance with regulation 4(1) of the Bread and Flour Regulations 1998 as they had effect immediately before 19 February 2025.

Darpariaeth drosiannol yn dod i rym ar 13 Rhagfyr 2026

16.—(1) Bernir bod blawd sy'n deillio o wenith cyffredin nad yw'n cydymffurfio â rheoliad 3(4) o'r Rheoliadau hyn yn cydymffurfio â'r rheoliad hwnnw er hynny os—

(a) y cafodd ei roi ar y farchnad yn gyfreithlon neu ei labelu yn gyfreithlon cyn diwedd 12 Rhagfyr 2026, a

Transitional provision coming into force on 13 December 2026

16.—(1) Flour derived from common wheat which does not comply with regulation 3(4) of these Regulations is nevertheless deemed to comply with that regulation if—

(a) it was lawfully placed on the market or labelled before the end of 12 December 2026, and

(**1**) Mewnosodwyd adran 36A gan baragraff 16 o Atodlen 5 i Ddeddf Safonau Bwyd 1999.

(**2**) Diwygiwyd adran 50 gan baragraff 18 o Atodlen 16 i Ddeddf Dadreoleiddio a Chontractio Allan 1994 (p. 40).

(**3**) 2019 dccc 4. Diwygiwyd adrannau 13 a 14 gan baragraff 5(3) ac (8) o Atodlen 1 i Ddeddf Senedd ac Etholiadau (Cymru) 2020 (dccc 1).

(**4**) O.S. 1998/141; yr offerynnau diwygio perthnasol yw O.S. 1999/1136, 2014/2303 (Cy. 227), 2018/806 (Cy. 162), 2022/112 (Cy. 40).

(**1**) Section 36A was inserted by paragraph 16 of Schedule 5 to the Food Standards Act 1999.

(**2**) Section 50 was amended by paragraph 18 of Schedule 16 to the Deregulation and Contracting Out Act 1994 (c. 40).

(**3**) 2019 anaw 4. Sections 13 and 14 were amended by paragraph 5(3) and (8) of Schedule 1 to the Senedd and Elections (Wales) Act 2020 (anaw 1).

(**4**) S.I. 1998/141; relevant amending instruments are S.I. 1999/1136, 2014/2303 (W. 227), 2018/806 (W. 162), 2022/112 (W. 40).

(b) y byddai wedi cydymffurfio, neu y bernid ei fod wedi cydymffurfio, â rheoliad 3(4) o'r Rheoliadau hyn fel yr oeddent yn cael effaith yn union cyn 13 Rhagfyr 2026.

(2) Ym mharagraff (1), ystyr "roi ar y farchnad" yw dal bwyd at ddiben gwerthu neu unrhyw ffurf arall o drosglwyddo, pa un ai'n ddi-dâl ai peidio, a gwerthu, dosbarthu a ffurfiau eraill o drosglwyddo eu hunain.

(b) it would have complied, or have been deemed to have complied, with regulation 3(4) of these Regulations as they had effect immediately before 13 December 2026.

(2) In paragraph (1), "placed on the market" means the holding of food for the purpose of sale or any other form of transfer, whether free of charge or not, and the sale, distribution and other forms of transfer themselves.

Sarah Murphy

Y Gweinidog Iechyd Meddwl a Llesiant, o dan awdurdod Ysgrifennydd y Cabinet dros Iechyd a Gofal Cymdeithasol, un o Weinidogion Cymru
27 Ionawr 2025

Minister for Mental Health and Wellbeing, under the authority of the Cabinet Secretary for Health and Social Care, one of the Welsh Ministers
27 January 2025

ATODLEN 1

Rheoliad 3

Cynhwysion hanfodol ar gyfer blawd sy'n deillio o wenith cyffredin

Sylweddau y mae rhaid eu hychwanegu at flawd sy'n deillio o wenith cyffredin mewn cyfrannau penodol

1. Rhaid ychwanegu'r sylweddau a restrir yng ngholofn 1 o Dabl 1 at flawd sy'n deillio o wenith cyffredin yn y cyfrannau ac yn unol â'r darpariaethau eraill a bennir yng ngholofn 2.

Tabl 1

Colofn 1 ***Sylwedd***	***Colofn 2*** ***Maint y sylwedd i'w ychwanegu a darpariaethau eraill mewn perthynas ag ychwanegu'r sylweddau hynny***
Calsiwm carbonad	(a) O leiaf 300 mg/100 g o flawd. (b) Dim mwy na 455 mg/100 g o flawd. (c) Rhaid ychwanegu'r sylwedd ar ffurf E 170 calsiwm carbonad sy'n cydymffurfio â'r fanyleb a nodir yn Atodlen 2 i'r Rheoliadau hyn. (d) Ond nid yw'n ofynnol ychwanegu calsiwm carbonad at flawd sydd— (i) yn flawd codi â chynnwys calsiwm o 0.2% neu fwy, neu (ii) blawd brag gwenith.
Asid ffolig	(a) 0.25 mg/100 g blawd (b) Rhaid ychwanegu'r sylwedd ar ffurf asid pteroylmonoglwtamig sy'n cydymffurfio â'r meini prawf yn y monograff ar gyfer asid ffolig hydrad a gynhwysir yn y British Pharmacopoeia 2023 ar dudalen I-1110.

Sylweddau y mae rhaid iddynt fod yn bresennol mewn blawd sy'n deillio o wenith cyffredin ar gyfrannau penodedig neu'n uwch na hynny

2.—(1) Rhaid i'r sylweddau a restrir yng ngholofn 1 o Dabl 2 fod yn bresennol mewn blawd sy'n deillio o wenith cyffredin yn y cyfrannau a bennir yng ngholofn 2.

(2) Pan fo angen ychwanegu sylweddau er mwyn bodloni'r cyfrannau gofynnol a bennir yng ngholofn 2 o Dabl 2, rhaid ychwanegu'r sylweddau yn unol â'r darpariaethau eraill a bennir yn y golofn honno.

Tabl 2

Colofn 1 ***Sylwedd***	***Colofn 2*** ***Maint y sylwedd y mae rhaid iddo fod yn bresennol mewn blawd a darpariaethau eraill mewn perthynas ag ychwanegu'r sylweddau hynny***
Haearn	(a) O leiaf 2.10 mg/100 g o flawd. (b) Rhaid i unrhyw ychwanegiad o'r sylwedd fod ar ffurf unrhyw un o'r canlynol, neu unrhyw gyfuniad o'r canlynol— (i) citrad amoniwm fferrig sy'n cydymffurfio â'r meini prawf yn y monograff ar gyfer citrad amoniwm fferrig a gynhwysir yn y British Pharmacopoeia 1973 ar dudalen 201; (ii) sylffad fferrus sy'n cydymffurfio â'r meini prawf yn y monograff ar gyfer sylffad fferrus heptahydrad a gynhwysir yn y British Pharmacopoeia 2023 ar dudalen I-1037; (iii) sylffad fferrus sych sy'n cydymffurfio â'r meini prawf yn y monograff ar gyfer sylffad fferrus sych a gynhwysir yn y British Pharmacopoeia 2023 ar dudalen I-1036;

	(iv) powdr haearn sy'n cydymffurfio â'r fanyleb a gynhwysir yn Atodlen 3 i'r Rheoliadau hyn.
Niasin	(a) O leiaf 2.40 mg/100 g o flawd. (b) Rhaid i unrhyw ychwanegiad o'r sylwedd fod ar ffurf y naill neu'r llall o'r canlynol, neu gyfuniad o'r canlynol— (i) asid nicotinig sy'n cydymffurfio â'r meini prawf yn y monograff ar gyfer asid nicotinig a gynhwysir yn y British Pharmacopoeia 2023 ar dudalen II-404; (ii) nicotinamid sy'n cydymffurfio â'r meini prawf yn y monograff ar gyfer nicotinamid a gynhwysir yn y British Pharmacopoeia 2023 ar dudalen II-399.
Thiamin (fitamin B1)	(a) O leiaf 0.24 mg/100 g o flawd. (b) Rhaid i unrhyw ychwanegiad o'r sylwedd fod ar ffurf thiamin hydroclorid sy'n cydymffurfio â'r meini prawf yn y monograff ar gyfer thiamin hydroclorid a gynhwysir yn y British Pharmacopoeia 2023 ar dudalen II-1129.

ATODLEN 2

Rheoliad 3 ac Atodlen 1

Y fanyleb ar gyfer E 170 calsiwm carbonad

Y fanyleb ar gyfer E 170 calsiwm carbonad at ddiben Atodlen 1, paragraff 1, Tabl 1

Cyfystyron	CI Pigment White 18; Chalk
Diffiniad	Calsiwm carbonad yw'r cynnyrch a geir o galchfaen mâl neu gan ddyddodiad ïonau calsiwm gydag ïonau carbonad.
Rhif Colour Index	77220
Rhif EINECS[(1)]	Calsiwm carbonad: 207-439-9 Calchfaen: 215-279-6
Enw cemegol	Calsiwm carbonad;
Fformiwla gemegol	$CaCO_3$
Pwysau moleciwlaidd	100.1 g/mol
Prawf	Cynnwys ≥ 98 % ar sail anhydrus
Disgrifiad	Powdr crisialog gwyn neu amorffaidd, di-arogl a di-flas
Dull adnabod	
Hydoddedd	Fwy neu lai yn anhydawdd mewn dŵr ac mewn alcohol. Yn hydoddi ag eferwad mewn asid asetig gwanedig, mewn asid hydroclorig gwanedig ac mewn asid nitrig gwanedig, ac mae'r hydoddiannau sy'n deillio o hynny, ar ôl berwi, yn rhoi profion positif ar gyfer calsiwm.
Purdeb	
Colled wrth sychu	≤ 2.0% (200°C, 4 awr)
Sylweddau anhydawdd mewn asid	≤ 0.2%
Magnesiwm a halen alcalïaidd	≤ 1.0%
Fflworid	≤ 50 mg/kg
Antimoni (Sb)	≤ 100mg/kg, yn unigol neu mewn cyfuniad
Copor (Cu)	
Cromiwm (Cr)	
Sinc (Zn)	
Bariwm (Ba)	
Arsenig (As)	≤ 3 mg/kg
Plwm (Pb)	≤ 3 mg/kg
Cadmiwm (Cd)	≤ 3 mg/kg
Ethylen ocsid[(2)]	Ni ddylai cyfanswm gweddillion ethylen ocsid, waeth beth fo'u tarddiad, fod yn fwy na 0.1 mg/kg.

[(1)] Stocrestr Ewropeaidd o Sylweddau Cemegol Masnachol Presennol, fel y'i cyhoeddir yn OJ Rhif C 146A, 15.6.1990, t. 1.

[(2)] Swm o ethylen ocsid a 2-cloroethanol wedi ei fynegi fel ethylen ocsid (h.y. ethylen ocsid + (0.55 × 2-cloroethanol).

ATODLEN 3

Rheoliad 3 ac Atodlen 1

Y fanyleb ar gyfer powdr haearn

Y fanyleb ar gyfer powdr haearn at ddiben Atodlen 1, paragraff 2, Tabl 2

Diffiniad	Powdr haearn sydd wedi ei gyfansoddi o haearn metelig wedi ei wahanu yn fân sy'n cynnwys o leiaf 90% o haearn yn ôl pwysau ac yn cydymffurfio â gofynion yr Atodlen hon.
Enw cemegol	Haearn
Fformiwla gemegol	Fe
Prawf	Pwyso 0.25 g o sampl yn gywir i mewn i fflasg â chaead. Ychwanegu hydoddiant poeth o 1.25 g o gopr sylffad pentahydrad mewn 20 ml o ddŵr ac ysgwyd am 10 munud. Hidlo'n gyflym a golchi'r hidlydd â dŵr; asideiddio'r hidlif cymysg a'r golchion ag asid sylffwrig, a thitradu â photasiwm permanganad N/10. Mae pob ml o botasiwm permanganad N/10 yn cyfateb i 0.005585 g o haearn.
Disgrifiad	Powdr llwyd-ddu mân o'r fath ronynnedd fel nad yw mwy na 0.1% yn ôl pwysau yn weddill ar ridyll weiren Safon Brydeinig 410:1969[(1)] maint agorfa enwol 150 µm a dim mwy na 5% yn ôl pwysau ar ridyll weiren Safon Brydeinig 410:1969 maint agorfa enwol 53 µm.
Dull adnabod	
Hydoddedd	O leiaf 95% o'r cynnwys haearn pan ganfyddir hynny drwy'r dull canlynol. Pwyso 0.1 g o sampl yn gywir i mewn i fflasg gonigol 750 ml. Ychwanegu 450 ml 0.2% yn ôl pwysau o asid hydroclorig a gynheswyd yn flaenorol i 37°C. Troi yn barhaus am 3 awr, gan gynnal y tymheredd ar 37°C. Oeri i dymheredd ystafell a gwanedu i 500 ml â dŵr distyll. Hidlo; canfod cynnwys haearn yr hidlif drwy ddull addas. Cyfrifo cyfanswm yr haearn yn yr hydoddiant fel canran o gynnwys haearn metelaidd y sampl a gymerir.

[(1)] BS 410:1969 "Specification of test sieves". Cyhoeddwyd gan y Sefydliad Safonau Prydeinig ar 31 Awst 1971. Ar gael yn: https://knowledge.bsigroup.com.

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

SCHEDULE 1

Regulation 3

Essential ingredients for flour derived from common wheat

Substances that must be added to flour derived from common wheat in specified proportions

1. The substances listed in column 1 of Table 1 must be added to flour derived from common wheat in the proportions and in accordance with the other provisions specified in column 2.

Table 1

Column 1 ***Substance***	***Column 2*** ***Quantity of the substance to be added and other provisions in relation to addition of those substances***
Calcium carbonate	(a) At least 300 mg/100 g flour. (b) Not more than 455 mg/100 g flour. (c) The substance must be added in the form of E 170 calcium carbonate conforming to the specification set out in Schedule 2 to these Regulations. (d) But the addition of calcium carbonate is not required to flour that is— (i) self-raising flour with a calcium content of 0.2% or more, or (ii) wheat malt flour.
Folic acid	(a) 0.25 mg/100 g flour. (b) The substance must be added in the form of pteroylmonoglutamic acid conforming to the criteria in the monograph for folic acid hydrate contained in the British Pharmacopoeia 2023 at page I-1110.

Substances that must be present in flour derived from common wheat at or above specified proportions

2.—(1) The substances listed in column 1 of Table 2 must be present in flour derived from common wheat in the proportions specified in column 2.

(2) Where the addition of substances is necessary in order to meet the required proportions specified in column 2 of Table 2, the substances must be added in accordance with the other provisions specified that column.

Table 2

Column 1 ***Substance***	***Column 2*** ***Quantity of the substance that must be present in flour and other provisions in relation to addition of those substances***
Iron	(a) At least 2.10 mg/100 g flour. (b) Any addition of the substance must be in the form of any of, or any combination of, the following— (i) ferric ammonium citrate conforming to the criteria in the monograph for ferric ammonium citrate contained in the British Pharmacopoeia 1973 at page 201; (ii) ferrous sulphate conforming to the criteria in the monograph for ferrous sulphate heptahydrate contained in the British Pharmacopoeia 2023 at page I-1037; (iii) dried ferrous sulphate conforming to the criteria in the monograph for dried ferrous sulphate contained in the British Pharmacopoeia 2023 at page I-1036; (iv) iron powder conforming to the specification contained in Schedule 3 to these Regulations.

Niacin	(a) At least 2.40 mg/100 g flour. (b) Any addition of the substance must be in the form of either, or a combination of, the following— (i) nicotinic acid conforming to the criteria in the monograph for nicotinic acid contained in the British Pharmacopoeia 2023 at page II-404; (ii) nicotinamide conforming to the criteria in the monograph for nicotinamide contained in the British Pharmacopoeia 2023 at page II-399.
Thiamin (vitamin B_1)	(a) At least 0.24 mg/100 g flour. (b) Any addition of the substance must be in the form of thiamin hydrochloride conforming to the criteria in the monograph for thiamin hydrochloride contained in the British Pharmacopoeia 2023 at page II-1129.

SCHEDULE 2

Regulation 3 and Schedule 1

Specification for E 170 calcium carbonate

Specification for E 170 calcium carbonate for the purpose of Schedule 1, paragraph 1, Table 1

Synonyms	CI Pigment White 18; Chalk
Definition	Calcium carbonate is the product obtained from ground limestone or by the precipitation of calcium ions with carbonate ions.
Colour Index No	77220
EINECS number[(1)]	Calcium carbonate: 207-439-9 Limestone: 215-279-6
Chemical name	Calcium carbonate
Chemical formula	$CaCO_3$
Molecular weight	100.1 g/mol
Assay	Content ≥ 98% on the anhydrous basis
Description	White crystalline or amorphous, odourless and tasteless powder
Identification	
Solubility	Practically insoluble in water and in alcohol. Dissolves with effervescence in diluted acetic acid, in diluted hydrochloric acid and in diluted nitric acid, and the resulting solutions, after boiling, give positive tests for calcium.
Purity	
Loss on drying	≤ 2.0% (200°C, 4 hours)
Acid-insoluble substances	≤ 0.2%
Magnesium and alkali salt	≤ 1.0%
Fluoride	≤ 50 mg/kg
Antimony (Sb)	≤ 100mg/kg, singly or in combination
Copper (Cu)	
Chromium (Cr)	
Zinc (Zn)	
Barium (Ba)	
Arsenic (As)	≤ 3 mg/kg
Lead (Pb)	≤ 3 mg/kg
Cadmium (Cd)	≤ 3 mg/kg
Ethylene oxide[(2)]	Total residues of ethylene oxide, irrespective of origin, must not exceed 0.1 mg/kg

[(1)] European Inventory of Existing Commercial Chemical Substances, as published in OJ No C 146A, 15.6.1990, p.1.

[(2)] Sum of ethylene oxide and 2-chloroethanol expressed as ethylene oxide (i.e. ethylene oxide + (0.55 × 2-chloroethanol)).

SCHEDULE 3

Regulation 3 and Schedule 1

Specification for iron powder

Specification for iron powder for the purpose of Schedule 1, paragraph 2, Table 2

Definition	Iron powder consisting essentially of finely-divided metallic iron containing at least 90% by weight of iron and conforming to the requirements of this Schedule.
Chemical name	Iron
Chemical formula	Fe
Assay	Accurately weigh 0.25 g of sample into a stoppered flask. Add a hot solution of 1.25 g of copper sulphate pentahydrate in 20 ml of water and shake for 10 minutes. Filter rapidly and wash the filter with water; acidify the mixed filtrate and washings with sulphuric acid, and titrate with N/10 potassium permanganate. Each ml of N/10 potassium permanganate is equivalent to 0.005585 g of iron.
Description	Fine greyish-black powder of such granularity that not more than 0.1% by weight remains on a British Standard 410:1969[(1)] wire sieve nominal aperture size 150 μm and not more than 5% by weight on a British Standard 410:1969 wire sieve nominal aperture size 53 μm.
Identification	
Solubility	At least 95% of the iron content when determined by the following method. Accurately weigh 0.1 g of sample into a 750 ml conical flask. Add 450 ml 0.2% weight in weight hydrochloric acid previously warmed to 37°C. Stir continuously for 3 hours, maintaining the temperature at 37°C. Cool to room temperature and dilute to 500 ml with distilled water. Filter; determine the iron content of the filtrate by a suitable method. Calculate the total iron in solution as a percentage of the metallic iron content of the sample taken.

[(1)] BS 410:1969 “Specification for test sieves”. Published by the British Standards Institution on 31 August 1971. Available at: https://knowledge.bsigroup.com.

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