OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2024 Rhif 805 (Cy. 129)

2024 No. 805 (W. 129)

DATGELU GWYBODAETH

DISCLOSURE OF INFORMATION

Rheoliadau Llywodraethu Digidol (Cyrff Cymreig) 2024

The Digital Government (Welsh Bodies) Regulations 2024

NODYN ESBONIADOL

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

Mae Rhan 5 o Ddeddf yr Economi Ddigidol 2017 ("y Ddeddf") yn caniatáu i bersonau penodedig a restrir yn yr Atodlenni i'r Ddeddf rannu gwybodaeth at ddibenion penodol. Mae adran 56(1) o'r Ddeddf yn caniatáu i berson penodedig rannu gwybodaeth â phersonau penodol eraill at ddibenion atal twyll yn erbyn awdurdodau cyhoeddus. Mae Rhan 2 o Atodlen 8 i Ddeddf yr Economi Ddigidol 2017 yn cynnwys rhestr o gyrff Cymreig a bennir at ddibenion adran 56(1). Mae'r Rheoliadau hyn yn dileu Cyngor Cyllido Addysg Uwch Cymru o'r rhestr honno ac yn rhoi'r Comisiwn Addysg Drydyddol ac Ymchwil yn ei le.

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.

EXPLANATORY NOTE

(This note is not part of the Regulations)

Part 5 of the Digital Economy Act 2017 ("the Act") allows specified persons listed in the Schedules to the Act to share information for specific purposes. Section 56(1) of the Act allows a specified person to share information with certain other persons for the purposes of preventing fraud against public authorities. Part 2 of Schedule 8 to the Digital Economy Act 2017 contains a list of Welsh bodies specified for the purposes of section 56(1). These Regulations remove the Higher Education Funding Council for Wales from that list and replace it with the Commission for Tertiary Education and Research.

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.

2024 Rhif 805 (Cy. 129)

DATGELU GWYBODAETH

Rheoliadau Llywodraethu Digidol (Cyrff Cymreig) 2024

Gwnaed *17 Gorffennaf 2024*

Yn dod i rym *1 Awst 2024*

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pŵer a roddir gan adran 56(6) o Ddeddf yr Economi Ddigidol 2017(**1**) ("y Ddeddf").

Yn unol ag adran 56(11) o'r Ddeddf, mae Gweinidogion Cymru wedi rhoi sylw i'r systemau a'r gweithdrefnau ar gyfer trin gwybodaeth yn ddiogel gan y Comisiwn Addysg Drydyddol ac Ymchwil, ac a yw Cyngor Cyllido Addysg Uwch Cymru wedi rhoi sylw i'r cod ymarfer o dan adran 60 o'r Ddeddf.

Mae Gweinidogion Cymru wedi ymgynghori â'r Comisiynydd Gwybodaeth, Comisiynwyr Cyllid a Thollau Ei Fawrhydi, Gweinidogion yr Alban, Adran Gyllid Gogledd Iwerddon, y Gweinidog dros Swyddfa'r Cabinet, ac unrhyw bersonau eraill y mae Gweinidogion Cymru yn ystyried eu bod yn briodol, fel sy'n ofynnol gan adran 56(12) o'r Ddeddf.

Gosodwyd drafft o'r Rheoliadau hyn gerbron Senedd Cymru o dan adran 62(6) o'r Ddeddf(**2**), ac fe'i cymeradwywyd ganddi drwy benderfyniad.

(**1**) 2017 p. 30. Gweler adran 63(1) a (3) am y diffiniad o "appropriate national authority".

(**2**) Mae'r cyfeiriad yn adran 62(6) o'r Ddeddf at Gynulliad Cenedlaethol Cymru bellach yn cael effaith fel cyfeiriad at Senedd Cymru yn rhinwedd adran 150A(2) o Ddeddf Llywodraeth Cymru 2006 (p. 32).

2024 No. 805 (W. 129)

DISCLOSURE OF INFORMATION

The Digital Government (Welsh Bodies) Regulations 2024

Made *17 July 2024*

Coming into force *1 August 2024*

The Welsh Ministers make the following Regulations in exercise of the power conferred by section 56(6) of the Digital Economy Act 2017(**1**) ("the Act").

In accordance with section 56(11) of the Act, the Welsh Ministers have had regard to the systems and procedures for the secure handling of information by the Commission for Tertiary Education and Research, and whether the Higher Education Funding Council for Wales has had regard to the code of practice under section 60 of the Act.

The Welsh Ministers have consulted the Information Commissioner, the Commissioners for His Majesty's Revenue and Customs, the Scottish Ministers, the Department of Finance in Northern Ireland, the Minister for the Cabinet Office, and such other persons as the Welsh Ministers consider appropriate, as required by section 56(12) of the Act.

A draft of these Regulations was laid before Senedd Cymru under section 62(6) of the Act(**2**), and has been approved by a resolution of Senedd Cymru.

(**1**) 2017 c. 30. See section 63(1) and (3) for the definition of "appropriate national authority".

(**2**) The reference in section 62(6) of the Act to the National Assembly for Wales now has effect as a reference to Senedd Cymru by virtue of section 150A(2) of the Government of Wales Act 2006 (c.32).

Enwi a dod i rym

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Llywodraethu Digidol (Cyrff Cymreig) 2024.

(2) Daw'r Rheoliadau hyn i rym ar 1 Awst 2024.

Diwygiad i Ran 2 (cyrff Cymreig) o Atodlen 8 i Ddeddf yr Economi Ddigidol 2017

2. Ym mharagraff 49 o Ran 2 o Atodlen 8 i Ddeddf yr Economi Ddigidol 2017, yn lle "The Higher Education Funding Council for Wales", rhodder "The Commission for Tertiary Education and Research".

Title and coming into force

1.—(1) The title of these Regulations is the Digital Government (Welsh Bodies) Regulations 2024.

(2) These Regulations come into force on 1 August 2024.

Amendment to Part 2 (Welsh bodies) of Schedule 8 to the Digital Economy Act 2017

2. In paragraph 49 of Part 2 of Schedule 8 to the Digital Economy Act 2017, for "The Higher Education Funding Council for Wales", substitute "The Commission for Tertiary Education and Research".

Lynne Neagle

Ysgrifennydd y Cabinet dros Addysg, un o Weinidogion Cymru
17 Gorffennaf 2024

Cabinet Secretary for Education, one of the Welsh Ministers
17 July 2024

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

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ISBN 978-0-348-39591-4

£5.78

http://www.legislation.gov.uk/id/wsi/2024/805