OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2025 Rhif 887 (Cy. 154)

CYNLLUNIO SEILWAITH, CYMRU

Rheoliadau Cydsyniad Seilwaith (Darpariaethau Amrywiol) (Cymru) 2025

2025 No. 887 (W. 154)

INFRASTRUCTURE PLANNING, WALES

The Infrastructure Consent (Miscellaneous Provisions) (Wales) Regulations 2025

NODYN ESBONIADOL

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

Mae Deddf Seilwaith (Cymru) 2024 ("Deddf 2024") yn sefydlu proses ymgeisio a chydsynio unedig i alluogi gwneud ac ystyried ceisiadau am gydsyniad seilwaith. Mae'r broses yn gymwys i'r prosiectau seilwaith arwyddocaol a bennir yn Rhan 1 o Ddeddf 2024. Yn fras, prosiectau ynni, trafnidiaeth, gwastraff a dŵr yw'r rhain.

Mae Rhan 2 o Ddeddf 2024 yn cynnwys y gofyniad am gydsyniad seilwaith. Mae Rhan 3 o Ddeddf 2024 yn gwneud darpariaeth ynghylch gwneud cais am gydsyniad seilwaith.

Mae Rhan 4 o Ddeddf 2024 yn cynnwys darpariaeth ynghylch penodi awdurdod i archwilio ceisiadau am gydsyniad seilwaith ("yr awdurdod archwilio") ac ynghylch agweddau penodol ar y broses archwilio. Mae Rhan 5 o Ddeddf 2024 yn cynnwys darpariaethau ynghylch penderfynu ar geisiadau am gydsyniad seilwaith.

Mae'r Rheoliadau hyn yn gwneud darpariaeth ar gyfer materion amrywiol sy'n sicrhau bod diben y Ddeddf yn cael ei weithredu'n briodol. Mae'r materion a bennir a'r gofynion a nodir yn y Rheoliadau hyn yn ychwanegol at unrhyw rai a gynhwysir mewn rheoliadau eraill sy'n gweithredu'r Ddeddf.

Mae rheoliad 2 yn nodi'r diffiniadau ar gyfer termau a ddefnyddir yn y Rheoliadau hyn.

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Infrastructure (Wales) Act 2024 ("the 2024 Act") establishes a unified application and consenting process to enable making and consideration of applications for infrastructure consent. The process applies to the significant infrastructure projects that are specified in Part 1 of the 2024 Act. Broadly, they are energy, transport, waste and water projects.

Part 2 of the 2024 Act contains the requirement for infrastructure consent. Part 3 of the 2024 Act makes provision about applying for infrastructure consent.

Part 4 of the 2024 Act contains provision about appointing an authority to examine applications for infrastructure consent ("the examining authority") and about particular aspects of the examination process. Part 5 of the 2024 Act contains provisions about deciding applications for infrastructure consent. These Regulations make provision for miscellaneous matters. The matters specified and the requirements set out in these Regulations are in addition to any contained in other regulations that implement the Act.

Regulation 2 sets out the definitions for terms used in these Regulations.

Mae rheoliad 3 yn ddarpariaeth gyfeirio at y brif Ddeddf, gan dynnu sylw at y ffaith bod adran 136 yn gymwys i hysbysiadau a roddir yn unol â'r Rheoliadau hyn.

Regulation 3 is a sign-post provision to the principal Act, highlighting that section 136 applies to notices given in accordance with these Regulations.

Mae rheoliad 4 yn cyflwyno Atodlen 1 i'r Rheoliadau.

Regulation 4 introduces Schedule 1 to the Regulations.

Mae Atodlen 1 i'r Rheoliadau yn darparu rhestr o brosiectau. Pan fo'r prosiectau hyn yn cynnwys datblygiad, bydd Gweinidogion Cymru yn gallu cyfarwyddo y bydd y datblygiad yn brosiect seilwaith arwyddocaol. Mae'r Atodlen hefyd yn cynnwys darpariaeth ddiffinio ar gyfer termau a ddefnyddir yn yr Atodlen.

Schedule 1 to the Regulations provides a list of projects. Where these projects involve development the Welsh Ministers will be able to direct that the development is to be a significant infrastructure project. The Schedule also contains a definition provision for terms used in the Schedule.

Mae rheoliad 5 yn darparu ar gyfer sut y caiff person wneud archiad i Weinidogion Cymru i gyfarwyddo bod datblygiad yn brosiect seilwaith arwyddocaol neu, pan fo'r datblygiad yn drawsffiniol, na fydd yn brosiect seilwaith arwyddocaol. Mae hefyd yn darparu i ddatblygwr hysbysu eraill ynghylch archiad cymwys am gyfarwyddyd.

Regulation 5 provides for how a person may make a request to the Welsh Ministers to direct that development is a significant infrastructure project or, where the development is cross border, that it will not be a significant infrastructure project. It also provides for a developer to notify others about a qualifying request for a direction.

Mae rheoliad 6 yn darparu dyddiad cau i Weinidogion Cymru i benderfynu pa un a ddylid cyfarwyddo bod prosiect yn brosiect seilwaith arwyddocaol pan fônt yn cael archiad cymwys. Mae'n darparu ar gyfer estyn y dyddiad cau hwnnw mewn amgylchiadau penodol.

Regulation 6 provides a deadline for the Welsh Ministers to decide whether to direct that a project is a significant infrastructure project where they receive a qualifying request. It provides for an extension of that deadline in certain circumstances.

Mae rheoliad 7 yn pennu ffurf a chynnwys yr hysbysiad a roddir o dan adran 28(2) neu (3) o Ddeddf 2024. Mae hysbysiad o dan yr is-adrannau hyn yn ei gwneud yn ofynnol i berson ddarparu enw a chyfeiriad unrhyw berson a chanddo fuddiant mewn tir y mae'r cais neu'r cais arfaethedig am gydsyniad seilwaith yn ymwneud ag ef.

Regulation 7 provides the form and content of the notice given under section 28(2) or (3) of the 2024 Act. A notice under these subsections requires a person to provide the name and address of any person who has an interest in land to which the application or proposed application for infrastructure consent relates.

Mae rheoliad 8 yn rhoi pwerau i Weinidogion Cymru i ddatgymhwyso darpariaethau Deddf 2024 o dan amgylchiadau penodol. Caiff Gweinidogion Cymru gyfarwyddo nad yw darpariaethau yn Rhan 3 (gwneud cais am gydsyniad seilwaith) a Rhan 4 (archwilio ceisiadau) a darpariaeth a wneir o dan y Rhannau hynny yn gymwys i ddatblygiad trawsffiniol. Cânt hefyd gyfarwyddo nad yw rhai darpariaethau sy'n ymwneud â gweithdrefn cyn gwneud cais a gwneud cais am gydsyniad seilwaith, neu ddarpariaeth a wneir o dan y darpariaethau hynny, yn gymwys pan fônt wedi rhoi cyfarwyddyd o dan adran 22 o Ddeddf 2024 (cyfarwyddydau sy'n pennu bod datblygiad yn brosiect seilwaith arwyddocaol). Am gyfnod o 18 mis ar ôl i'r rheoliad ddod i rym, caiff Gweinidogion Cymru hefyd gyfarwyddo nad yw'r darpariaethau'n gymwys i unrhyw ddatblygiad sy'n brosiect seilwaith arwyddocaol.

Regulation 8 provides the Welsh Ministers with powers to disapply provisions of the 2024 Act in certain circumstances. They may direct that provisions in Part 3 (applying for infrastructure consent) and Part 4 (examining applications) and provision made under those Parts do not apply to cross border development. They may also direct that some provisions relating to pre-application procedure and applying for infrastructure consent, or provision made under those provisions, do not apply where they have given a direction under section 22 of the 2024 Act (directions specifying development as a significant infrastructure project). For a period of 18 months after the coming into force of the regulation, the Welsh Ministers may also direct that the provisions do not apply to any development that is a significant infrastructure project.

Mae rheoliad 9 yn nodi sut y caiff person wneud archiad am wasanaethau cyn gwneud cais gan awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru.

Regulation 9 sets out how a person may request pre-application services from a planning authority, Natural Resources Wales or the Welsh Ministers.

Mae rheoliad 10 yn gwneud darpariaeth ar gyfer derbyn archiadau am wasanaethau cyn gwneud cais ac yn nodi dyddiad cau ar gyfer darparu'r gwasanaethau hynny ac estyn y dyddiad cau hwnnw mewn amgylchiadau penodol.

Regulation 10 makes provision for accepting requests for pre-application services and sets out a deadline for providing those services and extending that deadline in certain circumstances.

Mae rheoliad 11 yn darparu rhestrau o wasanaethau cyn gwneud cais y mae rhaid eu darparu.

Regulation 11 provides lists of pre-application services that must be provided.

Mae rheoliad 12 yn gwneud darpariaeth ar gyfer cynnal cyfarfodydd cyn gwneud cais rhwng datblygwr ac awdurdodau cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru.

Regulation 12 makes provision for holding pre-application meetings between a developer and planning authorities, Natural Resources Wales or the Welsh Ministers.

Mae rheoliad 13 yn darparu rhestr o ddogfennau y mae rhaid eu hadneuo ar y gofrestr a gynhelir gan Weinidogion Cymru o dan adran 128 o Ddeddf 2024.

Regulation 13 provides a list of documents that must be deposited on the register maintained by the Welsh Ministers under section 128 of the 2024 Act.

Mae rheoliad 14 yn ei gwneud yn ofynnol i awdurdodau cynllunio gadw a chyhoeddi cofrestr sy'n ymwneud â cheisiadau a gwasanaethau cyn gwneud cais ac yn nodi'r dogfennau y mae rhaid eu hadneuo ar y gofrestr.

Regulation 14 requires planning authorities to keep and publish a register relating to applications and pre-application services and sets out the documents that must be deposited on the register.

Mae rheoliad 15 yn ei gwneud yn ofynnol i Cyfoeth Naturiol Cymru gadw a chyhoeddi cofrestr o wasanaethau cyn gwneud cais ac yn nodi'r dogfennau y mae rhaid eu hadneuo ar y gofrestr.

Regulation 15 requires Natural Resources Wales to keep and publish a register of pre-application services and sets out the documents that must be deposited on the register.

Mae rheoliad 16 yn darparu amserlen ar gyfer adneuo gwybodaeth a dogfennau ar y cofrestrau. Mae hefyd yn darparu ar gyfer yr amgylchiadau pan ganiateir oedi'r adneuo ar archiad y datblygwr.

Regulation 16 provides a time frame for the deposit of information and documents on the registers. It also provides for the circumstances where the deposit may be delayed on the request of the developer.

Mae rheoliad 17 yn gwneud darpariaeth i ymgyngoreion statudol ddarparu adroddiad blynyddol i Weinidogion Cymru ar eu perfformiad yn ymwneud â darparu ymatebion o sylwedd i ymgynghoriad ynghylch ceisiadau.

Regulation 17 makes provision for statutory consultees to provide the Welsh Ministers with an annual report on their performance relating to providing substantive responses to consultation about applications.

Mae rheoliad 18 yn cyflwyno Atodlen 2 ac Atodlen 3 i'r Rheoliadau.

Regulation 18 introduces Schedule 2 and Schedule 3 to the Regulations.

Mae Atodlen 2 i'r Rheoliadau hyn yn rhestru gofynion ar gyfer cydsyniad y caniateir eu dileu drwy ddarpariaeth mewn gorchymyn cydsyniad seilwaith. Mae hyn yn golygu na fyddai'n ofynnol i'r datblygwr wneud cais am y cydsyniad hwnnw.

Schedule 2 to these Regulations lists requirements for consent that may be removed by provision in an infrastructure consent order. This means the developer would not be required to apply for that consent.

Mae Atodlen 3 i'r Rheoliadau hyn yn darparu rhestr o gydsyniadau y caniateir tybio eu bod wedi eu rhoi drwy ddarpariaeth mewn gorchymyn cydsyniad seilwaith. Mae hyn yn golygu na fyddai angen i'r datblygwr wneud cais ar wahân am y cydsyniad hwnnw. Ni chaniateir tybio bod y cydsyniadau yn

Schedule 3 to these Regulations provides a list of consents that may be deemed to have been granted by a provision in an infrastructure consent order. This means that the developer would not need to apply separately for that consent. The consents in Part 1 may only be deemed where the body who would usually

Rhan 1 wedi eu rhoi ond pan fo'r corff a fyddai fel arfer yn rhoi cydsyniad wedi nodi ei ganiatâd neu wedi methu ag ymateb yn y cyfnod penodedig. Caiff y cydsyniadau a restrir yn Rhan 2 o'r Atodlen fod yn gydsyniadau tybiedig ym mhob achos.

Mae rheoliad 19 yn gosod y cyfnod penodedig y mae rhaid i'r corff a fyddai fel arfer yn rhoi cydsyniad wrthod caniatâd ynddo os nad yw Gweinidogion Cymru i gael y pŵer i ddileu'r gofyniad neu dybio y rhoddir cydsyniad.

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 oddi wrth: Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ ac mae wedi ei gyhoeddi ar www.llyw.cymru.

grant consent have indicated their permission or have failed to respond in the specified time. The consents listed in Part 2 of the Schedule may be deemed in all cases.

Regulation 19 sets the specified period during which the body that would usually grant a consent must refuse permission if the Welsh Ministers are not to have the power to remove the requirement or deem the consent.

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 Welsh Government, Cathays Park, Cardiff, CF10 3NQ and is published on www.gov.wales.

2025 Rhif 887 (Cy. 154)

CYNLLUNIO SEILWAITH, CYMRU

Rheoliadau Cydsyniad Seilwaith (Darpariaethau Amrywiol) (Cymru) 2025

Gwnaed	*16 Gorffennaf 2025*
Yn dod i rym	*15 Rhagfyr 2025*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir iddynt gan adrannau 22(2)(c), 26, 27(1)(a), (b) a (d), 28(5), 84, 128(6), (7) ac (8), 129(4)(c), 131, 140(2)(a)(**1**) a 141(2) o Ddeddf Seilwaith (Cymru) 2024(**2**), yn gwneud y Rheoliadau a ganlyn.

Yn unol ag adran 141(3) o Ddeddf Seilwaith (Cymru) 2024, gosodwyd drafft o'r offeryn hwn gerbron Senedd Cymru ac fe'i cymeradwywyd ganddi drwy benderfyniad(**3**).

Enwi a dod i rym

1. Enw'r Rheoliadau hyn yw Rheoliadau Cydsyniad Seilwaith (Darpariaethau Amrywiol) (Cymru) 2025 a deuant i rym ar 15 Rhagfyr 2025.

Dehongli

2. Yn y Rheoliadau hyn—

mae i "archiad cymhwysol" ("*qualifying request*") yr ystyr a roddir yn adran 25 o Ddeddf 2024;

(**1**) Am ystyr "Gweinidog priodol" gweler adran 140(4) o Ddeddf Seilwaith (Cymru) 2024 (dsc. 3); gweler adran 140(3) fel arall.

(**2**) 2024 dsc. 3.

(**3**) Gweler hefyd adran 40 o Ddeddf Deddfwriaeth (Cymru) 2019 (dccc 4) am ddarpariaeth ynghylch y weithdrefn sy'n gymwys i'r offeryn hwn.

2025 No. 887 (W. 154)

INFRASTRUCTURE PLANNING, WALES

The Infrastructure Consent (Miscellaneous Provisions) (Wales) Regulations 2025

Made	*16 July 2025*
Coming into force	*15 December 2025*

The Welsh Ministers, in exercise of the powers conferred on them by sections 22(2)(c), 26, 27(1)(a), (b) and (d), 28(5), 84, 128(6), (7) and (8), 129(4)(c), 131, 140(2)(a)(**1**) and 141(2) of the Infrastructure (Wales) Act 2024(**2**), make the following Regulations.

In accordance with section 141(3) of the Infrastructure (Wales) Act 2024, a draft of this instrument has been laid before, and approved by a resolution of, Senedd Cymru(**3**).

Title and coming into force

1. The title of these Regulations is the Infrastructure Consent (Miscellaneous Provisions) (Wales) Regulations 2025 and they come into force on 15 December 2025.

Interpretation

2. In these Regulations—

"the 2024 Act" ("*Deddf 2024*") means the Infrastructure (Wales) Act 2024;

(**1**) For the meaning of "appropriate Minister" see section 140(4) of the Infrastructure (Wales) Act 2024 (asc 3); see section 140(3) otherwise.

(**2**) 2024 asc 3.

(**3**) See also section 40 of the Legislation (Wales) Act 2019 (anaw 4) for provision about the procedure that applies to this instrument.

ystyr "ardal forol Cymru" ("*Welsh marine area*") yw'r môr sy'n gyfagos i Gymru hyd at derfyn atfor y môr tiriogaethol; ac mae'r cwestiwn ynghylch pa rannau o'r môr sy'n gyfagos i Gymru i'w benderfynu yn unol ag erthygl 6 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999(**1**);

mae i "awdurdod cynllunio" ("*planning authority*") yr un ystyr ag yn adran 143 o Ddeddf 2024;

ystyr "cais" ("*application*") yw cais am gydsyniad seilwaith a wneir yn unol ag adran 32 o Ddeddf 2024;

ystyr "ceisydd" ("*applicant*") yw person sy'n cynnig gwneud cais, neu sydd wedi gwneud cais, am gydsyniad seilwaith (nid yw'r diffiniad hwn yn gymwys at ddibenion rheoliad 7);

ystyr "cyfesurynnau" ("*co-ordinates*") yw—

(a) cyfesurynnau lledred a hydred ar System Geodetig y Byd 1984(**2**), neu

(b) cyfesurynnau ar y Grid Cenedlaethol a ddefnyddir gan yr Arolwg Ordnans;

ystyr "cydsyniad seilwaith" ("*infrastructure consent*") yw'r cydsyniad sy'n ofynnol gan adran 19 o Ddeddf 2024;

ystyr "Cymru" ("*Wales*") yw ardal gyfunol y siroedd a'r bwrdeistrefi sirol yng Nghymru (gweler Rhannau 1 a 2 o Atodlen 4 i Ddeddf Llywodraeth Leol 1972)(**3**));

mae i "datblygiad" ("*development*") yr un ystyr ag yn adran 133 o Ddeddf 2024;

mae i "datblygwr" ("*developer*") yr un ystyr ag yn adran 25 o Ddeddf 2024;

ystyr "Deddf 2024" ("*the 2024 Act*") yw Deddf Seilwaith (Cymru) 2024;

ystyr "ffurflen archiad am wasanaethau cyn gwneud cais" ("*pre-application services request form*") yw'r ffurflen y cyfeirir ati yn rheoliad 9(1);

ystyr "gorchymyn cydsyniad seilwaith" ("*infrastructure consent order*") yw gorchymyn sydd wedi ei wneud o dan Ddeddf 2024 sy'n rhoi cydsyniad seilwaith;

"the Application Regulations" ("*y Rheoliadau Ceisiadau*") means the Infrastructure Consent (Pre-Application and Application Procedure and Transitional Provisions) (Wales) Regulations 2025(**1**);

"applicant" ("*ceisydd*") means a person who proposes to make, or has made an application for, infrastructure consent (this definition does not apply for the purpose of regulation7);

"application" ("*cais*") means an application for infrastructure consent made in accordance with section 32 of the 2024 Act;

"co-ordinates" ("*cyfesurynnau*") means—

(a) co-ordinates of latitude and longitude on the World Geodetic System 1984(**2**), or

(b) co-ordinates on the National Grid used by the Ordnance Survey;

"developer" ("*datblygwr*") has the same meaning as in section 25 of the 2024 Act;

"development" ("*datblygiad*") has the same meaning as in section 133 of the 2024 Act;

"infrastructure consent" ("*cydsyniad seilwaith*") means the consent required by section 19 of the 2024 Act;

"infrastructure consent order" ("*gorchymyn cydsyniad seilwaith*") means an order made under the 2024 Act granting infrastructure consent;

"planning authority" ("*awdurdod cynllunio*") has the same meaning as in section 143 of the 2024 Act;

"pre-application services" ("*gwasanaethau cyn gwneud cais*") means services provided to a person under section 27 of the 2024 Act for the purpose of assisting the person in applying for an infrastructure consent order;

"pre-application services request form" ("*ffurflen archiad am wasanaethau cyn gwneud cais*") means the form referred to in regulation 9(1);

"qualifying request" ("*archiad cymhwysol*") has the meaning given in section 25 of the 2024 Act);

"significant infrastructure project" ("*prosiect seilwaith arwyddocaol*") has the meaning given by section 1 of the 2024 Act;

(**1**) O.S. 1999/672.

(**2**) Mae System Geodetig y Byd 1984 ("WGS 84") yn diffinio ffrâm gyfeirio ar gyfer y ddaear, i'w defnyddio ym maes geodeseg a mordwyaeth. Fe'i datblygwyd gan Asiantaeth Gwybodaeth Geo-ofodol yr Unol Daleithiau, a chaiff ei chynnal ganddi. Diffinnir WGS 84 ym mharagraff 2.1 o Adroddiad Technegol Asiantaeth Genedlaethol Delweddau a Mapiau'r Unol Daleithiau TR8350.2, trydydd argraffiad, diwygiad 1 dyddiedig 3 Ionawr 2000 o'r enw "Department of Defense World Geodetic System 1984". https://gis-lab.info/docs/nima-tr8350.2-wgs84fin.pdf

(**3**) 1972 p. 70; diwygiwyd Rhannau 1 a 2 o Atodlen 4 gan baragraffau 1 a 2 o Atodlen 1 i Ddeddf Llywodraeth Leol (Cymru) 1994 (p. 19).

(**1**) S.I. 2025/690 (W. 114).

(**2**) The World Geodetic System 1984 ("WGS 84") defines a reference frame for the earth, for use in geodesy and navigation. It was developed by the United States' National Geospatial-Intelligence Agency and is maintained by it. WGS 84 is defined at paragraph 2.1 of the United States' National Imagery and Mapping Agency Technical Report TR8350.2, third edition, amendment 1 of 3 January 2000 entitled "Department of Defense World Geodetic System 1984". https://gis-lab.info/docs/nima-tr8350.2-wgs84fin.pdf

ystyr "gwasanaethau cyn gwneud cais" ("*pre-application services*") yw gwasanaethau a ddarperir i berson o dan adran 27 o Ddeddf 2024 at ddiben cynorthwyo'r person i wneud cais am orchymyn cydsyniad seilwaith;

mae i "prosiect seilwaith arwyddocaol" ("*significant infrastructure project*") yr ystyr a roddir gan adran 1 o Ddeddf 2024;

ystyr "y Rheoliadau Ceisiadau" ("*the Application Regulations*") yw Rheoliadau Cydsyniad Seilwaith (Y Weithdrefn Cyn Gwneud Cais a'r Weithdrefn Gwneud Cais a Darpariaethau Trosiannol) (Cymru) 2025(**1**);

mae i "ymgynghorai statudol" ("*statutory consultee*" yr un ystyr ag yn rheoliad 2 o'r Rheoliadau Ceisiadau.

"statutory consultee" ("*ymgynghorai statudol*") has the same meaning as in regulation 2 of the Application Regulations;

"Wales" ("*Cymru*") means the combined area of the counties and county boroughs in Wales (see Parts 1 and 2 of Schedule 4 to the Local Government Act 1972(**1**));

"Welsh marine area" ("*ardal forol Cymru*") means the sea adjacent to Wales out as far as the seaward boundary of the territorial sea; and the question of which parts of the sea are adjacent to Wales is to be determined in accordance with article 6 of the National Assembly for Wales (Transfer of Functions) Order 1999(**2**).

Rhoi hysbysiadau a dogfennau eraill

3. Gweler adran 136 o Ddeddf 2024 mewn perthynas â darpariaeth yn y Rheoliadau hyn sy'n ei gwneud yn ofynnol i berson neu'n awdurdodi person i—

(a) hysbysu person arall am rywbeth, neu

(b) rhoi dogfen i berson arall (pa un a yw'r ddarpariaeth yn defnyddio'r gair "cyflwyno", "rhoi" neu derm arall).

Giving notice and other documents

3. See section 136 of the 2024 Act in relation to provision in these Regulations which requires or authorises a person to—

(a) notify another person of something, or

(b) give a document to another person (whether the provision uses the word "serve", "give" or other term).

Prosiectau y caniateir cyfarwyddo eu bod yn brosiectau seilwaith arwyddocaol

4. Mae Atodlen 1 yn pennu mathau o brosiectau at ddibenion adran 22(2)(c) o Ddeddf 2024.

Projects that may be directed to be significant infrastructure projects

4. Schedule 1 specifies kinds of projects for the purposes of section 22(2)(c) of the 2024 Act.

Archiadau am roi cyfarwyddydau o dan adrannau 22 i 24 o Ddeddf 2024.

5.—(1) Rhaid i unrhyw archiad a wneir am gyfarwyddyd o dan adrannau 22 i 24 o Ddeddf 2024, a wneir gan unrhyw berson, gael ei wneud ar y ffurf briodol a gyhoeddir gan Weinidogion Cymru, neu ar ffurf sydd ag effaith sylweddol debyg.

(2) Rhaid i archiad am roi cyfarwyddyd o dan adran 22 o Ddeddf 2024 gynnwys yr wybodaeth a ganlyn—

(a) ar gyfer datblygiad arfaethedig yng Nghymru, blan wedi ei luniadu ar raddfa a nodir sy'n dangos cyfeiriad y gogledd,

(b) ar gyfer datblygiadau arfaethedig yn ardal forol Cymru, gyfesurynnau sy'n nodi'r lleoliad y mae'r cais yn ymwneud ag ef,

Requests for directions to be given under sections 22 to 24 of the 2024 Act.

5.—(1) Any request made for a direction under sections 22 to 24 of the 2024 Act, made by any person, must be made in the appropriate form published by the Welsh Ministers, or in a form substantially to the same effect.

(2) A request for a direction to be given under section 22 of the 2024 Act must include the following information—

(a) for proposed development in Wales, a plan drawn to an identified scale and showing the direction of north,

(b) for proposed development in the Welsh marine area, co-ordinates which identify the location to which the application relates,

(**1**) O.S. 2025/690 (Cy. 114).

(**1**) 1972 c 70; Parts 1 and 2 of Schedule 4 were amended by paragraphs 1 and 2 of Schedule 1 to the Local Government (Wales) Act 1994 (c. 19).

(**2**) S.I. 1999/672.

(c) unrhyw blaniau eraill, unrhyw luniadau eraill ac unrhyw wybodaeth arall sy'n angenrheidiol i ddisgrifio'r datblygiad arfaethedig,

(d) datganiad o resymau sy'n nodi pam y dylai Gweinidogion Cymru roi cyfarwyddyd sy'n pennu bod y datblygiad arfaethedig yn brosiect seilwaith arwyddocaol,

(e) rhestr o unrhyw gydsyniadau adran 20 a fyddai'n ofynnol pe na bai'r datblygiad arfaethedig wedi ei bennu mewn cyfarwyddyd yn brosiect seilwaith arwyddocaol, ac

(f) rhestr o unrhyw gydsyniadau eraill y gellid eu tybio neu y gellid dileu'r gofyniad ar eu cyfer drwy ddarpariaeth mewn gorchymyn cydsyniad seilwaith, a all fod yn ofynnol ar gyfer y datblygiad arfaethedig.

(3) Rhaid i archiad am gyfarwyddyd o dan adran 24 o Ddeddf 2024 gynnwys datganiad o resymau sy'n nodi pam y dylai Gweinidogion Cymru roi cyfarwyddyd sy'n pennu nad yw'r prosiect arfaethedig yn brosiect seilwaith arwyddocaol.

(4) Wrth wneud archiad cymhwysol am gyfarwyddyd o dan adran 22 o Ddeddf 2024, rhaid i ddatblygwr roi hysbysiad o'r archiad i—

(a) unrhyw berson a fyddai'n rhoi, yn gwneud, yn awdurdodi neu'n cadarnhau cydsyniad adran 20, a

(b) unrhyw berson a fyddai'n rhoi, yn gwneud, yn awdurdodi neu'n cadarnhau unrhyw gydsyniad y gellid ei dybio neu y gellid dileu'r gofynion ar ei gyfer drwy ddarpariaeth mewn gorchymyn cydsyniad seilwaith a all fod yn ofynnol ar gyfer y datblygiad.

(5) Os bydd Gweinidogion Cymru yn penderfynu peidio ag ystyried archiad am gyfarwyddyd nad yw'n archiad cymhwysol, rhaid iddynt, cyn gynted ag y bo'n rhesymol ymarferol, roi hysbysiad i'r person a wnaeth yr archiad gan ddarparu rhesymau pam nad yw'r archiad yn cael ei ystyried.

(6) Yn y rheoliad hwn, ystyr "cydsyniad adran 20" yw caniatâd, awdurdodiad, cydsyniad, gorchymyn neu gynllun a grybwyllir yn adran 20 (effaith gofyniad am gydsyniad seilwaith) o Ddeddf 2024.

Penderfyniadau mewn cysylltiad ag archiadau am roi cyfarwyddyd o dan adrannau 22 a 24 o'r Ddeddf

6.—(1) Pan fo Gweinidogion Cymru yn cael, oddi wrth ddatblygwr, archiad cymhwysol am roi cyfarwyddyd o dan adran 22 neu 24 o'r Ddeddf, rhaid iddynt benderfynu pa un ai i roi'r cyfarwyddyd ai peidio o fewn 29 o ddiwrnodau i'r diwrnod y daeth yr archiad i law.

(c) any other plans, drawings and information necessary to describe the proposed development,

(d) a statement of reasons setting out why the Welsh Ministers should give a direction specifying the proposed development as a significant infrastructure project,

(e) a list of any section 20 consents that would be required if the proposed development were not specified in a direction as a significant infrastructure project, and

(f) a list of any other consents that could be deemed or the requirement for which could be removed by provision in an infrastructure consent order, which may be required for the proposed development.

(3) A request for a direction under section 24 of the 2024 Act must include a statement of reasons setting out why the Welsh Ministers should give a direction specifying the proposed development as not being a significant infrastructure project.

(4) When making a qualifying request for a direction under section 22 of the 2024 Act, a developer must give notice of the request to—

(a) any person who would grant, make, authorise or confirm a section 20 consent, and

(b) any person who would grant, make, authorise or confirm any consent that could be deemed or the requirements for which could be removed by provision in an infrastructure consent order which may be required for the development.

(5) If the Welsh Ministers decide not to consider a request for a direction that is not a qualifying request, they must, as soon as is reasonably practicable, give a notice to the person who made the request providing reasons the request is not being considered.

(6) In this regulation, "section 20 consent" means a permission, authorisation, consent, order, or scheme mentioned in section 20 (effect of requirement for infrastructure consent) of the 2024 Act.

Decisions in respect of requests for a direction to be given under sections 22 and 24 of the Act

6.—(1) Where the Welsh Ministers receive, from a developer, a qualifying request for a direction to be given under section 22 or 24 of the Act, they must decide whether or not to give the direction within 29 days of the day on which the request was received.

(2) Nid yw paragraff (1) yn gymwys—

(a) pan fo Gweinidogion Cymru yn ystyried bod angen gwybodaeth bellach i benderfynu pa un a ddylid rhoi cyfarwyddyd ai peidio, a

(b) pan fônt yn rhoi hysbysiad i'r datblygwr o fewn 15 o ddiwrnodau i'r diwrnod y daeth yr archiad i law fod angen gwybodaeth bellach.

(3) Rhaid i'r hysbysiad gynnwys—

(a) manylion yr wybodaeth bellach sydd ei hangen i benderfynu pa un a ddylid rhoi'r cyfarwyddyd ai peidio, a

(b) y dyddiad erbyn pryd y mae rhaid cael unrhyw ymateb i'r hysbysiad.

(4) Pan fo Gweinidogion Cymru yn rhoi hysbysiad o dan y rheoliad hwn rhaid iddynt benderfynu pa un ai i roi'r cyfarwyddyd ai peidio o fewn 29 o ddiwrnodau i'r dyddiad y mae rhaid cael ymateb.

Cael gwybodaeth ynghylch buddiannau mewn tir

7.—(1) Rhaid i hysbysiad a gyflwynir i dderbynnydd gan geisydd o dan adran 28(2) neu (3) o Ddeddf 2024—

(a) bod yn ysgrifenedig;

(b) cynnwys datganiad bod y ceisydd wedi ei awdurdodi gan Weinidogion Cymru i gyflwyno'r hysbysiad;

(c) nodi'r tir y mae'r hysbysiad yn ymwneud ag ef;

(d) pennu'r dyddiad erbyn pryd y mae ymateb i'w darparu i'r ceisydd, y mae rhaid iddo fod o leiaf 15 o ddiwrnodau ar ôl y diwrnod y cyflwynir yr hysbysiad i'r derbynnydd;

(e) datgan effaith adran 28(6) i (8) o Ddeddf 2024 (troseddau o fethu heb esgus rhesymol â chydymffurfio â hysbysiad o dan adran 28(2) neu (3) ac o roi gwybodaeth anwir).

(2) Yn y rheoliad hwn mae i "y ceisydd" ac "y derbynnydd" yr ystyr a roddir yn adran 28 o Ddeddf 2024.

Y pŵer i ddatgymhwyso gofynion Deddf 2024

8.—(1) Os bydd datblygiad, pan fydd wedi ei gwblhau, yn rhannol yng Nghymru neu'n rhannol yn ardal forol Cymru, caiff Gweinidogion Cymru gyfarwyddo nad yw'r gofynion a osodir o dan Ran 3 a Rhan 4 o Ddeddf 2024 nac unrhyw reoliadau a wneir o dan y Rhannau hynny yn gymwys.

(2) Paragraph (1) does not apply where—

(a) the Welsh Ministers consider that further information is required to determine whether or not a direction should be given, and

(b) they give notice of the requirement for further information to the developer within 15 days of the day on which the request was received.

(3) The notice must include—

(a) details of the further information that is required to determine whether or not the direction should be given, and

(b) the date by which any response to the notice must be received.

(4) Where the Welsh Ministers give notice under this regulation, they must decide whether or not to give the direction within 29 days of the date on which a response must be received.

Obtaining information about land interests

7.—(1) A notice served on a recipient by an applicant under section 28(2) or (3) of the 2024 Act must—

(a) be in writing;

(b) contain a statement that the applicant is authorised by the Welsh Ministers to serve the notice;

(c) identify the land to which the notice relates;

(d) specify the date by which a response is to be provided to the applicant, which must be at least 15 days after the day on which the notice is served on the recipient;

(e) state the effect of section 28(6) to (8) of the 2024 Act (offences of failing without reasonable excuse to comply with a notice under section 28(2) or (3) and of giving false information).

(2) In this regulation "the applicant" and "the recipient" have the meaning given in section 28 of the 2024 Act.

Power to disapply requirements of the 2024 Act

8.—(1) If development will, when completed, be partly in Wales or partly in the Welsh marine area, the Welsh Ministers may direct that the requirements imposed under Part 3 and Part 4 of the 2024 Act and any regulations made under those Parts do not apply.

(2) Pan fo datblygiad yn ddarostyngedig i gyfarwyddyd a roddir o dan adran 22 (cyfarwyddydau sy'n pennu bod datblygiad yn brosiect seilwaith arwyddocaol) o Ddeddf 2024, caiff Gweinidogion Cymru gyfarwyddo nad yw'r gofynion a osodir gan neu o dan yr adrannau a ganlyn o Ddeddf 2024 yn gymwys—

(a) adran 29 (hysbysu am gais arfaethedig);

(b) adran 30 (ymgynghoriad a chyhoeddusrwydd cyn gwneud cais);

(c) adran 32 (gwneud cais am gydsyniad seilwaith);

(d) adran 33 (penderfynu ar ddilysrwydd cais a hysbysu'r ceisydd);

(e) adran 35 (rheoliadau ynghylch hysbysiadau a chyhoeddusrwydd).

(3) Am 18 mis sy'n dechrau â'r diwrnod ar ôl i'r Rheoliadau hyn ddod i rym, caiff Gweinidogion Cymru mewn perthynas ag unrhyw ddatblygiad gyfarwyddo nad yw'r gofynion a osodir gan neu o dan yr adrannau a ganlyn o Ddeddf 2024 yn gymwys—

(a) adran 29 (hysbysu am gais arfaethedig);

(b) adran 30 (ymgynghoriad a chyhoeddusrwydd cyn gwneud cais);

(c) adran 32 (gwneud cais am gydsyniad seilwaith);

(d) adran 33 (penderfynu ar ddilysrwydd cais a hysbysu'r ceisydd);

(e) adran 35 (rheoliadau ynghylch hysbysiadau a chyhoeddusrwydd).

(4) Caiff cyfarwyddyd a roddir o dan y rheoliad hwn ymwneud ag—

(a) cais penodol, neu

(b) ceisiadau o ddisgrifiad a bennir yn y cyfarwyddyd.

(5) Rhaid i Weinidogion Cymru, cyn gynted ag y bo'n rhesymol ymarferol ar ôl rhoi cyfarwyddyd o dan baragraff (1), (2) neu (3)—

(a) cyhoeddi'r cyfarwyddyd, a

(b) gosod datganiad ynghylch y cyfarwyddyd gerbron Senedd Cymru sy'n egluro ei effaith a pham y'i gwnaed.

Archiadau am wasanaethau cyn gwneud cais

9.—(1) Rhaid gwneud archiad am wasanaethau cyn gwneud cais a wneir i awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru ar ffurf a gyhoeddir gan Weinidogion Cymru neu ar ffurf sydd ag effaith sylweddol debyg.

(2) Where development is subject to a direction given under section 22 (directions specifying development as a significant infrastructure project) of the 2024 Act, the Welsh Ministers may direct that the requirements imposed by or under the following sections of the 2024 Act do not apply—

(a) section 29 (notice of proposed application);

(b) section 30 (pre-application consultation and publicity);

(c) section 32 (applying for infrastructure consent);

(d) section 33 (deciding on the validity of an application and notifying the applicant);

(e) section 35 (regulations about notices and publicity).

(3) For 18 months beginning with the day after these Regulations come into force, the Welsh Ministers may, in relation to any development, direct that the requirements imposed by or under the following sections of the 2024 Act do not apply—

(a) section 29 (notice of proposed application);

(b) section 30 (pre-application consultation and publicity);

(c) section 32 (applying for infrastructure consent);

(d) section 33 (deciding on the validity of an application and notifying the applicant);

(e) section 35 (regulations about notices and publicity).

(4) A direction given under this regulation may relate to—

(a) a particular application, or

(b) applications of a description specified in the direction.

(5) The Welsh Ministers must, as soon as reasonably practicable after giving a direction under paragraph (1), (2) or (3)—

(a) publish the direction, and

(b) lay a statement about the direction before Senedd Cymru explaining its effect and why it was made.

Requests for pre-application services

9.—(1) A request for pre-application services made to a planning authority, Natural Resources Wales or the Welsh Ministers must be made on a form published by the Welsh Ministers or a form substantially to the same effect.

(2) Rhaid i archiad a wneir o dan baragraff (1) gynnwys yr wybodaeth a ganlyn—

(a) ar gyfer datblygiad yng Nghymru, blan wedi ei luniadu ar raddfa a nodir sy'n dangos cyfeiriad y gogledd,

(b) ar gyfer datblygiad yn ardal forol Cymru, gyfesurynnau sy'n nodi'r lleoliad y mae'r cais yn ymwneud ag ef, a

(c) unrhyw blaniau eraill, unrhyw luniadau eraill ac unrhyw wybodaeth arall sy'n angenrheidiol i ddisgrifio'r datblygiad arfaethedig.

(3) Rhaid i unrhyw ffi sy'n daladwy fynd gydag archiad o dan baragraff (1).

(4) Pan wneir yr archiad i Weinidogion Cymru, rhaid iddo hefyd gynnwys manylion unrhyw archiadau am farn sgrinio ynghylch cyfarwyddyd, neu farn gwmpasu ynghylch cyfarwyddyd sydd wedi eu gwneud o dan y Rheoliadau AEA.

(5) Yn y rheoliad hwn, ystyr "y Rheoliadau AEA" yw Rheoliadau Cynllunio Gwlad a Thref (Asesu Effeithiau Amgylcheddol) (Cymru) 2017(**1**) a Rheoliadau Gwaith Morol (Asesu Effeithiau Amgylcheddol) 2007(**2**).

Derbyn archiadau am wasanaethau cyn gwneud cais

10.—(1) Rhaid i awdurdod cynllunio, Cyfoeth Naturiol Cymru a Gweinidogion Cymru dderbyn archiad am wasanaethau cyn gwneud cais fel un dilys os yw'n cydymffurfio â'r gofynion a osodir gan reoliad 9.

(2) Pan fo'r awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru (yn ôl y digwydd) yn derbyn archiad fel un dilys, rhaid iddynt roi hysbysiad derbyn i'r person a wnaeth yr archiad.

(3) Rhaid i'r hysbysiad derbyn bennu'r dyddiad erbyn pryd y darperir y gwasanaethau cyn gwneud cais, y mae rhaid iddo fod yn ddim mwy na 29 o ddiwrnodau ar ôl y diwrnod y rhoddir yr hysbysiad.

(4) Caniateir diwygio'r dyddiad a bennir mewn hysbysiad derbyn drwy gytundeb ysgrifenedig rhwng yr awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru (yn ôl y digwydd) a'r person a wnaeth yr archiad.

(5) Pan fo Gweinidogion Cymru i ddarparu'r gwasanaethau cyn gwneud cais, cânt ddiwygio'r dyddiad a bennir mewn hysbysiad derbyn drwy gyfarwyddyd.

(**1**) O.S. 2017/567 (Cy. 136).
(**2**) O.S. 2007/1518.

(2) A request made under paragraph (1) must include the following information—

(a) for development in Wales, a plan drawn to an identified scale and showing the direction of north,

(b) for development in the Welsh marine area, co-ordinates which identify the location to which the application relates, and

(c) any other plans, drawings and information necessary to describe the proposed development.

(3) A request under paragraph (1) must be accompanied by any fee payable.

(4) Where the request is made to the Welsh Ministers, it must also include details of any requests for a screening opinion of direction, or a scoping opinion of direction made under the EIA Regulations.

(5) In this regulation "the EIA Regulations" means the Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2017(**1**) and The Marine Works (Environmental Impact Assessment) Regulations 2007(**2**).

Accepting requests for pre-application services

10.—(1) A planning authority, Natural Resources Wales and the Welsh Ministers must accept as valid a request for pre-application services if it complies with the requirements imposed by regulation 9.

(2) Where the planning authority, Natural Resources Wales or the Welsh Ministers (as the case may be) accept as valid a request, they must give a notice of acceptance to the person who made the request.

(3) The notice of acceptance must specify the date by which the pre-application services will be provided, which must be no more than 29 days after the day on which notice is given.

(4) The date specified in a notice of acceptance may be amended by written agreement between the planning authority, Natural Resources Wales or Welsh Ministers (as the case may be) and the person who made the request.

(5) Where the Welsh Ministers are to provide the pre-application services, they may amend the date specified in a notice of acceptance by direction.

(**1**) S.I. 2017/567 (W. 136).
(**2**) S.I. 2007/1518.

(6) Os yw'r awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru (yn ôl y digwydd) yn penderfynu na ellir derbyn yr archiad am wasanaethau cyn gwneud cais, rhaid iddynt roi hysbysiad o'u penderfyniad i'r person a wnaeth yr archiad gan roi'r rhesymau dros eu penderfyniad.

Darparu gwasanaethau cyn gwneud cais

11.—(1) Pan fo awdurdod cynllunio yn derbyn archiad am wasanaethau cyn gwneud cais fel un dilys, rhaid iddo ddarparu'r canlynol i'r person a wnaeth yr archiad—

(a) hanes cynllunio perthnasol y safle datblygu arfaethedig,

(b) manylion unrhyw ddatganiad o dir cyffredin posibl,

(c) datganiad o faterion lleol sy'n ymwneud â'r safle datblygu arfaethedig, gan gynnwys lliniaru posibl,

(d) y fframwaith polisi lleol i'r graddau y bo'n berthnasol i'r datblygiad arfaethedig, ac

(e) cyngor ar unrhyw ymgynghoriad cyn gwneud cais y gellir ei gynnal, gan gynnwys unrhyw berson y gellir ymgynghori ag ef.

(2) Pan fo Cyfoeth Naturiol Cymru yn derbyn archiad am wasanaethau cyn gwneud cais fel un dilys, rhaid iddo ddarparu'r canlynol i'r person a wnaeth yr archiad—

(a) datganiad o ystyriaethau amgylcheddol ar gyfer y datblygiad arfaethedig,

(b) datganiad o unrhyw asesiadau amgylcheddol y gallai fod eu hangen mewn perthynas â'r datblygiad arfaethedig,

(c) manylion unrhyw ddatganiad o dir cyffredin posibl, a

(d) cyngor ar unrhyw ymgynghoriad cyn gwneud cais y gellir ei gynnal, gan gynnwys unrhyw berson y gellir ymgynghori ag ef.

(3) Pan fo Gweinidogion Cymru yn derbyn archiad am wasanaethau cyn gwneud cais fel un dilys, rhaid iddynt ddarparu'r canlynol i'r person a wnaeth yr archiad—

(a) cyngor ar ffurf a chynnwys ceisiadau,

(b) cyngor ar adroddiadau technegol y gellir eu darparu fel rhan o'r cais,

(c) cyngor ar unrhyw bolisi perthnasol,

(d) cyngor ar y weithdrefn ar gyfer gwneud, archwilio a phenderfynu ar geisiadau am gydsyniad seilwaith, ac

(6) If the planning authority, Natural Resources Wales or the Welsh Ministers (as the case may be) decide that the request for pre-application services cannot be accepted, they must give a notice of their decision to the person who made the request giving reasons for their decision.

Provision of pre-application services

11.—(1) Where a planning authority accept as valid a request for pre-application services, they must provide the person who made the request with—

(a) the relevant planning history of the proposed development site,

(b) details of any potential statement of common ground,

(c) a statement of local issues relating to the proposed development site, including potential mitigation,

(d) the local policy framework as far as is relevant to the proposed development, and

(e) advice on any pre-application consultation that may be carried out, including any person who may be consulted.

(2) Where Natural Resources Wales accept as valid a request for pre-application services, they must provide the person who made the request with—

(a) a statement of environmental considerations for the proposed development,

(b) a statement of any environmental assessments that may be required in relation to the proposed development,

(c) details of any potential statement of common ground, and

(d) advice on any pre-application consultation that may be carried out, including any person who may be consulted.

(3) Where the Welsh Ministers accept as valid a request for pre-application services, they must provide the person who made the request with—

(a) advice on the form and content of applications,

(b) advice on technical reports that may be provided as part of the application,

(c) advice on any relevant policy,

(d) advice on the procedure for making, examining, and deciding applications for infrastructure consent, and

(e) cyngor ar unrhyw gydsyniadau y gellid eu tybio neu y gellid dileu'r gofynion ar eu cyfer drwy ddarpariaeth mewn gorchymyn cydsyniad seilwaith.

(4) Yn y rheoliad hwn ystyr "datganiad o dir cyffredin" yw datganiad ysgrifenedig a lunnir gan yr awdurdod cynllunio neu Cyfoeth Naturiol Cymru (yn ôl y digwydd) a'r ceisydd sy'n cynnwys gwybodaeth ffeithiol y cytunir arni am y datblygiad sy'n destun y cais.

Cyfarfodydd cyn gwneud cais

12.—(1) Caiff datblygwr wneud archiad ysgrifenedig am gyfarfod cyn gwneud cais gydag awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru (yn ôl y digwydd).

(2) Pan fo awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru (yn ôl y digwydd) yn cael archiad am gyfarfod cyn gwneud cais, rhaid iddo neu rhaid iddynt roi hysbysiad i'r person a wnaeth yr archiad, o fewn 15 o ddiwrnodau i'r diwrnod y cafwyd yr archiad, gan gadarnhau pa un a fydd cyfarfod yn cael ei gynnal ai peidio.

Cynnwys y gofrestr a gedwir gan Weinidogion Cymru

13.—(1) Pan fo Gweinidogion Cymru yn cael archiad am wasanaethau cyn gwneud cais rhaid iddynt adneuo ar y gofrestr—

(a) copi o'r ffurflen archiad am wasanaethau cyn gwneud cais,

(b) unrhyw blan a gyflwynir gyda'r ffurflen archiad am wasanaethau cyn gwneud cais, ac

(c) unrhyw ddogfennaeth, unrhyw adroddiadau neu unrhyw wybodaeth arall a gyflwynir gyda'r ffurflen archiad am wasanaethau cyn gwneud cais.

(2) Pan fo Gweinidogion Cymru yn cael hysbysiad o gais arfaethedig o dan adran 29(1)(a) o Ddeddf 2024 rhaid iddynt adneuo ar y gofrestr—

(a) yr hysbysiad o gais arfaethedig, a

(b) unrhyw hysbysiad a roddir gan Weinidogion Cymru o dan adran 29(4) o Ddeddf 2024.

(3) Pan fo Gweinidogion Cymru yn cael cais am gydsyniad seilwaith yn unol ag adran 32 o Ddeddf 2024 rhaid iddynt adneuo ar y gofrestr—

(a) unrhyw hysbysiad a roddir gan Weinidogion Cymru o dan reoliad 16 o'r Rheoliadau Ceisiadau,

(e) advice on any consents that could be deemed or the requirements for which could be removed by provision in an infrastructure consent order.

(4) In this regulation "statement of common ground" means a written statement prepared by the planning authority or Natural Resources Wales (as the case may be) and the applicant that contains agreed factual information about the development which is the subject of the application.

Pre-application meetings

12.—(1) A developer may make a written request for a pre-application meeting with a planning authority, Natural Resources Wales or the Welsh Ministers (as the case may be).

(2) Where a planning authority, Natural Resources Wales or the Welsh Ministers (as the case maybe) receive a request for a pre-application meeting, they must give notice to the person who made the request, within 15 days of the day on which the request is received, confirming whether or not a meeting will be held.

Content of register kept by Welsh Ministers

13.—(1) Where the Welsh Ministers receive a request of pre-application services they must deposit on the register—

(a) a copy of the pre-application services request form,

(b) any plan submitted with the pre-application services request form, and

(c) any documentation, reports or other information submitted with the pre-application services request form.

(2) Where the Welsh Ministers receive a notice of proposed application under section 29(1)(a) of the 2024 Act they must deposit on the register—

(a) the notice of proposed application, and

(b) any notice given by the Welsh Ministers under section 29(4) of the 2024 Act.

(3) Where the Welsh Ministers receive an application for infrastructure consent in accordance with section 32 of the 2024 Act they must deposit on the register—

(a) any notice given by the Welsh Ministers under regulation 16 of the Application Regulations,

(b) unrhyw hysbysiad o benderfyniad Gweinidogion Cymru pa un ai i dderbyn cais fel cais dilys a roddir o dan adran 33(3) neu (4) o Ddeddf 2024 ai peidio,

(c) unrhyw hysbysiad a roddir gan Weinidogion Cymru o dan adran 34(2) o Ddeddf 2024,

(d) unrhyw sylwadau am y cais sy'n dod i law Gweinidogion Cymru cyn y dyddiad cau a bennir mewn unrhyw hysbysiad neu gyhoeddusrwydd o dan adran 34(4) o Ddeddf 2024,

(e) unrhyw hysbysiad o benderfyniad a roddir gan Weinidogion Cymru neu'r Awdurdod Archwilio o dan adran 60 o Ddeddf 2024,

(f) unrhyw hysbysiad tynnu yn ôl a roddir gan y ceisydd, ac

(g) unrhyw hysbysiad o ddirymu neu newid i'r gorchymyn cydsyniad seilwaith perthnasol, y mae'r cais yn ymwneud ag ef, a roddir gan Weinidogion Cymru o dan adran 91(6) o Ddeddf 2024.

(4) Pan fo sylwadau y mae Gweinidogion Cymru yn eu cael mewn perthynas â chais yn ymwneud â diogelwch cenedlaethol neu fesurau i'w cymryd i sicrhau diogelwch unrhyw dir neu eiddo arall, cânt ddal y sylwadau yn ôl o'r gofrestr os ydynt wedi eu bodloni y byddai datgelu'r sylwadau yn gyhoeddus yn erbyn y buddiant cenedlaethol.

(5) Yn y rheoliad hwn, ystyr "y gofrestr" yw'r gofrestr a gedwir ac a gyhoeddir gan Weinidogion Cymru yn unol ag adran 128 o Ddeddf 2024.

Cofrestr i'w chadw gan awdurdodau cynllunio

14.—(1) Rhaid i bob awdurdod cynllunio gadw a chyhoeddi cofrestr o wasanaethau cyn gwneud cais a ddarperir.

(2) Pan fo awdurdod cynllunio yn cael archiad am wasanaethau cyn gwneud cais rhaid iddynt adneuo ar y gofrestr—

(a) copi o'r ffurflen archiad am wasanaethau cyn gwneud cais,

(b) unrhyw blan a gyflwynir gyda ffurflen archiad am wasanaethau cyn gwneud cais,

(c) unrhyw ddogfennaeth, unrhyw adroddiadau neu unrhyw wybodaeth arall a gyflwynir gyda'r ffurflen archiad am wasanaethau cyn gwneud cais, a

(d) manylion unrhyw wasanaethau cyn gwneud cais a ddarparwyd.

(b) any notice of the Welsh Ministers' decision whether or not to accept an application as a valid application given under section 33(3) or (4) of the 2024 Act,

(c) any notice given by the Welsh Ministers under section 34(2) of the 2024 Act,

(d) any representations about the application received by the Welsh Ministers before the deadline specified in any notice or publicity under section 34(4) of the 2024 Act,

(e) any notice of decision given by the Welsh Ministers or Examining Authority under section 60 of the 2024 Act,

(f) any notice of withdrawal given by the applicant, and

(g) any notice of revocation or change to the relevant infrastructure consent order, to which the application relates, given by the Welsh Ministers under section 91(6) of the 2024 Act.

(4) Where representations received by the Welsh Ministers in respect of an application relate to national security or measures to be taken to ensure the security of any land or other property, they may withhold the representations from the register if satisfied that the public disclosure of the representations would be against the national interest.

(5) In this regulation, "the register" means the register kept and published by the Welsh Ministers in accordance with section 128 of the 2024 Act.

Register to be kept by planning authorities

14.—(1) Each planning authority must keep and publish a register of pre-application services provided.

(2) Where a planning authority receive a request for pre-application services they must deposit on the register—

(a) a copy of the pre-application services request form,

(b) any plan submitted with a pre-application services request form,

(c) any documentation, reports or other information submitted with the pre-application services request form, and

(d) details of any pre-application services that have been provided.

(3) Pan fo awdurdod cynllunio yn cael hysbysiad o gais a dderbynnir o dan adran 34(2) o Ddeddf 2024 rhaid iddynt adneuo ar y gofrestr—

(a) hyperddolen i'r wefan a gynhelir gan Weinidogion Cymru y cyhoeddir manylion am y cais am gydsyniad seilwaith arni yn unol â rheoliad 25 o'r Rheoliadau Ceisiadau,

(b) yr hysbysiad o gais a dderbynnir a roddir gan Weinidogion Cymru o dan adran 34(2) o Ddeddf 2024,

(c) unrhyw hysbysiad o benderfyniad a roddir gan Weinidogion Cymru neu'r Awdurdod Archwilio o dan adran 60 o Ddeddf 2024,

(d) unrhyw hysbysiad tynnu yn ôl a roddir gan y ceisydd, ac

(e) unrhyw hysbysiad o ddirymu neu newid i'r gorchymyn cydsyniad seilwaith perthnasol, y mae'r cais yn ymwneud ag ef, a roddir gan Weinidogion Cymru o dan adran 91(6) o Ddeddf 2024.

(3) Where a planning authority receive a notice of accepted application under section 34(2) of the 2024 Act they must deposit on the register—

(a) a hyperlink to the website maintained by the Welsh Ministers on which details of the application for infrastructure consent are published in accordance with regulation 25 of the Application Regulations,

(b) the notice of accepted application given by the Welsh Ministers under section 34(2) of the 2024 Act,

(c) any notice of decision given by the Welsh Ministers or Examining Authority under section 60 of the 2024 Act,

(d) any notice of withdrawal given by the applicant, and

(e) any notice of revocation or change to the relevant infrastructure consent order, to which the application relates, given by the Welsh Ministers under section 91(6) of the 2024 Act.

Cofrestr i'w chadw gan Cyfoeth Naturiol Cymru

15.—(1) Rhaid i Cyfoeth Naturiol Cymru gadw a chyhoeddi cofrestr o wasanaethau cyn gwneud cais a ddarperir.

(2) Pan fo Cyfoeth Naturiol Cymru yn cael archiad am wasanaethau cyn gwneud cais rhaid iddynt adneuo ar y gofrestr—

(a) copi o'r ffurflen archiad am wasanaethau cyn gwneud cais,

(b) unrhyw blan a gyflwynir gyda ffurflen archiad am wasanaethau cyn gwneud cais,

(c) unrhyw ddogfennaeth, unrhyw adroddiadau neu unrhyw wybodaeth arall a gyflwynir gyda'r ffurflen archiad am wasanaethau cyn gwneud cais, a

(d) manylion unrhyw wasanaethau cyn gwneud cais a ddarparwyd.

Register to be kept by Natural Resources Wales

15.—(1) Natural Resources Wales must keep and publish a register of pre-application services.

(2) Where Natural Resources Wales receive a request for pre-application services they must deposit on the register—

(a) a copy of the pre-application services request form,

(b) any plan submitted with a pre-application services request form,

(c) any documentation, reports or other information submitted with the pre-application services request form, and

(d) details of any pre-application services that have been provided.

Rhoi gwybodaeth a dogfennau ar y gofrestr

16.—(1) Rhaid i awdurdod cynllunio, Cyfoeth Naturiol Cymru a Gweinidogion Cymru adneuo gwybodaeth a dogfennau sy'n ofynnol gan y Rheoliadau hyn neu Ddeddf 2024 ar eu cofrestr cyn gynted ag y bo'n rhesymol ymarferol ar ôl cael yr wybodaeth neu'r ddogfen neu ddarparu'r gwasanaethau cyn gwneud cais (yn ôl y digwydd).

Placing information and documents on the register

16.—(1) A planning authority, Natural Resources Wales and the Welsh Ministers must deposit information and documents required by these Regulations or the 2024 Act on their register as soon as reasonably practicable after receiving the information or document or providing the pre-application services (as the case may be).

(2) Nid yw paragraff (1) yn gymwys—

(a) pan fo'r ceisydd wedi cyflwyno archiad i oedi adneuo ar y gofrestr yr wybodaeth neu'r ddogfen ynghylch yr archiad am wasanaethau cyn gwneud cais a'r gwasanaethau a ddarperir, a

(b) pan fo'r awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru (yn ôl y digwydd) yn ystyried bod buddiant y cyhoedd mewn datgelu yn cael ei drechu gan y cyfiawnhad a ddarperir yn yr archiad i oedi adneuo'r wybodaeth neu'r ddogfen ar y gofrestr.

(3) Pan fo awdurdod cynllunio, Cyfoeth Naturiol Cymru neu Weinidogion Cymru (yn ôl y digwydd) yn ystyried bod cyfiawnhad dros oedi adneuo rhaid iddynt adneuo'r wybodaeth a'r dogfennau sy'n ofynnol ar eu cofrestr cyn gynted ag y bo'n rhesymol ymarferol ar ôl y cynharaf o blith—

(a) trydydd pen-blwydd dyddiad darparu'r gwasanaethau cyn gwneud cais, neu

(b) y dyddiad y mae Gweinidogion Cymru yn cael hysbysiad o dan adran 29 (hysbysiad o gais arfaethedig) o Ddeddf 2024.

Ymgyngoreion statudol: adroddiad blynyddol

17.—(1) Rhaid i unrhyw ymgynghorai statudol y mae'n ofynnol iddo ddarparu ymateb o sylwedd yn unol â rheoliad 27(1) o'r Rheoliadau Ceisiadau mewn perthynas â datblygiad yn ystod unrhyw flwyddyn ariannol(**1**) ddarparu adroddiad i Weinidogion Cymru o fewn 3 mis i ddiwedd y flwyddyn ariannol honno.

(2) Rhaid i'r adroddiad gynnwys—

(a) y nifer o weithiau y rhoddwyd i'r ymgynghorai statudol hysbysiad o gais dilys o dan reoliad 23(1) o'r Rheoliadau Ceisiadau,

(b) y nifer o weithiau y darparwyd ymateb o sylwedd,

(c) y nifer o weithiau y darparwyd ymateb ar ôl diwedd y cyfnod a bennir yn rheoliad 27(1) o'r Rheoliadau Ceisiadau, a

(d) os darparwyd unrhyw ymateb ar ôl diwedd y cyfnod a bennir, datganiad yn nodi'r rhesymau pam na ddarparwyd yr ymateb cyn diwedd y cyfnod penodedig.

(2) Paragraph (1) does not apply where—

(a) the applicant has submitted a request to delay depositing on the register the information or document about the request for pre-application services and the services provided, and

(b) the planning authority, Natural Resources Wales or the Welsh Ministers (as the case may be) consider the public interest in disclosure is outweighed by the justification provided in the request to delay depositing the information or document on the register.

(3) Where a planning authority, Natural Resources Wales or the Welsh Ministers (as the case may be) consider the delay in depositing is justified they must deposit the information and documents required on their register as soon as reasonably practicable after the earlier of—

(a) the third anniversary of the date of providing the pre-application services, or

(b) the date on which the Welsh Ministers receive notice under section 29 (notice of proposed application) of the 2024 Act.

Statutory consultees: annual report

17.—(1) Any statutory consultee who is required to provide a substantive response in accordance with regulation 27(1) of the Application Regulations in relation to a development during any financial year(**1**) must provide a report to the Welsh Ministers within 3 months of the end of that financial year.

(2) The report must include—

(a) the number of times the statutory consultee was provided with a notice of valid application under regulation 23(1) of the Application Regulations,

(b) the number of times a substantive response was provided,

(c) the number of times a response was provided after the end of the period specified in regulation 27(1) of the Application Regulations, and

(d) if any response has been provided after the end of the period specified, a statement setting out the reasons the response was not provided before the end of the specified period.

(**1**) O dan Atodlen 1 i Ddeddf Deddfwriaeth (Cymru) 2019 (diffiniadau o eiriau ac ymadroddion), ystyr "blwyddyn ariannol" yw blwyddyn sy'n gorffen â 31 Mawrth.

(**1**) Under Schedule 1 to the Legislation (Wales) Act 2019 (definitions of words and expressions) "financial year" means a year ending with 31 March.

(3) Yn y rheoliad hwn—

mae i "ymateb o sylwedd" yr un ystyr ag yn rheoliad 27(4) o'r Rheoliadau Ceisiadau.

Dileu gofynion cydsynio a thybio cydsyniadau

18.—(1) Mae Atodlen 2 yn pennu cydsyniadau at ddibenion adran 84(1)(a) o Ddeddf 2024.

(2) Caniateir gwneud darpariaeth mewn gorchymyn cydsyniad seilwaith i ddileu'r gofyniad am gydsyniad a restrir yn Atodlen 2 heb fodloni'r amodau yn adran 84(2) neu (3) o Ddeddf 2024.

(3) Mae Atodlen 3 yn pennu cydsyniadau at ddiben adran 84(1)(b) o Ddeddf 2024.

(4) Caniateir gwneud darpariaeth mewn gorchymyn cydsyniad seilwaith i dybio cydsyniad a restrir yn Rhan 2 o Atodlen 3 heb fodloni'r amodau yn adran 84(2) neu (3) o Ddeddf 2024.

Cydsyniad gan awdurdod perthnasol: cyfnod penodedig

19.—(1) Pan fo'r awdurdod perthnasol yn ymgynghorai statudol, y cyfnod penodedig at ddibenion adran 84(2) a (3) o Ddeddf 2024 yw naill ai—

(a) 42 o ddiwrnodau sy'n dechrau â'r diwrnod ar ôl i'r hysbysiad o gais dilys gael ei roi i'r awdurdod perthnasol, neu

(b) os yw'r awdurdod perthnasol a Gweinidogion Cymru yn cytuno fel arall yn ysgrifenedig, pa gyfnod bynnag a bennir yn y cytundeb.

(2) Ym mhob achos arall, y cyfnod penodedig at ddibenion adran 84(2) a (3) o Ddeddf 2024 yw 42 o ddiwrnodau sy'n dechrau â'r diwrnod ar ôl i Weinidogion Cymru roi hysbysiad i'r awdurdod perthnasol sy'n gofyn am gydsyniad.

(3) Yn y rheoliad hwn—

mae i "awdurdod perthnasol" ("*relevant authority*") yr ystyr a roddir yn adran 84 o Ddeddf 2024;

ystyr "hysbysiad o gais dilys" ("*notice of valid application*") yw hysbysiad a roddir yn unol â rheoliad 23(1) o'r Rheoliadau Ceisiadau.

(3) In this regulation "substantive response" has the same meaning as in regulation 27(4) of the Application Regulations.

Removing consent requirements and deeming consents

18.—(1) Schedule 2 specifies consents for the purposes of section 84(1)(a) of the 2024 Act.

(2) Provision may be made in an infrastructure consent order to remove the requirement for a consent listed in Schedule 2 without meeting the conditions in section 84(2) or (3) of the 2024 Act.

(3) Schedule 3 specifies consents for the purpose of section 84(1)(b) of the 2024 Act.

(4) Provision may be made in an infrastructure consent order to deem a consent listed in Part 2 of Schedule 3 without meeting the conditions in section 84(2) or (3) of the 2024 Act.

Consent from relevant authority: specified period

19.—(1) Where the relevant authority is a statutory consultee the specified period for the purposes of section 84(2) and (3) of the 2024 Act is either—

(a) 42 days beginning with the day after the notice of valid application is given to the relevant authority, or

(b) if the relevant authority and the Welsh Ministers agree otherwise in writing, whatever period is specified in the agreement.

(2) In all other cases, the specified period for the purposes of section 84(2) and (3) of the 2024 Act is 42 days beginning with the day after the Welsh Ministers give notice to the relevant authority requesting consent.

(3) In this regulation—

"notice of valid application" ("*hysbysiad o gais dilys*") means a notice given in accordance with regulation 23(1) of the Application Regulations;

"relevant authority" ("*awdurdod perthnasol*") has the meaning given in section 84 of the 2024 Act.

Rebecca Evans

Ysgrifennydd y Cabinet dros yr Economi, Ynni a Chynllunio, un o Weinidogion Cymru
16 Gorffennaf 2025

Cabinet Secretary for Economy, Energy and Planning, one of the Welsh Ministers
16 July 2025

ATODLEN 1 Rheoliad 4

Prosiectau a bennir at ddiben adran 22(2)(c) o Ddeddf 2024

Ynni

1. Adeiladu gorsaf ynni solar neu orsaf ynni gwynt yng Nghymru neu yn ardal forol Cymru y disgwylir iddi fod â chapasiti cynhyrchu gosodedig o fwy na 35 o fegawatiau ond llai na 50 o fegawatiau.

2. Estyn neu addasu gorsaf ynni solar yng Nghymru neu yn ardal forol Cymru—

(a) pan ddisgwylir i effaith yr estyn neu'r addasu gynyddu'r capasiti cynhyrchu gosodedig fwy na 35 o fegawatiau ond llai na 50 o fegawatiau, a

(b) pan na ddisgwylir i effaith yr estyn neu'r addasu gynyddu cyfanswm y capasiti gosodedig i fwy na 350 o fegawatiau.

3. Estyn neu addasu gorsaf ynni gwynt yng Nghymru pan ddisgwylir i effaith yr estyn neu'r addasu gynyddu'r capasiti cynhyrchu gosodedig fwy na 35 o fegawatiau ond llai na 50 o fegawatiau.

4. Estyn neu addasu gorsaf ynni gwynt yn ardal forol Cymru—

(a) pan ddisgwylir i effaith yr estyn neu'r addasu gynyddu'r capasiti cynhyrchu gosodedig fwy na 35 o fegawatiau ond llai na 50 o fegawatiau, a

(b) pan na ddisgwylir i effaith yr estyn neu'r addasu gynyddu cyfanswm y capasiti gosodedig i fwy na 350 o fegawatiau.

5. Adeiladu gorsaf gynhyrchu (heblaw gorsaf ynni solar neu orsaf ynni gwynt) yng Nghymru neu yn ardal forol Cymru, pan ddisgwylir y bydd ganddi gapasiti cynhyrchu gosodedig o lai na 50 o fegawatiau.

6. Estyn neu addasu gorsaf gynhyrchu (heblaw gorsaf ynni solar neu orsaf ynni gwynt) yng Nghymru neu yn ardal forol Cymru—

(a) pan ddisgwylir i effaith yr estyn neu'r addasu gynyddu'r capasiti cynhyrchu gosodedig lai na 50 o fegawatiau, a

SCHEDULE 1 Regulation 4

Projects specified for the purpose of section 22(2)(c) of the 2024 Act

Energy

1. The construction of a solar generating station or wind generating station in Wales or the Welsh marine area that is expected to have an installed generating capacity of more than 35 megawatts but less than 50 megawatts.

2. The extension or alteration of a solar generating station in Wales or the Welsh marine area where—

(a) the effect of the extension or alteration is expected to increase the installed generation capacity by more than 35 megawatts but less than 50 megawatts, and

(b) the effect of the extension or alteration is not expected to increase the total installed capacity to more than 350 megawatts.

3. The extension or alteration of a wind generating station in Wales where the effect of the extension or alteration is expected to increase the installed generation capacity by more than 35 megawatts but less than 50 megawatts.

4. The extension or alteration of a wind generating station in the Welsh marine area where—

(a) the effect of the extension or alteration is expected to increase the installed generation capacity by more than 35 megawatts but less than 50 megawatts, and

(b) the effect of the extension or alteration is not expected to increase the total installed capacity to more than 350 megawatts.

5. The construction of a generating station (other than a solar generating station or wind generating station) in Wales or the Welsh marine area that is expected to have an installed generating capacity of less than 50 megawatts.

6. The extension or alteration of a generating station (other than a solar generating station or wind generating station) in Wales or the Welsh marine area, where—

(a) the effect of the extension or alteration is expected to increase the installed generating capacity by less than 50 megawatts, and

(b) pan na ddisgwylir i effaith yr estyn neu'r addasu gynyddu cyfanswm y capasiti gosodedig i fwy na 350 o fegawatiau.

7. Adeiladu neu addasu is-orsaf drydan.

8. Gosod llinell drydan uwchben y ddaear sy'n gysylltiedig â gorsaf gynhyrchu yng Nghymru neu yn ardal forol Cymru sydd â foltedd enwol o 132 Cilofolt neu lai, sydd â hyd o lai na 2 gilometr (i'r graddau y mae yng Nghymru).

9. Gosod llinell drydan, ac eithrio uwchben y ddaear, yng Nghymru neu yn ardal forol Cymru sydd o leiaf 2 gilometr o hyd (i'r graddau y mae yng Nghymru neu ardal forol Cymru).

10. Adeiladu neu addasu cyfleuster LNG yng Nghymru neu yn ardal forol Cymru nad yw'n brosiect seilwaith arwyddocaol o dan adran 3 o Ddeddf 2024.

11. Adeiladu neu addasu cyfleuster derbyn nwy yng Nghymru neu yn ardal forol Cymru nad yw'n brosiect seilwaith arwyddocaol o dan adran 4 o Ddeddf 2024.

12. Adeiladu neu addasu cyfleusterau cynhyrchu hydrogen yng Nghymru neu yn ardal forol Cymru.

Trafnidiaeth

13. Adeiladu neu addasu priffordd yng Nghymru nad yw'n brosiect seilwaith arwyddocaol o dan adran 7 o Ddeddf 2024, ac eithrio'r priffyrdd hynny y mae adran 7(4), (5) neu (6) yn gymwys iddynt.

14. Adeiladu neu addasu rheilffordd sy'n dechrau, yn gorffen ac yn aros yng Nghymru—

(a) nad yw'n brosiect seilwaith arwyddocaol o dan adran 8 o Ddeddf 2024,

(b) nad yw'n rhan o gyfnewidfa nwyddau rheilffordd, ac

(c) nad yw'n ddatblygu a ganiateir.

15. Adeiladu neu addasu cyfnewidfa nwyddau rheilffordd yng Nghymru nad yw'n brosiect seilwaith arwyddocaol o dan adran 9 o Ddeddf 2024.

16. Adeiladu neu addasu cyfleusterau harbwr yng Nghymru neu yn ardal forol Cymru—

(a) nad yw'n brosiect seilwaith arwyddocaol o dan adran 10 o Ddeddf 2024, a

(b) nad yw'n rhan o borthladd ymddiriedolaeth a gedwir yn ôl.

(b) the effect of the extension or alteration is not expected to increase the total installed capacity to more than 350 megawatts.

7. The construction or alteration of an electricity sub-station.

8. Installation of an electric line above ground associated with a generating station in Wales or the Welsh marine area with a nominal voltage of 132 Kilovolts or less, with a length less than 2 kilometres (to the extent it is in Wales).

9. Installation of an electric line, other than above ground, in Wales or the Welsh marine area with a length of at least 2 kilometres (to the extent it is in Wales or the Welsh marine area).

10. The construction or alteration of an LNG facility in Wales or the Welsh marine area that is not a significant infrastructure project under section 3 of the 2024 Act.

11. The construction or alteration of a gas reception facility in Wales or the Welsh marine area that is not a significant infrastructure project under section 4 of the 2024 Act.

12. The construction or alteration of hydrogen production facilities in Wales or the Welsh marine area.

Transport

13. The construction or alteration of a highway in Wales that is not a significant infrastructure project under section 7 of the 2024 Act, except those highways to which section 7(4), (5) or (6) applies.

14. The construction or alteration of a railway that starts, ends and remains in Wales that is—

(a) not a significant infrastructure project under section 8 of the 2024 Act,

(b) not part of a rail freight interchange, and

(c) not permitted development.

15. The construction or alteration of a rail freight interchange in Wales that is not a significant infrastructure project under section 9 of the 2024 Act.

16. The construction or alteration of harbour facilities in Wales or the Welsh marine area that is—

(a) not a significant infrastructure project under section 10 of the 2024 Act, and

(b) not part of a reserved trust port.

17. Adeiladu, newid neu gynyddu'r defnydd a ganiateir o faes awyr yng Nghymru neu yn ardal forol Cymru nad yw'n brosiect seilwaith arwyddocaol o dan adran 11 o Ddeddf 2024.

17. The construction, alteration or increase in the permitted use of an airport in Wales or the Welsh marine area that is not a significant infrastructure project under section 11 of the 2024 Act.

Dŵr

Water

18. Adeiladu argae neu gronfa ddŵr yng Nghymru pan ddisgwylir i gyfaint y dŵr a gedwir yn ôl gan yr argae neu a gaiff ei storio yn y gronfa ddŵr fod yn fwy nag 1 miliwn o fetrau ciwbig ond heb fod yw fwy na 10 miliwn o fetrau ciwbig.

18. The construction of a dam or reservoir in Wales where the volume of water to be held back by the dam or stored in the reservoir is expected to exceed 1 million cubic metres but not to exceed 10 million cubic metres.

19. Addasu argae neu gronfa ddŵr yng Nghymru pan ddisgwylir i gyfaint ychwanegol y dŵr a gedwir yn ôl gan yr argae neu a gaiff ei storio yn y gronfa ddŵr o ganlyniad i'r addasiad fod yn fwy nag 1 miliwn o fetrau ciwbig ond heb fod yw fwy na 10 miliwn o fetrau ciwbig.

19. The alteration of a dam or reservoir in Wales where the additional volume of water to be held back by the dam or stored in the reservoir as a result of the alteration is expected to exceed 1 million cubic metres but not to exceed 10 million cubic metres.

20. Datblygiad yng Nghymru a gyflawnir gan un neu ragor o ymgymerwyr dŵr, sy'n ymwneud â throsglwyddo adnoddau dŵr pan ddisgwylir i gyfaint y dŵr a drosglwyddir o ganlyniad i'r datblygiad fod yn fwy na 25 miliwn o fetrau ciwbig y flwyddyn, ond heb fod yn fwy na 100 miliwn o fetrau ciwbig.

20. Development in Wales carried out by one or more water undertakers, relating to the transfer of water resources where the volume of water to be transferred as a result of the development is expected to exceed 25 million cubic metres per year, but not to exceed 100 million cubic metres.

Dŵr gwastraff

Waste water

21. Adeiladu neu addasu gwaith trin dŵr gwastraff yng Nghymru neu yn ardal forol Cymru pan ddisgwylir i'r gwaith trin (pan gaiff ei adeiladu) fod â chapasiti sy'n fwy na chyfwerth poblogaeth o 250,000 ond heb fod yn fwy na chyfwerth poblogaeth o 500,000.

21. The construction or alteration of a waste water treatment plant in Wales or the Welsh marine area where the treatment plant (when constructed) is expected to have a capacity exceeding a population equivalent of 250,000 but not exceeding a population equivalent of 500,000.

22. Addasu gwaith trin dŵr gwastraff yng Nghymru neu yn ardal forol Cymru pan ddisgwylir i effaith yr addasu gynyddu capasiti'r gwaith fwy na chyfwerth poblogaeth o 250,000 ond heb fod yn fwy na chyfwerth poblogaeth o 500,000.

22. The alteration of a waste water treatment plant in Wales or the Welsh marine area where the effect of the alteration is expected to increase the capacity of the plant by more than a population equivalent of 250,000 but not exceeding a population equivalent of 500,000.

23. Adeiladu neu addasu seilwaith, yng Nghymru neu yn ardal forol Cymru, ar gyfer trosglwyddo neu storio dŵr gwastraff pan ddisgwylir i'r seilwaith fod â chapasiti ar gyfer storio dŵr gwastraff sy'n fwy na 175,000 o fetrau ciwbig, ond heb fod yn fwy na 350,000 o fetrau ciwbig.

23. The construction or alteration of infrastructure, in Wales or the Welsh marine area, for the transfer or storage of waste water where the infrastructure is expected to have a capacity for the storage of waste water exceeding 175,000 cubic metres, but not exceeding 350,000 cubic metres.

Gwastraff

Waste

24. Adeiladu neu addasu cyfleuster gwastraff peryglus yng Nghymru neu yn ardal forol Cymru nad yw'n brosiect seilwaith arwyddocaol o dan adran 15 o Ddeddf 2024.

24. The construction or alteration of a hazardous waste facility in Wales or the Welsh marine area that is not a significant infrastructure project under section 15 of the 2024 Act.

Amddiffynfeydd rhag llifogydd

25. Adeiladu gweithfeydd amddiffyn rhag llifogydd sydd â hyd cyfan o 500 metr neu ragor.

26. Addasu neu estyn gweithfeydd amddiffyn rhag llifogydd pan fo disgwyl i'r addasu neu'r estyn gynyddu hyd y gwaith gyfanswm o 500 metr.

Dehongli

27. Yn yr Atodlen hon—

mae i "capasiti cynhyrchu gosodedig" ("*installed generating capacity*") yr un ystyr ag yn adran 2(2) o Ddeddf 2024;

mae i "cyfleuster derbyn nwy" ("*gas reception facility*") yr un ystyr ag yn adran 4(4) o Ddeddf 2024;

mae i "cyfleuster LNG" ("*LNG facility*") yr un ystyr ag yn adran 3(3) o Ddeddf 2024;

mae i "cyfnewidfa nwyddau rheilffordd" ("*rail freight interchange*") yr un ystyr ag yn adran 143 o Ddeddf 2024;

mae i "datblygu a ganiateir" ("*permitted development*") yn un ystyr ag yn adran 8(4) o Ddeddf 2024;

mae "dŵr gwastraff" ("*waste water*") yn cynnwys dŵr gwastraff domestig, dŵr gwastraff diwydiannol a dŵr gwastraff trefol;

mae i "gorsaf gynhyrchu" ("*generating station*") yr un ystyr ag yn adran 143 o Ddeddf 2024;

ystyr "gorsaf ynni solar" ("*solar generating station*") yw gorsaf gynhyrchu sy'n cynhyrchu trydan yn uniongyrchol o ynni solar;

ystyr "gorsaf ynni gwynt" ("*wind generating station*") yw gorsaf gynhyrchu sy'n cynhyrchu trydan o'r gwynt;

mae i "harbwr" ("*harbour*") yr un ystyr ag yn adran 143 o Ddeddf 2024;

mae i "maes awyr" ("*airport*") yr un ystyr ag yn adran 143 o Ddeddf 2024;

mae i "porthladd ymddiriedolaeth a gedwir yn ôl" ("*reserved trust port*") yr un ystyr ag yn adran 10(6) o Ddeddf 2024;

mae i "rheilffordd" ("*railway*") yr un ystyr ag yn adran 143 o Ddeddf 2024.

Flood defences

25. The construction of flood defence works with a total length of 500 meters or more.

26. The alteration or extension of flood defence works where the expected effect of the alteration or extension is to increase the length of the works by a total of 500 metres.

Interpretation

27. In this Schedule—

"airport" ("*maes awyr*") has the same meaning as in section 143 of the 2024 Act;

"gas reception facility" ("*cyfleuster derbyn nwy*") has the same meaning as in section 4(4) of the 2024 Act;

"generating station" ("*gorsaf gynhyrchu*") has the same meaning as in section 143 of the 2024 Act;

"harbour" ("*harbwr*") has the same meaning as in section 143 of the 2024 Act;

"installed generating capacity" ("*capasiti cynhyrchu gosodedig*") has the same meaning as in section 2(2) of the 2024 Act;

"LNG facility" ("*cyfleuster LNG*") has the same meaning as in section 3(3) of the 2024 Act;

"permitted development" ("*datblygu a ganiateir*") has the same meaning as in section 8(4) of the 2024 Act;

"rail freight interchange" ("*cyfnewidfa nwyddau rheilffordd")* has the same meaning as in section 143 of the 2024 Act;

"railway" ("*rheilffordd*") has the same meaning as in section 143 of the 2024 Act;

"reserved trust port" ("*porthladd ymddiriedolaeth a gedwir yn ôl*") has the same meaning as in section 10(6) of the 2024 Act;

"solar generating station" ("*gorsaf ynni solar*") means a generating station which generates electricity directly from solar energy;

"waste water" ("*dŵr gwastraff*") includes domestic waste water, industrial waste water and urban waste water;

"wind generating station" ("*gorsaf ynni gwynt*") means a generating station which generates electricity from wind.

ATODLEN 2 Rheoliad 18(1) a (2)

Rhestr o gydsyniadau y caniateir dileu'r gofyniad ar eu cyfer drwy ddarpariaeth mewn gorchymyn cydsyniad seilwaith

1. Cydsyniad o dan adran 16 (cydsyniad yr awdurdod diogelu'r arfordir sy'n ofynnol ar gyfer cynnal gwaith diogelu'r arfordir) o Ddeddf Diogelu'r Arfordir 1949(**1**).

2. Cymeradwyaeth o dan adrannau 4, 6, 8, 15 ac 16(2) (ffwrneisiau i fod yn ddi-fwg etc., cyfarpar atal etc., uchder simneiau etc.) o Ddeddf Aer Glân 1993(**2**).

3. Trwydded cwympo coed sy'n ofynnol o dan adran 9(1) o Ddeddf Coedwigaeth 1967(**3**).

4. Hysbysiad ysgrifenedig a roddir o dan reoliad 5(1)(b)(i) o Reoliadau Gwrychoedd 1997(**4**).

(**1**) 1949 p. 74. Diwygiwyd adran 16 gan adran 190 o Ddeddf Dŵr 1989 (p. 15) a pharagraff 11(4) o Atodlen 25 iddi a pharagraff 8 o Atodlen 2 i O.S. 2013/755 (Cy. 90).
(**2**) 1993 p. 11. Mae diwygiadau i adran 16 nad ydynt yn berthnasol i Gymru.
(**3**) 1967 p. 10. Diwygiwyd adran 9 gan baragraff 53(2) o Atodlen 2 i O.S. 2013/755 (Cy. 90). Mae diwygiadau eraill nad ydynt yn berthnasol.
(**4**) O.S. 1997/1160.

SCHEDULE 2 Regulation 18(1) and (2)

List of consents the requirement for which may be removed by provision in an infrastructure consent order

1. Consent under section 16 (consent of the coast protection authority required to carrying out of coast protection work) of the Coast Protection Act 1949(**1**).

2. Approval under sections 4, 6, 8, 15 and 16(2) (furnaces to be smokeless etc., arrestment plant etc., height of chimneys etc.) of the Clean Air Act 1993(**2**).

3. A felling licence required under section 9(1) of the Forestry Act 1967(**3**).

4. Written notice given under regulation 5(1)(b)(i) of the Hedgerows Regulations 1997(**4**).

(**1**) 1949 c. 74. Section 16 was amended by section 190, Schedule 25, paragraph 11(4) of the Water Act 1989 (c. 15) and paragraph 8 of Schedule 2 to S.I. 2013/755 (W. 90).
(**2**) 1993 c. 11. There are amendments to section 16 that are not relevant to Wales.
(**3**) 1967 c. 10. Section 9 was amended by paragraph 53(2) of Schedule 2 to S.I. 2013/755 (W. 90). There are other amendments that are not relevant.
(**4**) S.I. 1997/1160.

ATODLEN 3 Rheoliad 18(3) a (4)

Rhestr o gydsyniadau y caniateir eu tybio drwy ddarpariaeth mewn gorchymyn cydsyniad seilwaith

RHAN 1

1. Awdurdodiad sy'n ofynnol o dan is-ddeddfau a ddyroddir yn unol ag adran 20 (is-ddeddfau ar gyfer diogelu gwarchodfeydd natur) o Ddeddf Parciau Cenedlaethol a Mynediad i Gefn Gwlad 1949(**1**).

2. Trwydded o dan adran 18(5) (gwahardd cloddio etc. ddeunyddiau ar lan y môr neu odani) o Ddeddf Diogelu'r Arfordir 1949(**2**).

3. Trwydded a roddir o dan adran 10 (pŵer i roi trwyddedau) o Ddeddf Cadwraeth Morloi 1970(**3**).

4. Trwydded a roddir at ddibenion adran 1(3) (diogelu safleoedd llongddrylliadau hanesyddol) o Ddeddf Diogelu Llongddrylliadau 1973(**4**).

5. Trwydded a roddir o dan adran 8 (eithriadau ar gyfer personau trwyddedig) o Ddeddf Ceirw 1991(**5**).

(**1**) 1949 p. 97. Diwygiwyd adran 20 gan adran 109 o Ddeddf Telathrebu 1984 (p. 12) a pharagraff 28 o Atodlen 4 iddi, adran 190 o Ddeddf Dŵr 1989 (p. 15) a pharagraff 13 o Atodlen 25 iddi, adran 406(1) o Ddeddf Cyfathrebiadau 2003 (p. 21) a pharagraff 20(1) a (2) o Atodlen 17 iddi, ac adran 105(1) o Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16) a pharagraff 15(d) o Atodlen 11 iddi.

(**2**) 1949 p. 74.

(**3**) 1970 p. 30. Diwygiwyd adran 10 gan adran 146(1) o Ddeddf y Môr a Mynediad i'r Arfordir 2009 (p. 23) a pharagraff 1 o Atodlen 11 iddi, paragraff 107 o Atodlen 2 i O.S. 2013/755 (Cy. 90), paragraff 3 o Atodlen 6 i O.S. 2017/1012, paragraff 7(2)(b) o Atodlen 12 i Ddeddf Addysg Uwch ac Ymchwil 2017 (p. 29) a pharagraff 9 o Atodlen 9 i Ddeddf Pysgodfeydd 2020 (p. 22). Mae diwygiadau eraill nad ydynt yn berthnasol i Gymru.

(**4**) 1973 p. 33. Mae diwygiadau nad ydynt yn berthnasol i Gymru. Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddo. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraffau 30 a 32 o Atodlen 11 iddi.

(**5**) 1991 p 54. Diwygiwyd adran 8 gan adran 105(1) o Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16) a pharagraff 128 o Atodlen 11 iddi, erthygl 4 o O.S. 2007/2183, a pharagraff 222 o Atodlen 2 i O.S. 2013/755 (Cy. 90).

SCHEDULE 3 Regulation 18(3) and (4)

List of consents that may be deemed by provision in an infrastructure consent order

PART 1

1. Authorisation required under byelaws issued in accordance with section 20 (byelaws for the protection of nature reserves) of the National Parks and Access to the Countryside Act 1949(**1**).

2. A licence under section 18(5) (prohibition of excavation etc., of materials on or under the seashore) of the Coast Protection Act 1949(**2**).

3. A licence granted under section 10 (power to grant licences) of the Conservation of Seals Act 1970(**3**).

4. A licence granted for the purposes of section 1(3) (protection of sites of historic wrecks) of the Protection of Wrecks Act 1973(**4**).

5. A licence granted under section 8 (exceptions for licensed persons) of the Deer Act 1991(**5**).

(**1**) 1949 c. 97. Section 20 was amended by section 109 and paragraph 28 of Schedule 4 to the Telecommunications Act 1984 (c. 12), section 190, paragraph 13 of Schedule 25 to the Water Act 1989 (c. 15), section 406(1) and paragraph 20(1) and (2) of Schedule 17 to the Communications Act 2003 (c. 21), and section 105(1), and paragraph 15(d) of Schedule 11 to the Natural Environment and Rural Communities Act 2006 (c. 16).

(**2**) 1949 c. 74.

(**3**) 1970 c. 30. Section 10 was amended by section 146(1) and paragraph 1 of Schedule 11 to the Marine and Coastal Access Act 2009 (c. 23), paragraph 107 of Schedule 2 to S.I. 2013/755 (W. 90), paragraph 3 of Schedule 6 to S.I. 2017/1012, paragraph 7(2)(b) of Schedule 12 to the Higher Education and Research Act 2017 (c. 29) and paragraph 9 of Schedule 9 to the Fisheries Act 2020 (c. 22). There are other amendments that are not relevant to Wales.

(**4**) 1973 c. 33. There are amendments that are not relevant to Wales. The functions of the Secretary of State were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 of and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(**5**) 1991 c. 54. Section 8 was amended by section 105(1) and paragraph 128 of Schedule 11 to the Natural Environment and Rural Communities Act 2006 (c. 16), article 4 of S.I. 2007/2183, and paragraph 222 of Schedule 2 to S.I. 2013/755 (W. 90).

6. Cydsyniad o dan adran 23 (gwahardd rhwystrau etc. mewn cyrsiau dŵr) o Ddeddf Draenio Tir 1991(**1**).

7. Cydsyniad o dan adran 166 (cydsyniadau ar gyfer gollyngiadau penodol o dan adran 165) o Ddeddf y Diwydiant Dŵr 1991(**2**).

8. Cydsyniad o dan adran 32(3) (hawliau amrywiol i dynnu dŵr) o Ddeddf Adnoddau Dŵr 1991(**3**).

9. Trwydded a roddir o dan adran 10 (trwyddedau) o Ddeddf Gwarchod Moch Daear 1992(**4**).

10. Cyfarwyddyd o dan adran 24, 25 neu 26 (rheoli tir; osgoi risg o dân neu o berygl i'r cyhoedd; neu gadwraeth natur a diogelu treftadaeth) o Ddeddf Cefn Gwlad a Hawliau Tramwy 2000(**5**).

11. Trwydded amgylcheddol a roddir o dan reoliad 13 (rhoi trwydded amgylcheddol) o Reoliadau Trwyddedu Amgylcheddol (Cymru a Lloegr) 2016(**6**), ond dim ond mewn cysylltiad â chyfleusterau rheoleiddiedig—

(a) y mae Atodlen 9 (gweithrediadau gwastraff a chyfleusterau deunyddiau) i'r Rheoliadau hynny'n gymwys iddynt pan nad yw'r drwydded ond yn awdurdodi dyddodi gwastraff ar gyfer ei adfer, neu

(b) y mae Atodlenni 25A a 25B (gweithfeydd hylosgi canolig a generaduron penodedig) i'r Rheoliadau hynny'n gymwys iddynt.

6. Consent under section 23 (prohibition on obstructions etc. in watercourses) of the Land Drainage Act 1991(**1**).

7. Consent under section 166 (consents for certain discharges under section 165) of the Water Industry Act 1991(**2**).

8. Consent under section 32(3) (miscellaneous rights to abstract) of the Water Resources Act 1991(**3**).

9. A licence granted under section 10 (licences) of the Protection of Badgers Act 1992(**4**).

10. A direction under section 24, 25 or 26 (land management; avoidance of risk of fire or of danger to the public; or nature conservation and heritage preservation) of the Countryside and Rights of Way Act 2000(**5**).

11. An environmental permit granted under regulation 13 (grant of an environmental permit) of the Environmental Permitting (England and Wales) Regulations 2016(**6**), but only in respect of regulated facilities—

(a) to which Schedule 9 (waste operations and materials facilities) to those Regulations apply where the permit authorises only the deposit of waste for recovery, or

(b) to which Schedules 25A and 25B (medium combustion plants and specified generators) to those Regulations apply.

(**1**) 1991 p. 59. Diwygiwyd adran 23 gan baragraff 322 o Atodlen 2 i O.S. 2013/755 (Cy. 90). Mae diwygiadau eraill nad ydynt yn berthnasol.
(**2**) 1991 p. 56. Diwygiwyd adran 166 gan baragraff 251 o Atodlen 2 i O.S. 2013/755 (Cy. 90).
(**3**) 1991 p. 57. Diwygiwyd adran 32(3) gan baragraff 79 o Atodlen 1 i Ddeddf Gwasanaethau Tân ac Achub 2004 (p. 21) a pharagraff 270 o Atodlen 2 i O.S. 2013/755.
(**4**) 1992 p. 51. Diwygiwyd adran 10 gan baragraff 137 o Atodlen 2 i Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16), paragraff 164 o Atodlen 13 i Ddeddf yr Amgylchedd Hanesyddol (Cymru) 2023 (dsc 3), a pharagraff 341 o Atodlen 2 i O.S. 2013/755. Mae diwygiadau eraill nad ydynt yn berthnasol. Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddo. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraffau 30 a 32 o Atodlen 11 iddi.
(**5**) 2000 p. 37. Diwygiwyd adran 26 gan baragraff 180 o Atodlen 13 i Ddeddf yr Amgylchedd Hanesyddol (Cymru) 2023 (dsc 3). Mae diwygiadau eraill nad ydynt yn berthnasol i Gymru.
(**6**) O.S. 2016/1154. Mewnosodwyd Atodlenni 25A a 25B gan reoliad 16 o O.S. 2018/110.

(**1**) 1991 c. 59. Section 23 was amended by paragraph 322 of Schedule 2 to S.I. 2013/755 (W. 90). There are other amendment that are not relevant.
(**2**) 1991 c. 56. Section 166 was amended by paragraph 251 of Schedule 2 to S.I. 2013/755 (W. 90).
(**3**) 1991 c. 57. Section 32(3) was amended by paragraph 79 of Schedule 1 to the Fire and Rescue Services Act 2004 (c. 21), and paragraph 270 of Schedule 2 to S.I 2013/755.
(**4**) 1992 c. 51. Section 10 was amended by paragraph 137 of Schedule 2 to the Natural Environment and Rural Communities Act 2006 (c. 16), paragraph 164 of Schedule 13 to the Historic Environment (Wales) Act 2023 (asc 3), and paragraph 341 of Schedule 2 to S.I. 2013/755. There are other amendments that are not relevant. The functions of the Secretary of State were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32) 2006 Act.
(**5**) 2000 c. 37. Section 26 was amended by paragraph 180 of Schedule 13 to the Historic Environment (Wales) Act 2023 (asc 3). There are other amendments that are not relevant to Wales.
(**6**) S.I. 2016/1154. Schedule 25A and 25B were inserted by regulation 16 of S.I. 2018/110.

12. Trwydded allyriadau nwyon tŷ gwydr a ddyroddir yn unol ag erthygl 26 (gosodiadau: gofyniad am drwydded i gynnal gweithgaredd rheoleiddiedig) o Orchymyn Cynllun Masnachu Allyriadau Nwyon Tŷ Gwydr 2020(**1**) ac Atodlen 6 (trwyddedau) iddo.

RHAN 2

13. Gorchymyn o dan adran 14 (cyfarwyddyd drwy orchymyn na chaniateir gosod ffensys etc. o amgylch meysydd pentref) o Ddeddf Cau Tir 1852(**2**).

14. Gorchymyn o dan adran 5, 9 neu 11 (cyfnewid tir etc., ffensys etc.) o Ddeddf Cau Tir 1854(**3**).

15. Gorchymyn o dan adran 1 (caniateir hepgor ffensys) o Ddeddf Cau Tir 1857(**4**).

16. Unrhyw gydsyniad neu unrhyw awdurdodiad sy'n ofynnol gan is-ddeddfau a wneir o dan adran 15 (caiff perchnogion wneud is-ddeddfau) o Ddeddf Tiroedd Comin 1876(**5**).

17. Unrhyw gydsyniad neu unrhyw awdurdodiad sy'n ofynnol o dan is-ddeddfau neu reoliadau a wneir o dan adrannau 1 a 10 (pŵer i gyngor dosbarth i wneud cynllun ar gyfer rheoleiddio tir comin; a darpariaethau ynghylch is-ddeddfau) o Ddeddf Tiroedd Comin 1899(**6**).

(**1**) O.S. 2020/1265.

(**2**) 1852 p. 79. Trosglwyddwyd swyddogaethau'r Comisiynwyr i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddo. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraffau 30 a 32 o Atodlen 11 iddi.

(**3**) 1854 p. 97. Diwygiwyd adran 11 gan adrannau 207 a 209 o Ddeddf Cyfraith Eiddo 1925 (p. 20) ac Atodlen 7 iddi. Trosglwyddwyd swyddogaethau'r Comisiynwyr i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddo. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraffau 30 a 32 o Atodlen 11 iddi.

(**4**) 1857 p. 31. Trosglwyddwyd swyddogaethau'r Comisiynwyr i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddo. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraffau 30 a 32 o Atodlen 11 iddi.

(**5**) 1876 p. 56.

(**6**) 1899 p. 30. Diwygiwyd adran 1 gan adran 50(4) o Ddeddf Tiroedd Comin 2006 (p. 26). Mae diwygiadau eraill nad ydynt yn berthnasol i Gymru.

12. A greenhouse gas emissions permit issued in accordance with article 26 (installations: requirement for permit to carry out regulated activity) of, and Schedule 6 (permits) to, the Greenhouse Gas Emissions Trading Scheme Order 2020(**1**).

PART 2

13. An order under section 14 (direction by order that village greens, etc., shall not be fenced) of the Inclosure Act 1852(**2**).

14. An order under section 5, 9 or 11 (exchanges etc., fencing etc) of the Inclosure Act 1854(**3**).

15. An order under section 1 (fences may be dispensed with) of the Inclosure Act 1857(**4**).

16. Any consent or authorisation required by byelaws made under section 15 (owners may make byelaws) of the Commons Act 1876(**5**).

17. Any consent or authorisation required under byelaws or regulations made under sections 1 and 10 (power for district council to make a scheme for the regulation of common; and provisions as to byelaws) of the Commons Act 1899(**6**).

(**1**) S.I. 2020/1265.

(**2**) 1852 c. 79. The functions of the Commissioners were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 of and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(**3**) 1854 c. 97. Section 11 was amended by sections 207, 209 and Schedule 7 to the Law of Property Act 1925 (c 20). The functions of the Commissioners were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 of and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(**4**) 1857 c. 31. The functions of the Commissioners were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 of and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(**5**) 1876 c. 56.

(**6**) 1899 c. 30. Section 1 was amended by section 50(4) of the Commons Act 2006 (c. 26). There are other amendments not relevant to Wales.

18. Cyfyngiadau neu amodau a ddyroddir o dan adran 193 (hawliau'r cyhoedd dros diroedd comin a thiroedd gwastraff) o Ddeddf Cyfraith Eiddo 1925(**1**).

19. Cydsyniad o dan adran 15 (pŵer i roi piblinellau yn y strydoedd) o Ddeddf Piblinellau 1962(**2**).

20. Trwydded a roddir o dan adran 6 (pŵer i osod tiroedd penodol) o Ddeddf Tiroedd Comin Coety Walia 1976(**3**).

21. Awdurdodiad o dan adran 10 (cyfnewid tiroedd comin) o Ddeddf Tiroedd Comin Coety Walia 1976.

22. Gorchymyn o dan adran 53 (dyletswydd i adolygu map a datganiad diffiniol yn barhaus) o Ddeddf Bywyd Gwyllt a Chefn Gwlad 1981(**4**).

23. Gorchymyn ar gyfer rheoleiddio traffig o dan adran 1, 9, 14, 15 neu 22BB (darpariaethau cyffredinol ar gyfer rheoleiddio traffig: rheoleiddio mewn achosion arbennig) o Ddeddf Rheoleiddio Traffig Ffyrdd 1984(**5**).

18. Limitations or conditions issued under section 193 (rights of the public over commons and waste lands) of the Law of Property Act 1925(**1**).

19. Consent under section 15 (power to place pipe-lines in the streets) of the Pipe-Lines Act 1962(**2**).

20. A licence granted under section 6 (power to let certain lands) of the Coity Wallia Commons Act 1976(**3**).

21. An authorisation under section 10 (exchange of common lands) of the Coity Wallia Commons Act 1976.

22. An order under section 53 (duty to keep definitive map and statement under continuous review) of the Wildlife and Countryside Act 1981(**4**).

23. An order for the regulation of traffic under section 1, 9, 14, 15 or 22BB (general provisions for traffic regulation: regulation in special cases) of the Road Traffic Regulation Act 1984(**5**).

(**1**) 1925 p. 20. Diwygiwyd adran 193 gan adrannau 189(4) a 273(1) a (3) o Ddeddf Llywodraeth Leol 1972 (p. 70) ac Atodlen 30 iddi, adran 46 o Ddeddf Cyfiawnder Troseddol 1982 (p. 48), adran 16 o Ddeddf Llywodraeth Leol 1985 (p. 51) a pharagraff 10(5) o Atodlen 8 iddi, adran 66(6) o Ddeddf Llywodraeth Leol (Cymru) 1994 (p. 19) a pharagraff 7(1) o Atodlen 16 iddi, a pharagraff 1 o Atodlen 4 a Rhan 1 o Atodlen 16 i Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p. 37).

(**2**) 1962 p. 58. Diwygiwyd adran 15 gan baragraff 101 o Atodlen 8 i Ddeddf Ffyrdd Newydd a Gwaith Stryd 1991 (p. 22). Mae diwygiadau eraill nad ydynt yn berthnasol.

(**3**) 1976 p. 29.

(**4**) 1981 p. 69. Mae adran 53 wedi ei diwygio gan adran 51 o Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 a pharagraff 1 o Atodlen 5 iddi, ac adran 70(1) o Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16).

(**5**) 1984 p. 27. Diwygiwyd adran 1 gan adran 168 o Ddeddf Ffyrdd Newydd a Gwaith Stryd 1991 (p. 22) a pharagraff 17 o Atodlen 8 iddi a pharagraff 1 o Atodlen 9 iddi, adran 120 o Ddeddf yr Amgylchedd 1995 (p. 25) a pharagraff 36(1) o Atodlen 22 iddi, adran 161 o Ddeddf Trafnidiaeth 2000 (p. 38) a pharagraffau 6 a 7 o Atodlen 11 iddi, adran 45 o Ddeddf Trafnidiaeth Leol 2008 (p. 26), paragraff 71 o Atodlen 1 i Ddeddf Seilwaith 2015 (p. 7), ac adran 16 o Ddeddf Gwasanaethau Bysiau 2017 (p. 21). Diwygiwyd adran 9 gan adran 8 o Ddeddf Llywodraeth Leol 1985 (p. 51) a pharagraff 4(4) o Atodlen 5 iddi, adran 168(1) o Ddeddf Ffyrdd Newydd a Gwaith Stryd 1991 (p. 22) a pharagraff 23 o Atodlen 8 iddi, adran 48 o Ddeddf Traffig Ffyrdd 1991 (p. 40) a pharagraff 24 o Atodlen 4 iddi, a pharagraff 74 o Atodlen 1 i Ddeddf Seilwaith 2015. Amnewidiwyd adrannau 14 a 15 gan adran 1(1) o Ddeddf Traffig Ffyrdd (Cyfyngiadau Dros Dro) 1991 (p. 26) ac Atodlen 1 iddi. Diwygiwyd adran 15 gan O.S. 2006/1177. Mewnosodwyd adran 22BB gan adran 72 o Ddeddf yr Amgylchedd Naturiol a Chymunedau Gwledig 2006 (p. 16). Mae diwygiadau eraill nad ydynt yn berthnasol i Gymru.

(**1**) 1925 c. 20. Section 193 was amended by sections 189(4) and 273(1) and (3) of, and Schedule 30 to the Local Government Act 1972 (c. 70), section 46 of the Criminal Justice Act 1982 (c.48), section 16 and paragraph 10(5) of Schedule 8 to the Local Government Act 1985 (c. 51), section 66(6) and paragraph 7(1) of Schedule 16 to the Local Government (Wales) Act 1994 (c. 19), and paragraph 1 of Schedule 4 and Part 1 of Schedule 16 to the Countryside and Rights of Way Act 2000 (c. 37).

(**2**) 1962 c. 58. Section 15 was amended by paragraph 101 of Schedule 8 to the New Roads and Street Works Act 1991 (c. 22). There are other amendments that are not relevant.

(**3**) 1976 c. 29.

(**4**) 1981 c. 69. Section 53 has been amended by section 51 and paragraph 1 of Schedule 5 to the Countryside and Rights of Way Act 2000, and section 70(1) of the Natural Environment and Rural Communities Act 2006 (c. 16).

(**5**) 1984 c. 27. Section 1 was amended by section 168 and paragraph 17 of Schedule 8 and paragraph 1 of Schedule 9 to the New Roads and Street Works Act 1991 (c. 22), section 120 and paragraph 36(1) of Schedule 22 to the Environment Act 1995 (c. 25), section 161 and paragraphs 6 and 7 of Schedule 11 to the Transport Act 2000 (c .38), section 45 of the Local Transport Act 2008 (c. 26), paragraph 71 of Schedule 1 to the Infrastructure Act 2015 (c. 7), and section 16 of the Bus Services Act 2017 (c. 21). Section 9 was amended by section 8 and paragraph 4(4) of Schedule 5 to the Local Government Act 1985 (c. 51), section 168(1) and paragraph 23 of Schedule 8 to the New Roads and Street Works Act 1991 (c. 22), section 48 and paragraph 24 of Schedule 4 to the Road Traffic Act 1991 (c. 40), and paragraph 74 of Schedule 1 to the Infrastructure Act 2015. Sections 14 and 15 were substituted by section 1(1) and Schedule 1 to the Road Traffic (Temporary Restrictions) Act 1991 (c. 26). An amendment was made to section 15 by S.I. 2006/1177. Section 22BB was inserted by section 72 of the Natural Environment and Rural Communities Act 2006 (c. 16). There are other amendments that are not relevant to Wales.

24. Cydsyniad sy'n ofynnol gan ddarpariaeth mewn gorchymyn cadw coed a wneir o dan adran 198 neu 202 (pwerau i wneud gorchmynion cadw coed) neu gan adran 211 (cadw coed mewn ardaloedd cadwraeth) o Ddeddf Cynllunio Gwlad a Thref 1990(**1**).

25. Gorchymyn a wneir o dan adran 247 (priffyrdd yr effeithir arnynt gan ddatblygiad) neu adran 257 (llwybrau troed, llwybrau ceffylau a chilffyrdd cyfyngedig yr effeithir arnynt gan ddatblygiad) o Ddeddf Cynllunio Gwlad a Thref 1990(**2**).

26. Esemptiad o dan adran 7, 14 neu 20 (esemptiad rhag adran 6; uchder simneiau; gwaharddiad ar ollwng mwg) o Ddeddf Aer Glân 1993(**3**).

27. Cydsyniad neu awdurdodiad sy'n ofynnol o dan is-ddeddfau a wneir yn unol ag adran 17 (is-ddeddfau) o Ddeddf Cefn Gwlad a Hawliau Tramwy 2000(**4**).

28. Gorchymyn o dan adran 17 (datgofrestru a chyfnewid tiroedd: gorchmynion) o Ddeddf Tiroedd Comin 2006(**5**).

24. Consent required by a provision in a tree preservation order made under section 198 or 202 (powers to make tree preservation orders) or by section 211 (preservation of trees in conservation areas) of the Town and Country Planning Act 1990(**1**).

25. An order made under section 247 (highways affected by development) or section 257 (footpath, bridleways and restricted byways affected by development) of the Town and Country Planning Act 1990(**2**).

26. An exemption under section 7, 14 or 20 (exemption from section 6; height of chimneys; prohibition on emission of smoke) of the Clean Air Act 1993(**3**).

27. Consent or authorisation required under byelaws made in accordance with section 17 (byelaws) of the Countryside and Rights of Way Act 2000(**4**).

28. An order under section 17 (deregistration and exchange: orders) of the Commons Act 2006(**5**).

(**1**) 1990 p. 8. Diwygiwyd adran 198 gan baragraff 1 o Atodlen 19 i Ddeddf Cynllunio a Digolledu 1991 (p. 34), ac adran 42(3) o Ddeddf Cynllunio a Phrynu Gorfodol 2004 (p. 5). Diwygiwyd adran 211 gan adran 86 o Ddeddf Cynllunio a Phrynu Gorfodol 2004 (p. 5) a pharagraff 36(2) o Atodlen 2 i Ddeddf Cynllunio 2008 (p. 29). Mae diwygiadau eraill nad ydynt yn berthnasol i Gymru. Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddi. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraffau 30 a 32 o Atodlen 11 iddi.

(**2**) Diwygiwyd adran 247 gan adran 270 o Ddeddf Awdurdod Llundain Fwyaf 1999 (p. 29) a pharagraffau 2 a 3 o Atodlen 22 iddi, adran 20(4) o Ddeddf Llywodraeth Leol (Cymru) 1994 (p. 19) a pharagraff 24(9) o Atodlen 6 iddi, ac adran 20(4) o Ddeddf Seilwaith 2015 (p. 7) a pharagraff 104 o Atodlen 1 iddi. Diwygiwyd adran 257 gan Ran 1 o Atodlen 1 i O.S. 2006/1177, erthygl 5(c) o O.S. 2006/1281, adran 12(2) a (3) o Ddeddf Twf a Seilwaith 2013 (p. 27) a pharagraff 14 o Atodlen 4 i Ddeddf Cynllunio (Cymru) 2015 (dccc 4).

(**3**) 1993 p. 11. Diwygiwyd adran 20 gan baragraff 14 o Atodlen 12 i Ddeddf yr Amgylchedd 2021 (p. 30). Mae diwygiadau eraill nad ydynt yn berthnasol i Gymru. Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/627) ac Atodlen 1 iddo. Trosglwyddwyd swyddogaethau Cynulliad Cenedlaethol Cymru i Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraffau 30 a 32 o Atodlen 11 iddi.

(**4**) 2000 p. 37. Diwygiwyd adran 17 gan adran 406(1) o Ddeddf Cyfathrebiadau 2003 (p. 21) a pharagraff 165(1) a (2) o Atodlen 17 iddi, a pharagraff 18 o Atodlen 2 i Ddeddf Is-ddeddfau Llywodraeth Leol (Cymru) 2012 (dccc 2).

(**5**) 2006 p. 26.

(**1**) 1990 c. 8. Section 198 was amended by paragraph 1 of Schedule 19 to the Planning and Compensation Act 1991 (c. 34); and section 42(3) of the Planning and Compulsory Purchase Act 2004 (c. 5). Section 211 was amended by section 86 of the Planning and Compulsory Purchase Act 2004 (c. 5) and paragraph 36(2) of Schedule 2 to the Planning Act 2008 (c. 29). There are other amendments not relevant to Wales. The functions of the Secretary of State were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 of and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(**2**) Section 247 was amended by section 270 and paragraphs 2 and 3 of Schedule 22 to the Greater London Authority Act 1999 (c. 29), section 20(4) and paragraph 24(9) of Schedule 6 to the Local Government (Wales) Act 1994 (c. 19), and section 20(4), and paragraph 104 of Schedule 1 to the Infrastructure Act 2015 (c. 7). Section 257 was amended by Part 1 of Schedule 1 to S.I. 2006/1177, article 5(c) S.I 2006/1281, section 12(2) and (3) of the Growth and Infrastructure Act 2013 (c. 27) and paragraph 14 of Schedule 4 to the Planning (Wales) Act 2015 (anaw 4).

(**3**) 1993 c. 11. Section 20 was amended by paragraph 14 of Schedule 12 to the Environment Act 2021 (c. 30). There are other amendments that are not relevant to Wales. The functions of the Secretary of State were transferred to the National Assembly for Wales by article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of section 162 of and paragraphs 30 and 32 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(**4**) 2000 c. 37. Section 17 was amended by section 406(1) of and paragraph 165(1) and (2) of Schedule 17 to, the Communications Act 2003 (c. 21) and paragraph 18 of Schedule 2 to the Local Government Byelaws (Wales) Act 2012 (anaw 2).

(**5**) 2006 c. 26.

Dehongli

Yn yr Atodlen hon—

29. mae i "cyfleuster rheoleiddiedig" yr ystyr a roddir i "regulated facility" yn rheoliad 8 o Reoliadau Trwyddedu Amgylcheddol (Cymru a Lloegr) 2016(**1**).

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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.

Interpretation

29. In this Schedule "regulated facility" has the meaning given in regulation 8 of the Environmental Permitting (England and Wales) Regulations 2016(**1**).

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(**1**) O.S. 2016/1154. Diwygiwyd rheoliad 8 gan reoliad 6 o O.S. 2018/110.

(**1**) S.I. 2016/1154. Regulation 8 was amended by regulation 6 of S.I. 2018/110.

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