OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2020 Rhif 414 (Cy. 89)

2020 No. 414 (W. 89)

DIOGELU'R AMGYLCHEDD, CYMRU

ENVIRONMENTAL PROTECTION, WALES

Rheoliadau Codi Tâl am Fagiau Siopa Untro (Cymru) (Diwygio) 2020

The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2020

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn wedi eu gwneud o dan bwerau yn Neddf Newid yn yr Hinsawdd 2008 ac maent yn diwygio Rheoliadau Codi Tâl am Fagiau Siopa Untro (Cymru) 2010 (O.S. 2010/2880 (Cy. 238)) ("Rheoliadau 2010").

Mae Rheoliadau 2010, yn ddarostyngedig i esemptiadau penodol, yn ei gwneud yn ofynnol i werthwyr nwyddau sy'n cyflenwi bagiau siopa untro at ddiben caniatáu i'r nwyddau hynny gael eu cludo ymaith neu eu danfon godi tâl am bob bag a gyflenwir.

Mae rheoliad 3 o'r Rheoliadau hyn yn diwygio Atodlen 1 (Esemptiadau) i Reoliadau 2010, drwy fewnosod darpariaeth newydd i esemptio bagiau a ddefnyddir i gludo nwyddau a brynir i'w danfon yn rhan o wasanaeth danfon nwyddau groser, neu i'w casglu yn rhan o wasanaeth sy'n darparu ar gyfer casglu nwyddau groser, rhag y tâl. Gweithredir yr esemptiad newydd yn ddarostyngedig i derfyn amser o dri mis.

Diben yr esemptiad dros dro yw cynyddu effeithlonrwydd systemau danfon, a lliniaru cyhyd ag y bo modd, y risg o drosglwyddo feirws COVID-19 (coronafeirws) drwy systemau danfon a chasglu, drwy ddefnyddio bagiau siopa untro i gludo nwyddau.

Oherwydd natur frys yr offeryn ni fu'n bosibl llunio Asesiad Effaith Rheoleiddiol a'r Effaith ar Fusnes. Er hynny, mae anghenion busnesau ac, yn benodol, y sector manwerthu wedi llywio i raddau helaeth y gwaith o baratoi'r Rheoliadau hyn.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made under powers in the Climate Change Act 2008 and make amendments to the Single Use Carrier Bags Charge (Wales) Regulations 2010 (S.I. 2010/2880 (W. 238)) ("the 2010 Regulations").

The 2010 Regulations, subject to certain exemptions, require sellers of goods who supply single use carrier bags for the purpose of allowing those goods to be carried away or delivered, to make a charge for each such bag supplied.

Regulation 3 of these Regulations, amends Schedule 1 (Exemptions), to the 2010 Regulations, by inserting a new provision to exempt bags used to carry goods purchased for delivery as part of a grocery delivery service, or for collection as part of a service that provides for collection of groceries, from the charge. The operation of the new exemption is made subject to a three month time limit.

The purpose of the temporary exemption is to increase efficiency of delivery systems, and to mitigate as far as possible, the risk of transmission of the COVID-19 virus (coronavirus), through delivery and collection systems, by the use of single use carrier bags to carry goods.

The emergency nature of the instrument means it has not been possible to prepare a Business and Regulatory Impact Assessment. The needs of business and, in particular, the retail sector have, however, closely informed the preparation of these Regulations.

2020 Rhif 414 (Cy. 89)

DIOGELU'R AMGYLCHEDD, CYMRU

Rheoliadau Codi Tâl am Fagiau Siopa Untro (Cymru) (Diwygio) 2020

Gwnaed am *12.45 p.m ar 8 Ebrill 2020*

Gosodwyd gerbron Cynulliad Cenedlaethol Cymru am 5.30 p.m ar 8 Ebrill 2020

Yn dod i rym yn unol â rheoliad 1(2)

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir gan adrannau 77(1) a (2) a 90(3) o Ddeddf Newid yn yr Hinsawdd 2008(**1**), a pharagraff 1 o Atodlen 6 iddi, yn gwneud y Rheoliadau a ganlyn.

Enwi a chychwyn

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Codi Tâl am Fagiau Siopa Untro (Cymru) (Diwygio) 2020.

(2) Deuant i rym drannoeth y diwrnod y'u gwneir.

Diwygio Rheoliadau Codi Tâl am Fagiau Siopa Untro (Cymru) 2010

2. Mae Rheoliadau Codi Tâl am Fagiau Siopa Untro (Cymru) 2010(**2**) wedi eu diwygio yn unol â rheoliad 3.

(**1**) 2008 p. 27. Yn rhinwedd adran 77(3)(b) o Ddeddf Newid yn yr Hinsawdd 2008, Gweinidogion Cymru yw'r awdurdod cenedlaethol perthnasol at ddiben gwneud rheoliadau o dan Atodlen 6 i'r Ddeddf honno. Mae diwygiadau i adran 77 ac Atodlen 6 nad ydynt yn berthnasol i'r Rheoliadau hyn.

(**2**) O.S. 2010/2880 (Cy. 238), a ddiwygiwyd gan O.S. 2011/2184 (Cy. 236); mae diwygiadau eraill nad ydynt yn berthnasol i'r Rheoliadau hyn.

2020 No. 414 (W. 89)

ENVIRONMENTAL PROTECTION, WALES

The Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2020

Made *at 12.45 p.m on 8 April 2020*

Laid before the National Assembly for Wales *at 5.30 p.m on 8 April 2020*

Coming into force in accordance with regulation 1(2)

The Welsh Ministers, in exercise of the powers conferred by sections 77(1) and (2) and 90(3) of, and paragraph 1 of Schedule 6 to, the Climate Change Act 2008(**1**) make the following Regulations.

Title and commencement

1.—(1) The title of these Regulations is the Single Use Carrier Bags Charge (Wales) (Amendment) Regulations 2020.

(2) They come into force on the day after the day on which they are made.

Amendment of the Single Use Carrier Bags Charge (Wales) Regulations 2010

2. The Single Use Carrier Bags Charge (Wales) Regulations 2010(**2**) are amended in accordance with regulation 3.

(**1**) 2008 c.27. By virtue of section 77(3)(b) of the Climate Change Act 2008, the Welsh Ministers are the relevant national authority for the purpose of making regulations under Schedule 6 to that Act. There are amendments to section 77 and Schedule 6 that are not relevant to these Regulations.

(**2**) S.I. 2010/2880 (W. 238), amended by S.I. 2011/2184 (W. 236); there are other amendments not relevant to these Regulations.

Diwygio Atodlen 1

3. Yn Atodlen 1, ym mharagraff 1—

(a) yn is-baragraff (1), ar y diwedd mewnosoder—

"(l) yn ddarostyngedig i is-baragraff (1A), bagiau y bwriedir iddynt gael eu defnyddio yn unig at ddiben cludo nwyddau a brynir—

(i) i'w danfon yn rhan o wasanaeth danfon nwyddau groser; neu

(ii) i'w casglu yn rhan o wasanaeth sy'n darparu ar gyfer casglu nwyddau groser.";

(b) ar ôl is-baragraff (1) mewnosoder—

"(1A) Dim ond tan ganol nos ar 8 Gorffennaf 2020 y mae bagiau sy'n dod o fewn paragraff (l) o is-baragraff (1) wedi eu hesemptio rhag y tâl o dan reoliad 6."

Amendment of Schedule 1

3. In Schedule 1, in paragraph 1—

(a) in sub-paragraph (1), at the end insert—

"(p) subject to sub-paragraph (1A), bags intended to be used solely for the purpose of carrying goods purchased—

(i) for delivery as part of a grocery delivery service; or

(ii) for collection as part of a service that provides for collection of groceries.";

(b) after sub-paragraph (1) insert—

"(1A) Bags falling within paragraph (p) of sub-paragraph (1) are exempted from the charge under regulation 6 only until midnight on 8 July 2020."

Hannah Blythyn

Y Dirprwy Weinidog Tai a Llywodraeth Leol o dan awdurdod y Gweinidog Tai a Llywodraeth Leol, un o Weinidogion Cymru
Am 12.45 p.m ar 8 Ebrill 2020

Deputy Minister for Housing and Local Government under authority of Minister for Housing and Local Government, one of the Welsh Ministers
At 12.45 p.m on 8 April 2020

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