CYNULLIAD CENEDLAETHOL CYMRU

OFFERYNNAU STATUDOL

2001 Rhif 2283 (Cy.172)

LLYWODRAETH LEOL, CYMRU

Rheoliadau Pwyllgorau Safonau (Cymru) 2001

NODYN ESBONIADOL

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

Mae Rhan III o Ddeddf Llywodraeth Leol 2000 ("y Ddeddf") yn gwneud darpariaeth mewn perthynas ag ymddygiad aelodau a chyflogeion llywodraeth leol.

Mae adran 53(1) o'r Ddeddf yn ei gwneud yn ofynnol i bob awdurdod perthnasol, sydd, yng Nghymru, yn cynnwys cynghorau sir a chynghorau bwrdeistref sirol, awdurdodau tân, awdurdodau Parciau Cenedlaethol ac awdurdodau heddlu ond nid cynghorau cymuned, sefydlu pwyllgor safonau sydd i gael y swyddogaethau a roddir iddo gan neu o dan y Rhan honno o'r Ddeddf.

O dan adran 53(11) o'r Ddeddf, caiff Cynulliad Cenedlaethol Cymru wneud darpariaeth drwy reoliadau ynghylch (ymhlith pethau eraill) maint, aelodaeth a thrafodion pwyllgorau safonau awdurdodau perthnasol yng Nghymru, heblaw awdurdodau heddlu, a maint, aelodaeth a thrafodion unrhyw is-bwyllgorau a sefydlir o dan adran 56 o'r Ddeddf.

Mae rheoliadau 3, 4, 5, 6, 7, 8, 9, 10 ac 11 yn gwneud darpariaeth mewn perthynas â maint ac aelodaeth pwyllgor ac is-bwyllgorau safonau ac mae rheoliad 12 yn darparu nad oes unrhyw ofyniad ynghylch cydbwysedd gwleidyddol i fod yn gymwys iddynt.

Mae rheoliadau 13, 14, 15, 16 a 17 yn darparu ar gyfer penodi aelodau annibynnol i bwyllgorau ac is-bwyllgorau safonau.

NATIONAL ASSEMBLY FOR WALES

STATUTORY INSTRUMENTS

2001 No. 2283 (W.172)

LOCAL GOVERNMENT, WALES

The Standards Committees (Wales) Regulations 2001

EXPLANATORY NOTE

(This note does not form part of the Regulations)

Part III of the Local Government Act 2000 ("the Act") makes provision with respect to the conduct of local government members and employees.

Section 53(1) of the Act requires every relevant authority, which in Wales includes county and county borough councils, fire authorities, National Park authorities and police authorities but not community councils, to establish a standards committee which is to have the functions conferred on it by or under that Part of the Act.

Under section 53(11) of the Act, the National Assembly for Wales may by regulations make provision as to (among other things) the size, composition and proceedings of standards committees of relevant authorities in Wales, other than police authorities, and of any sub-committees established under section 56 of the Act.

Regulations 3, 4, 5, 6, 7, 8, 9, 10 and 11 make provision with respect to the size and composition of standards committees and sub-committees and Regulation 12 provides that no requirement of political balance is to apply to them.

Regulations 13, 14, 15, 16 and 17 provide for the appointment of independent members to standards committees and sub-committees.

Mae rheoliadau 18, 19, 20 ac 21 yn gwneud darpariaeth mewn perthynas â chyfnod swydd aelodau pwyllgorau ac is-bwyllgorau safonau a'u hailbenodi.

Regulations 18, 19, 20 and 21 make provision with respect to the term of office and re-appointment of members of standards committees and sub-committees.

Mae rheoliadau 22 a 23 yn gwneud darpariaeth mewn perthynas â swydd cadeirydd ac is-gadeirydd pwyllgor neu is-bwyllgor safonau ac mewn perthynas â phleidleisio mewn cyfarfodydd.

Regulations 22 and 23 make provision with respect to the office of chairperson and vice-chairperson of a standards committee or sub-committee and with respect to voting at meetings.

Mae rheoliadau 24 a 25 yn gwneud darpariaeth mewn perthynas â Chworwm yng nghyfarfodydd pwyllgorau ac is-bwyllgorau safonau, mynychder y cyfarfodydd a phresenoldeb swyddog monitro'r awdurdod neu gynrychiolydd i'r swyddog monitro.

Regulations 24 and 25 make provision with respect to a Quorum at meetings of standards committees and sub-committees, the frequency of meetings and the attendance of the authority's monitoring officer or a representative of the monitoring officer.

Mae rheoliad 26 yn cymhwyso, gydag addasiadau, ddarpariaethau penodol Rhan VA o Ddeddf Llywodraeth Leol 1972 at bwyllgorau ac is-bwyllgorau safonau.

Regulation 26 applies, with modifications, certain provisions of Part VA of the Local Government Act 1972 to standards committees and sub-committees.

Mae rheoliadau 28 a 29 yn gwneud darpariaeth mewn perthynas â chadw cofnod o'r trafodion ac mewn perthynas â chylch gwaith pwyllgorau ac is-bwyllgorau safonau.

Regulations 28 and 29 make provision with respect to the keeping of a record of the proceedings and with respect to terms of reference of standards committees and sub-committees.

Mae rheoliad 30 yn gwneud darpariaeth mewn perthynas â threfniadau trosiannol ynghylch penodi aelodau annibynnol i bwyllgorau ac is-bwyllgorau safonau.

Regulation 30 makes provision with respect to transitional arrangements regarding the appointment of independent members to standards committees and sub-committees.

2001 Rhif 2283 (Cy.172)

LLYWODRAETH LEOL, CYMRU

Rheoliadau Pwyllgorau Safonau (Cymru) 2001

Wedi'u gwneud	*21 Mehefin 2001*
Yn dod i rym	*28 Gorffennaf 2001*

Mae Cynulliad Cenedlaethol Cymru yn gwneud y Rheoliadau canlynol drwy arfer y pwerau a roddwyd iddo gan adrannau 53(11) a (12), 56(5) a 105(1) a (2) o Ddeddf Llywodraeth Leol 2000(**a**).

Enwi, cychwyn a chymhwyso

1.-(1) Enw'r Rheoliadau hyn yw Rheoliadau Pwyllgorau Safonau (Cymru) 2001 a deuant i rym ar 28 Gorffennaf 2001.

(2) Mae'r Rheoliadau hyn yn gymwys i Gymru yn unig.

Dehongli

2. Yn y Rheoliadau hyn -

ystyr "aelod" (*"member"*), oni fydd y cyd-destun yn mynnu fel arall, yw -

(a) yn achos awdurdod lleol, aelod etholedig o'r awdurdod hwnnw, a

(b) yn achos awdurdod Parc Cenedlaethol neu awdurdod tân aelod a benodir i'r awdurdod hwnnw naill ai -

(i) o dan Orchymyn Awdurdodau Parciau Cenedlaethol (Cymru) 1995, neu

(ii) o dan unrhyw un o'r Gorchmynion Gwasanaethau Tân;

ystyr "aelod annibynnol" (*"independent member"*) yw aelod o bwyllgor safonau nad yw -

(a) yn aelod,

(b) yn swyddog, neu

(c) yn briod ag aelod neu swyddog

(a) 2000 p.22.

2001 No. 2283 (W.172)

LOCAL GOVERNMENT, WALES

The Standards Committees (Wales) Regulations 2001

Made	*21st June 2001*
Coming into force	*28th July 2001*

The National Assembly for Wales makes the following Regulations in exercise of the powers conferred upon it by sections 53(11) and (12), 56(5) and 105(1) and (2) of the Local Government Act 2000(**a**).

Citation, commencement and application

1.-(1) These Regulations may be cited as the Standards Committees (Wales) Regulations 2001 and shall come into force on 28 July 2001.

(2) These Regulations apply to Wales only.

Interpretation

2. In these Regulations -

"the 1972 Act" (*"Deddf 1972"*) means the Local Government Act 1972(**b**);

"the 2000 Act" (*"Deddf 2000"*) means the Local Government Act 2000;

"alternative arrangements" (*"trefniadau amgen"*) means arrangements specified in regulations made by the National Assembly for Wales under section 32(1) of the 2000 Act;

"board" (*"bwrdd"*) has the meaning given to it by the Local Authorities (Alternative Arrangements) (Wales) Regulations 2001(**c**);

"chairperson" (*"cadeirydd"*) for the purposes of regulation 8(3) includes -

(a) a chairman elected under paragraph 5 of Schedule 3 to the National Park Authorities (Wales) Order 1995(**d**), and

(a) 2000 c.22.

(b) 1972 c.70.

(c) S.I. 2001/2284 (W.173).

(d) S.I. 1995/2803.

o'r awdurdod perthnasol o dan sylw, unrhyw awdurdod pethnasol arall, na chyngor cymuned;

ystyr "aelod panel" (*"panel member"*) yw aelod o banel a sefydlwyd o dan reoliad 15;

ystyr "aelod panel lleyg" (*"lay panel member"*) yw aelod o banel a sefydlir o dan reoliad 15 -

(a) nad yw, ac nad yw wedi bod, yn aelod, yn aelod cyfetholedig nac yn swyddog, neu

(b) nad yw'n briod i aelod neu swyddog

o'r awdurdod perthnasol o dan sylw, unrhyw awdurdod perthnasol arall na chyngor cymuned;

ystyr "aelod pwyllgor cymunedol" (*"community committee member")* yw aelod o bwyllgor safonau sy'n aelod hefyd o gyngor cymuned yn ardal yr awdurdod perthnasol o dan sylw;

ystyr "awdurdod lleol" (*"local authority"*) yw cyngor sir neu gyngor bwrdeistref sirol;

ystyr "awdurdod Parc Cenedlaethol " (*"National Park authority"*) yw awdurdod Parc Cenedlaethol a sefydlwyd o dan adran 63 o Ddeddf yr Amgylchedd 1995(**a**);

ystyr "awdurdod perthnasol" (*"relevant authority"*) yw -

(a) cyngor sir,

(b) cyngor bwrdeistref sirol,

(c) awdurdod Parc Cenedlaethol, ac

(ch) awdurdod tân;

ystyr "awdurdod tân" (*"fire authority"*) yw awdurdod tân a gyfansoddwyd trwy gynllun cyfuno o dan Ddeddf Gwasanaethau Tân 1947(**b**);

mae i "bwrdd" (*"board"*) yr ystyr a roddir iddo gan Reoliadau Awdurdodau Lleol (Trefniadau Amgen) (Cymru) 2001(**c**);

mae "cadeirydd" (*"chairperson"*), at ddibenion rheoliad 8(3), yn cynnwys -

(a) cadeirydd a etholir o dan baragraff 5 o Atodlen 3 i Orchymyn Awdurdodau Parciau Cenedlaethol (Cymru) 1995(**ch**), a

(b) cadeirydd a etholir o dan baragraff 17 o Ran III o'r Atodlen i unrhyw un o'r Gorchmynion Gwasanaethau Tân;

ystyr "Deddf 1972" (*"the 1972 Act"*) yw Deddf Llywodraeth Leol 1972(**d**);

ystyr "Deddf 2000" (*"the 2000 Act"*) yw Deddf Llywodraeth Leol 2000;

mae "dirprwy gadeirydd" (*"deputy chairperson"*) yn

(b) a chairman elected under paragraph 17 of Part III of the Schedule to any of the Fire Services Orders;

"community committee member" (*"aelod pwyllgor cymunedol"*) means a member of a standards committee who is also a member of a community council within the area of the relevant authority concerned;

"deputy chairperson" (*"dirprwy gadeirydd"*) includes -

(a) a deputy chairman elected under paragraph 5 of Schedule 3 to the National Park Authorities (Wales) Order 1995, and

(b) a vice-chairman elected under paragraph 17 of Part III of the Schedule to any of the Fire Services Orders;

"executive arrangements" (*"trefniadau gweithrediaeth"*) means arrangements by a local authority -

(a) for and in connection with the creation and operation of an executive of the authority, and

(b) under which certain functions of the authority are the responsibility of the executive;

"fire authority" (*"awdurdod tân"*) means a fire authority constituted by a combination scheme under the Fire Services Act 1947(**a**);

"the Fire Services Orders" ("*y Gorchmynion Gwasanaethau Tân"*) means -

(a) The North Wales Fire Services (Combination Scheme) Order 1995(**b**),

(b) The Mid and West Wales Fire Services (Combination Scheme) Order 1995(**c**), and

(c) The South Wales Fire Services (Combination Scheme) Order 1995(**d**);

"independent member" (*"aelod annibynnol"*) means a member of a standards committee who is not -

(a) a member,

(b) an officer, or

(c) the spouse of a member or an officer

of the relevant authority concerned, any other relevant authority, or a community council.

"lay panel member" (*"aelod panel lleyg"*) means a member of a panel established under regulation 15 who-

(a) is not and has not been a member, co-opted member or officer, or

(b) is not the spouse of a member or an officer

(a) 1995 p.25.

(b) 1947 p.41.

(c) O.S. 2001/2284 (Cy.173).

(ch) O.S. 1995/2803.

(d) 1972 p.70.

(a) 1947 c.41.

(b) S.I. 1995/3218.

(c) S.I. 1995/3229.

(d) S.I. 1995/3230.

cynnwys -

(a) dirprwy gadeirydd a etholir o dan baragraff 5 o Atodlen 3 i Orchymyn Awdurdodau Parciau Cenedlaethol (Cymru) 1995, a

(b) is-gadeirydd a etholir o dan baragraff 17 o Ran III o'r Atodlen i unrhyw un o'r Gorchmynion Gwasanaethau Tân;

ystyr "y Gorchmynion Gwasanaethau Tân" (*"the Fire Service Orders"*) yw -

(a) Gorchymyn Gwasanaethau Tân Gogledd Cymru (Cynllun Cyfuno) 1995(**a**),

(b) Gorchymyn Gwasanaethau Tân Canolbarth a Gorllewin Cymru (Cynllun Cyfuno) 1995(**b**), ac

(c) Gorchymyn Gwasanaethau Tân De Cymru (Cynllun Cyfuno) 1995(**c**);

ystyr "gweithrediaeth arweinydd a chabinet" (*"leader and cabinet executive"*) yw'r math o drefniadau gweithrediaeth a bennir yn adran 11(3) o Ddeddf 2000;

ystyr "gweithrediaeth maer a chabinet" (*"mayor and cabinet executive"*) yw'r math o drefniadau gweithrediaeth a bennir naill ai -

(a) yn adran 11(2), neu

(b) yn adran 11(4)o Ddeddf 2000;

ystyr "is-bwyllgor i bwyllgor safonau" (*"sub-committee of a standards committee"*) yw is-bwyllgor a benodir gan bwyllgor safonau awdurdod lleol o dan adran 56 o Ddeddf 2000;

ystyr "pwyllgor safonau" (*"standards committee"*), oni fydd y cyd-destun yn mynnu fel arall, yw pwyllgor safonau awdurdod perthnasol ac mae'n cynnwys is-bwyllgor i bwyllgor safonau;

mae i "swyddog priodol" yr ystyr a roddir i *"proper officer"* gan adran 270(3) o Ddeddf 1972;

ystyr "trefniadau amgen" (*"alternative arrangements"*) yw'r trefniadau a bennir mewn rheoliadau a wneir gan Gynulliad Cenedlaethol Cymru o dan adran 32(1) o Ddeddf 2000;

ystyr "trefniadau gweithrediaeth" (*"executive arrangements"*) yw trefniadau gan awdurdod lleol -

(a) ar gyfer creu a gweithredu gweithrediaeth i'r awdurdod ac mewn cysylltiad â hynny, a

(b) y mae swyddogaethau penodol i'r awdurdod yn gyfrifoldeb i'r weithrediaeth o danynt.

of the relevant authority concerned, any other relevant authority or a community council;

"leader and cabinet executive" (*"gweithrediaeth arweinydd a chabinet"*) means the form of executive arrangements specified in section 11(3) of the 2000 Act;

"local authority" (*"awdurdod lleol"*) means a county or county borough council;

"mayor and cabinet executive" (*"gweithrediaeth maer a chabinet"*) means the form of executive arrangements specified in either -

(a) section 11(2), or

(b) section 11(4)

of the 2000 Act;

"member" (*"aelod"*), unless the context otherwise requires, means -

(a) in the case of a local authority, an elected member of that authority, and

(b) in the case of a National Park authority or fire authority a member appointed to that authority under either -

(i) the National Park Authorities (Wales) Order 1995, or

(ii) any of the Fire Services Orders;

"National Park authority" (*"awdurdod Parc Cenedlaethol"*) means a National Park authority established under section 63 of the Environment Act 1995(**a**);

"panel member" (*"aelod panel"*) means a member of a panel established under regulation 15.

"proper officer" (*"swyddog priodol"*) has the meaning given by section 270(3) of the 1972 Act;

"relevant authority" (*"awdurdod perthnasol"*) means -

(a) a county council,

(b) a county borough council,

(c) a National Park authority, and

(d) a fire authority;

"standards committee" (*"pwyllgor safonau"*), unless the context otherwise requires, means a standards committee of a relevant authority and includes a sub-committee of a standards committee;

"sub-committee of a standards committee" (*"is-bwyllgor i bwyllgor safonau"*) means a sub-committee appointed by a standards committee of a local authority under section 56 of the 2000 Act.

(a) O.S. 1995/3218.

(b) O.S. 1995/3229.

(c) O.S. 1995/3230.

(a) 1995 c.25.

Maint pwyllgorau safonau

3. Rhaid i bwyllgor safonau gynnwys nid llai na phump ac nid mwy na naw o aelodau.

Aelodaeth pwyllgorau safonau

4. Rhaid i aelodaeth pwyllgor safonau beidio â chynnwys personau heblaw -

(a) personau sy'n aelodau o'r awdurdod perthnasol o dan sylw,

(b) aelodau annibynnol, neu

(c) aelodau pwyllgor cymunedol.

5.-(1) Os yw cyfanswm aelodau pwyllgor safonau yn eilrif, rhaid i o leiaf hanner y rhif hwnnw fod yn aelodau annibynnol.

(2) Os yw cyfanswm aelodau pwyllgor safonau yn odrif, rhaid i'r mwyafrif o'r rhif hwnnw fod yn aelodau annibynnol.

6.-(1) Rhaid i berson sydd wedi bod yn aelod o un neu ragor o awdurdodau perthnasol, ond nad yw'n aelod mwyach, beidio â bod yn aelod annibynnol o bwyllgor safonau unrhyw awdurdod perthnasol yr oedd y person hwnnw yn aelod ohono.

(2) Yn ddarostyngedig i reoliad 16(2), caiff person sydd wedi bod yn aelod o un neu ragor o awdurdodau perthnasol, ond nad yw'n aelod mwyach, ar ôl y cyfnod o ddeuddeng mis sy'n dechrau gyda'r dyddiad y peidiodd y person hwnnw â bod yn aelod o unrhyw awdurdod perthnasol, fod yn aelod annibynnol o bwyllgor safonau i awdurdod perthnasol nad yw'r person hwnnw wedi bod yn aelod ohono.

7.-(1) Rhaid i berson sydd wedi bod yn swyddog o un neu ragor o awdurdodau perthnasol, ond nad yw'n aelod mwyach, beidio â bod yn aelod annibynnol o bwyllgor safonau i unrhyw awdurdod perthnasol yr oedd y person hwnnw yn swyddog ohono.

(2) Yn ddarostyngedig i reoliad 16(2), caiff person sydd wedi bod yn swyddog o un neu ragor o awdurdodau perthnasol, ond nad yw'n aelod mwyach, ar ôl y cyfnod o ddeuddeng mis sy'n dechrau gyda'r dyddiad y peidiodd y person hwnnw â bod yn swyddog o unrhyw awdurdod perthnasol, fod yn aelod annibynnol o bwyllgor safonau i awdurdod perthnasol nad yw'r person hwnnw wedi bod yn swyddog ohono.

8.-(1) Os yw awdurdod perthnasol yn awdurdod lleol sy'n gweithredu trefniadau gweithrediaeth, rhaid i'r canlynol, sef -

(a) maer etholedig awdurdod o'r fath sy'n gweithredu gweithrediaeth maer a chabinet, a

(b) arweinydd gweithrediaeth awdurdod o'r fath sy'n gweithredu gweithrediaeth arweinydd a chabinet,

Size of standards committees

3. A standards committee shall consist of not less than five nor more than nine members.

Composition of standards committees

4. The membership of a standards committee shall not consist of persons other than -

(a) persons who are members of the relevant authority concerned,

(b) independent members, or

(c) community committee members.

5.-(1) Where the total number of members of a standards committee is an even number at least half that number shall be independent members.

(2) Where the total number of members of a standards committee is an odd number a majority of that number shall be independent members.

6.-(1) A person who has been but is no longer a member of one or more relevant authorities shall not be an independent member of the standards committee of any relevant authority of which that person was a member.

(2) Subject to regulation 16(2), a person who has been but is no longer a member of one or more relevant authorities may, after the period of twelve months commencing with the date on which that person ceased to be a member of any relevant authority, be an independent member of a standards committee of a relevant authority of which that person has not been a member.

7.-(1) A person who has been but is no longer an officer of one or more relevant authorities shall not be an independent member of the standards committee of any relevant authority of which that person was an officer.

(2) Subject to regulation 16(2), a person who has been but is no longer an officer of one or more relevant authorities may, after the period of twelve months commencing with the date on which that person ceased to be an officer of any relevant authority, be an independent member of a standards committee of a relevant authority of which that person has not been an officer.

8.-(1) Where a relevant authority is a local authority operating executive arrangements, neither -

(a) the elected mayor of such an authority which is operating a mayor and cabinet executive, nor

(b) the executive leader of such an authority which is operating a leader and cabinet executive,

beidio â bod yn aelod o bwyllgor safonau'r awdurdod perthnasol hwnnw.

(2) Os yw awdurdod perthnasol yn awdurdod lleol sy'n gweithredu trefniadau amgen, rhaid i gadeirydd bwrdd yr awdurdod hwnnw beidio â bod yn aelod o bwyllgor safonau'r awdurdod hwnnw.

(3) Os yw awdurdod perthnasol yn awdurdod Parc Cenedlaethol neu'n awdurdod tân, rhaid i'r canlynol, sef -

(a) cadeirydd, a

(b) dirprwy gadeirydd (os oes un)

awdurdod o'r fath beidio â bod yn aelod o bwyllgor safonau'r awdurdod hwnnw.

9.-(1) Ni chaiff aelodaeth pwyllgor safonau awdurdod lleol sy'n gweithredu trefniadau gweithrediaeth gynnwys mwy nag un aelod sy'n aelod hefyd o weithrediaeth yr awdurdod hwnnw.

(2) Ni chaiff aelodaeth pwyllgor safonau awdurdod lleol sy'n gweithredu trefniadau amgen gynnwys mwy nag un aelod sy'n aelod hefyd o fwrdd yr awdurdod hwnnw.

10. Rhaid i aelodaeth pwyllgor safonau sydd i gyflawni swyddogaethau mewn perthynas â'r canlynol, sef -

(a) cynghorau cymuned sydd wedi'u lleoli yn ardal yr awdurdod perthnasol hwnnw, a

(b) aelodau'r cynghorau cymuned hynny,

gynnwys o leiaf un aelod pwyllgor cymunedol.

11. Rhaid i aelod o awdurdod lleol sydd hefyd yn aelod o gyngor cymuned sydd wedi'i leoli yn ardal yr awdurdod lleol hwnnw beidio â bod yn aelod pwyllgor cymunedol i bwyllgor safonau'r awdurdod hwnnw.

Dyrannu seddau i grwpiau Gwleidyddol

12. Nid yw pwyllgor safonau i gael ei ystyried yn gorff y mae adran 15 o Ddeddf Llywodraeth Leol a Thai 1989(**a**) yn gymwys iddo.

Penodi aelodau annibynnol i bwyllgorau safonau

13.-(1) Pan fydd lle gwag yn codi ar gyfer swydd fel aelod annibynnol o bwyllgor safonau, rhaid i'r awdurdod perthnasol o dan sylw gyhoeddi hysbyseb mewn nid llai na dau bapur newydd (nad ydynt yn cael eu cyhoeddi gan yr awdurdod perthnasol hwnnw) sy'n cylchredeg yn ei ardal.

(2) Rhaid i'r hysbyseb y cyfeirir ati ym mharagraff (1) uchod hysbysu'r etholwyr llywodraeth leol ar gyfer ardal yr awdurdod perthnasol fod yr awdurdod perthnasol yn ceisio penodi aelod annibynnol i'w

(a) 1989 p.42.

shall be a member of the standards committee of that relevant authority.

(2) Where a relevant authority is a local authority operating alternative arrangements, the chairperson of the board of that authority shall not be a member of that authority's standards committee.

(3) Where a relevant authority is a National Park authority or a fire authority, neither -

(a) the chairperson, nor

(b) the deputy chairperson (if any)

of such an authority shall be a member of the standards committee of that authority.

9.-(1) The membership of a standards committee of a local authority operating executive arrangements may not include more than one member who is also a member of the executive of that authority.

(2) The membership of a standards committee of a local authority operating alternative arrangements may not include more than one member who is also a member of the board of that authority.

10. The membership of a standards committee which is to discharge functions in relation to -

(a) community councils which are situated in that relevant authority's area, and

(b) the members of those community councils,

shall include at least one community committee member.

11. A member of a local authority who is also a member of a community council situated in that local authority's area shall not be a community committee member of that authority's standards committee.

Allocation of seats to Political groups

12. A standards committee is not to be regarded as a body to which section 15 of the Local Government and Housing Act 1989(**a**) applies.

Appointment of independent members to standards committees

13.-(1) Where a vacancy arises for a post as an independent member of a standards committee the relevant authority concerned shall publish an advertisement in not less than two newspapers (which are not published by that relevant authority) circulating in its area.

(2) The advertisement referred to in paragraph (1) above shall notify the local government electors for the relevant authority's area that the relevant authority is seeking to appoint an independent member to its

(a) 1989 c.42.

bwyllgor safonau.

(3) Caiff awdurdod perthnasol gyhoeddi hysbyseb mewn cysylltiad ag unrhyw le gwag ar gyfer swydd fel aelod annibynnol ar bwyllgor safonau'r awdurdod perthnasol hwnnw mewn unrhyw bapur newydd y mae'n ei gyhoeddi.

14. Rhaid i awdurdod perthnasol -

(a) sefydlu meini prawf ar gyfer penodi aelodau annibynnol i'w bwyllgor safonau, a

(b) cyhoeddi'r meini prawf hynny yn yr hysbyseb y cyfeirir ati yn rheoliad 13(1) uchod.

15.-(1) Rhaid i awdurdod perthnasol sefydlu panel a fydd yn cynnwys nid mwy na phum aelod panel.

(2) Rhaid i un aelod panel fod yn aelod panel lleyg.

(3) Rhaid i banel a sefydlir o dan baragraff (1) gan awdurdod lleol gynnwys un aelod panel sy'n aelod o gyngor cymuned sydd wedi'i leoli yn ardal yr awdurdod lleol hwnnw.

16.-(1) Rhaid i banel a sefydlir o dan reoliad 15 uchod -

(a) ystyried pob cais a ddaw i law'r awdurdod perthnasol mewn perthynas â lle gwag ar gyfer aelod annibynnol o bwyllgor safonau'r awdurdod hwnnw;

(b) cymhwyso'r meini prawf a sefydlwyd gan yr awdurdod perthnasol o dan sylw o dan reoliad 14 uchod pan fydd yn ystyried ceisiadau am swydd fel aelod annibynnol o bwyllgor safonau'r awdurdod hwnnw; ac

(c) gwneud argymhellion mewn perthynas ag unrhyw geisiadau o'r fath i'r awdurdod perthnasol.

(2) Rhaid i benodiadau aelodau annibynnol o bwyllgor safonau awdurdod perthnasol gael eu gwneud gan yr awdurdod perthnasol y mae'n rhaid iddo roi sylw i argymhellion y panel.

17. Os yw'r awdurdod perthnasol o dan sylw yn barnu ei bod yn briodol, caiff hysbyseb a gyhoeddir o dan reoliad 13(1)-

(a) hysbysu'r etholwyr llywodraeth leol ar gyfer ardal yr awdurdod perthnasol hwnnw fod cadeirydd ac is-gadeirydd ei bwyllgor safonau yn cael eu hethol o blith aelodau annibynnol y pwyllgor hwnnw; a

(b) hysbysu'r etholwyr hynny ynghylch y nodweddion a'r profiad y gallai fod yn ofynnol i aelodau annibynnol sy'n dal swyddi o'r fath feddu arnynt.

standards committee.

(3) A relevant authority may publish an advertisement in connection with any vacancy for a post as an independent member on that relevant authority's standards committee in any newspaper that it publishes.

14. A relevant authority shall -

(a) establish criteria for the appointment of independent members to its standards committee, and

(b) publish those criteria in the advertisement referred to in regulation 13(1) above.

15.-(1) A relevant authority shall establish a panel which shall consist of not more than five panel members.

(2) One panel member must be a lay panel member.

(3) A panel established under paragraph (1) by a local authority must include one panel member who is a member of a community council situated in that local authority's area.

16.-(1) The panel established under regulation 15 above shall -

(a) consider every application that the relevant authority receives in relation to a vacancy for an independent member of that authority's standards committee;

(b) apply the criteria established by the relevant authority concerned under regulation 14 above when it considers applications for a post as an independent member of that authority's standards committee; and

(c) make recommendations in relation to any such applications to the relevant authority.

(2) Appointments of independent members of a relevant authority's standards committee shall be made by the relevant authority which shall have regard to the recommendations of the panel.

17. An advertisement published under regulation 13(1) may, if the relevant authority concerned considers appropriate -

(a) notify local government electors for that relevant authority's area that the chairperson and vice-chairperson of its standards committee are elected from the independent members of that committee; and

(b) notify those electors of the qualities and experience that may be required of independent members holding such positions.

Cyfnod swydd aelodau pwyllgorau safonau

18.-(1) Rhaid i gyfnod swydd aelod o bwyllgor safonau i awdurdod sy'n aelod o'r awdurdod hwnnw beidio â bod yn fwy -

(a) na phedair blynedd, neu
(b) na'r cyfnod tan yr etholiadau llywodraeth leol cyffredin i'r awdurdod lleol hwnnw sy'n dod nesaf ar ôl penodi'r person hwnnw yn aelod o bwyllgor safonau'r awdurdod hwnnw,

p'un bynnag yw'r byrraf.

(2) Rhaid i aelod o'r fath roi'r gorau i fod yn aelod o'r pwyllgor safonau hwnnw os yw'r aelod hwnnw'n rhoi'r gorau i fod yn aelod o'r awdurdod lleol o dan sylw.

19.-(1) Os yw awdurdod perthnasol yn awdurdod Parc Cenedlaethol neu'n awdurdod tân, rhaid i gyfnod swydd aelod o bwyllgor safonau'r awdurdod hwnnw sy'n aelod o awdurdod o'r fath beidio â bod yn fwy -

(a) na phedair blynedd, neu
(b) na'r cyfnod tan y bydd penodiad yr aelod hwnnw yn aelod o'r awdurdod hwnnw yn dod i ben,

p'un bynnag yw'r byrraf.

(2) Rhaid i aelod o'r fath roi'r gorau i fod yn aelod o'r pwyllgor safonau hwnnw os yw'r aelod hwnnw'n rhoi'r gorau i fod yn aelod o'r awdurdod perthnasol o dan sylw.

20. Rhaid i gyfnod swydd aelod o bwyllgor safonau sy'n aelod annibynnol o'r pwyllgor hwnnw beidio â bod yn llai na phedair blynedd nac yn fwy na chwe blynedd.

Ailbenodi aelodau o bwyllgorau safonau

21.-(1) Yn ddarostyngedig i baragraff (2) o reoliad 18 a pharagraff (2) o reoliad 19 uchod, gall aelod o bwyllgor safonau awdurdod perthnasol sy'n aelod o'r awdurdod hwnnw gael ei ailbenodi am un tymor olynol pellach.

(2) Rhaid i aelod annibynnol o bwyllgor safonau awdurdod perthnasol beidio â gwasanaethu am fwy nag un cyfnod fel aelod o'r fath.

Cadeiryddion ac is-gadeiryddion pwyllgorau safonau

22.-(1) Rhaid i aelodau pwyllgor safonau ethol cadeirydd ac is-gadeirydd o blith aelodau annibynnol y pwyllgor hwnnw.

(2) Ethol cadeirydd ac is-gadeirydd yw'r busnes cyntaf y mae'n rhaid ei drafod yng nghyfarfod cyntaf pwyllgor safonau.

Term of office of members of standards committees

18.-(1) The term of office of a member of a local authority standards committee who is a member of that authority shall be no more than -

(a) four years, or
(b) the period until the ordinary local government elections for that local authority next following the appointment of that person as a member of that authority's standards committee, whichever is the shorter.

(2) Such a member shall cease to be a member of that standards committee if that member ceases to be a member of the local authority concerned.

19.-(1) Where a relevant authority is a National Park authority or fire authority, the term of office of a member of that authority's standards committee who is a member of such an authority shall be no more than -

(a) four years, or
(b) the period until that member's appointment as a member of that authority ceases,

whichever is the shorter.

(2) Such a member shall cease to be a member of that standards committee if that member ceases to be a member of the relevant authority concerned.

20. The term of office of a member of a standards committee who is an independent member of that committee shall be not less than four nor more than six years.

Re-appointment of members of standards committees

21.-(1) Subject to paragraph (2) of regulation 18 and paragraph (2) of regulation 19 above, a member of the standards committee of a relevant authority who is a member of that authority may be re-appointed for one further consecutive term.

(2) An independent member of the standards committee of a relevant authority shall serve no more than one term of office as such a member.

Chairpersons and vice-chairpersons of standards committees

22.-(1)The members of a standards committee shall elect a chairperson and a vice-chairperson from amongst the independent members of that committee.

(2) The election of a chairperson and a vice-chairperson shall be the first business to be transacted at the first meeting of a standards committee.

(3) Yn ddarostyngedig i baragraff (2) uchod, y cadeirydd fydd yn llywyddu mewn cyfarfodydd pwyllgor safonau.

(4) Os yw'r cadeirydd yn absennol o gyfarfod pwyllgor safonau, yna is-gadeirydd y pwyllgor, os yw'n bresennol, fydd yn llywyddu.

(5) Os bydd cadeirydd ac is-gadeirydd pwyllgor safonau yn absennol o un o gyfarfodydd y pwyllgor hwnnw, rhaid i'r aelod annibynnol o'r pwyllgor safonau hwnnw y bydd aelodau'r pwyllgor hwnnw yn ei ddewis lywyddu.

(6) Yn ddarostyngedig i baragraffau (8) a (9), rhaid i gadeirydd pwyllgor safonau gael ei ethol am ba un bynnag yw'r byrraf o'r cyfnodau canlynol -

(a) cyfnod heb fod yn llai na phedair blynedd nac yn fwy na chwe blynedd, neu

(b) tan fydd tymor swydd y person hwnnw fel aelod annibynnol o'r pwyllgor safonau yn dod i ben.

(7) Yn ddarostyngedig i baragraffau (8) a (9), rhaid i is-gadeirydd pwyllgor safonau gael ei ethol am ba un bynnag yw'r byrraf o'r cyfnodau canlynol -

(a) cyfnod heb fod yn llai na phedair blynedd nac yn fwy na chwe blynedd, neu

(b) tan fydd cyfnod swydd y person hwnnw fel aelod annibynnol o'r pwyllgor safonau yn dod i ben.

(8) Gall person a etholir yn gadeirydd neu is-gadeirydd ymddiswyddo ar unrhyw bryd drwy roi hysbysiad ysgrifenedig i swyddog priodol yr awdurdod perthnasol o dan sylw.

(9) Pan fydd lle gwag yn swydd y cadeirydd neu'r is-gadeirydd yn cael ei lenwi, rhaid i'r person a benodir felly ddal ei swydd am ba un bynnag yw'r byrraf o'r cyfnodau canlynol -

(a) tan y dyddiad y byddai cyfnod swydd y person y mae'r person hwnnw wedi'i ethol yn ei le wedi dod i ben, neu

(b) tan y bydd cyfnod swydd y person hwnnw fel aelod annibynnol o'r pwyllgor safonau hwnnw yn dod i ben.

Pleidleisio

23.-(1) Mae gan aelod o bwyllgor safonau nad yw'n aelod o'r awdurdod perthnasol o dan sylw hawl i bleidleisio yng nghyfarfodydd y pwyllgor hwnnw.

(2) Rhaid i gwestiwn y mae pwyllgor safonau i benderfynu arno gael ei benderfynu drwy fwyafrif o'r pleidleisiau sy'n cael eu bwrw gan yr aelodau sy'n bresennol yn y cyfarfod ac yn pleidleisio arno.

(3) Os yw nifer y pleidleisiau yn gyfartal, bydd gan y person sy'n cadeirio cyfarfod y pwyllgor safonau ail bleidlais, sef pleidlais fwrw.

(3) Subject to paragraph (2) above, the chairperson shall preside at meetings of a standards committee.

(4) If the chairperson is absent from a meeting of a standards committee then the vice-chairperson of the committee, if present, shall preside.

(5) If both the chairperson and the vice-chairperson of a standards committee are absent from a meeting of that committee, such independent member of that standards committee as the members of that committee present shall choose shall preside.

(6) Subject to paragraphs (8) and (9) the chairperson of a standards committee shall be elected for whichever is the shorter of the following periods -

(a) a period of not less than four nor more than six years, or

(b) until the term of office of that person as an independent member of that standards committee comes to an end.

(7) Subject to paragraphs (8) and (9) the vice-chairperson of a standards committee shall be elected for whichever is the shorter of the following periods -

(a) a period of not less than four nor more than six years, or

(b) until the term of office of that person as an independent member of that standards committee comes to an end.

(8) A person elected as a chairperson or vice-chairperson may at any time resign from office by notice in writing to the proper officer of the relevant authority concerned.

(9) Where a casual vacancy in the office of chairperson or vice-chairperson is filled, the person so appointed shall hold office for whichever is the shorter of the following periods -

(a) until the date upon which the term of office of the person in whose place that person is elected would have expired, or

(b) until the term of office of that person as an independent member of that standards committee comes to an end.

Voting

23.-(1) A member of a standards committee who is not a member of the relevant authority concerned is entitled to vote at meetings of that committee.

(2) A question to be decided by a standards committee shall be decided by a majority of the votes cast by the members present at the meeting and voting thereon.

(3) In the case of an equality of votes, the person presiding at the meeting of the standards committee shall have a second, casting vote.

Cworwm

24. Rhaid peidio â thrafod unrhyw fusnes mewn cyfarfod pwyllgor safonau oni bai -

(a) bod o leiaf dri aelod o'r pwyllgor hwnnw yn bresennol, gan gynnwys y cadeirydd, a

(b) bod o leiaf hanner yr aelodau sy'n bresennol (gan gynnwys y cadeirydd) yn aelodau annibynnol.

Cyfarfodydd pwyllgorau safonau

25.-(1) Rhaid i bob pwyllgor safonau gynnal o leiaf un cyfarfod yn ystod pob cyfnod o 12 mis ar ôl 31 Rhagfyr 2001.

(2) Rhaid i bob pwyllgor safonau gynnal o leiaf un cyfarfod ar 31 Rhagfyr 2001 neu cyn hynny.

(3) Rhaid i swyddog monitro awdurdod perthnasol neu gynrychiolydd swyddog monitro awdurdod perthnasol fod yn bresennol ym mhob cyfarfod o bwyllgor safonau'r awdurdod hwnnw.

Darpariaethau cymwysadwy Rhan VA o Ddeddf Llywodraeth Leol 1972

26.-(1) Yn ddarostyngedig i'r addasiadau a nodir ym mharagraffau (2) i (9) isod, bydd darpariaethau canlynol Deddf 1972, sef -

(a) adran 100A,

(b) adran 100B,

(c) adran 100C,

(ch) adran 100D

(d) adran 100F,

(dd) adran 100H,

(e) adran 100I,

(f) adran 100K, ac

(ff) Atodlen 12A

yn gymwys fel petai pwyllgor safonau yn brif gyngor at ddibenion y darpariaethau hynny.

(2) Yn is-adran (3)(a) o adran 100A ac is-adran (1) o adran 100B, yn lle "council" rhowch "relevant authority".

(3) Yn is-adran (4)(b) o adran 100B, yn lle "chairman" rhowch "chairperson".

(4) Yn -

(a) is-adran (6)(a) o adran 100A,

(b) is-adran (1) o adran 100C, ac

(c) is-adran (1)(b) o adran 100D,

yn lle "offices of the council", rhowch "offices of the relevant authority".

Quorum

24. No business shall be transacted at a meeting of a standards committee unless -

(a) at least three members are present, including the chairperson, and

(b) at least half the members present (including the chairperson) are independent members.

Meetings of standards committees

25.-(1) Every standards committee shall hold at least one meeting during every period of 12 months after 31 December 2001.

(2) Every standards committee shall hold at least one meeting on or before 31 December 2001.

(3) The monitoring officer or a representative of the monitoring officer of a relevant authority shall attend every meeting of that authority's standards committee.

Applicable provisions of Part VA of the Local Government Act 1972

26.-(1) Subject to the modifications set out in paragraphs (2) to (9) below, the following provisions of the 1972 Act, that is to say -

(a) section 100A,

(b) section 100B,

(c) section 100C,

(d) section 100D,

(e) section 100F,

(f) section 100H,

(g) section 100I,

(h) section 100K, and

(i) Schedule 12A

shall apply as if for the purposes of those provisions a standards committee were a principal council.

(2) In sub-section (3)(a) of section 100A and sub-section (1) of section 100B, for "council" substitute "relevant authority".

(3) In sub-section (4)(b) of section 100B, for "chairman" substitute "chairperson".

(4) In -

(a) sub-section (6)(a) of section 100A,

(b) sub-section (1) of section 100C, and

(c) sub-section (1)(b) of section 100D,

for "offices of the council", substitute "offices of the relevant authority".

(5) Yn -

(a) is-adran (1) o adran 100F, a

(b) is-adran (6) o adran 100H,

hepgorwch "committee or".

(6) Yn is-adran (3) o adran 100H, yn lle "principal council" rhowch "relevant authority".

(7) Yn is-adran (1) o adran 100K, hepgorwch -

(a) ""committee or sub-committee of a principal council" shall be construed in accordance with section 100E(3) above;",

(b) ""constituent principal council" shall be construed in accordance with section 100E(4) above;", ac

(c) ""principal council" shall be construed in accordance with section 100J above".

(8) Hepgorwch is-adran (2) o adran 100K.

(9) Addasir paragraff (2) o Ran III o Atodlen 12A fel a ganlyn -

(a) yn lle "principal council" rhowch "relevant authority",

(b) yn lle "committee or sub-committee" rhowch "standards committee or sub-committee of that committee",

(c) hepgorwch "and includes a reference", ac

(ch) hepgorwch is-baragraffau (a), (b) ac (c).

(5) In -

(a) sub-section (1) of section 100F, and

(b) sub-section (6) of section 100H,

omit "committee or".

(6) In sub-section (3) of section 100H, for "principal council" substitute "relevant authority".

(7) In sub-section (1) of section 100K, omit -

(a) ""committee or sub-committee of a principal council" shall be construed in accordance with section 100E(3) above;",

(b) ""constituent principal council" shall be construed in accordance with section 100E(4) above;", and

(c) ""principal council" shall be construed in accordance with section 100J above".

(8) Omit sub-section (2) of section 100K.

(9) Paragraph (2) of Part III of Schedule 12A is modified as follows -

(a) for "principal council" substitute "relevant authority",

(b) for "committee or sub-committee" substitute "standards committee or sub-committee of that committee",

(c) omit "and includes a reference", and

(d) omit sub-paragraphs (a),(b) and (c).

27.-(1) Caiff awdurdod lleol, os gwêl yn dda, osod unrhyw hysbysiad ynghylch un o gyfarfodydd ei bwyllgor safonau y mae'n ofynnol ei osod yn ei swyddfeydd yn rhinwedd adran 100A o Ddeddf 1972, fel y'i haddaswyd gan reoliad 26, yn swyddfeydd y cynghorau cymuned sydd wedi'u lleoli yn ardal yr awdurdod lleol hwnnw.

(2) Caiff awdurdod lleol, os gwêl yn dda, ddarparu bod unrhyw agendâu ac adroddiadau ar gyfer cyfarfodydd ei bwyllgor safonau y mae, neu y gall fod, yn ofynnol iddynt fod yn agored i aelodau'r cyhoedd eu harchwilio yn ei swyddfeydd yn rhinwedd adran 100B o Ddeddf 1972, fel y'i haddaswyd gan reoliad 26, yn agored i'w harchwilio gan aelodau'r cyhoedd yn swyddfeydd y cynghorau cymuned sydd wedi'u lleoli yn ardal yr awdurdod lleol hwnnw.

(3) Caiff awdurdod lleol, os gwêl yn dda, ddarparu bod unrhyw gofnodion o gyfarfodydd ei bwyllgor safonau ac unrhyw ddogfennau eraill y mae, neu y gall fod, yn ofynnol iddynt fod yn agored i aelodau'r cyhoedd eu harchwilio yn ei swyddfeydd yn rhinwedd adran 100C o Ddeddf 1972, fel y'i haddaswyd gan reoliad 26, yn agored i'w harchwilio gan aelodau'r cyhoedd yn swyddfeydd y cynghorau cymuned sydd wedi'u lleoli yn ardal yr awdurdod lleol hwnnw.

27.-(1) A local authority may, if it thinks fit, post such notice of a meeting of its standards committee as may be required to be posted at its offices by virtue of section 100A of the 1972 Act, as modified by regulation 26, at the offices of community councils situated in that local authority's area.

(2) A local authority may, if it thinks fit, provide for such agendas and reports for meetings of its standards committee as are, or may be, required to be open to inspection by members of the public at its offices by virtue of section 100B of the 1972 Act, as modified by regulation 26, to be open to inspection by members of the public at the offices of community councils situated in that local authority's area.

(3) A local authority may, if it thinks fit, provide for such minutes of its meetings of its standards committee and other documents as are, or may be, required to be open to inspection by members of the public at its offices by virtue of section 100C of the 1972 Act, as modified by regulation 26, to be open to inspection by members of the public at the offices of community councils situated in that local authority's area.

(4) Yn ddarostyngedig i adran 100A o Ddeddf 1972, fel y'i haddaswyd gan reoliad 26, caiff awdurdod perthnasol fabwysiadu unrhyw ddulliau eraill i roi hysbysiad cyhoeddus ynghylch cyfarfodydd ei bwyllgor safonau y mae'n credu eu bod yn briodol.

(4) Subject to section 100A of the 1972 Act, as modified by regulation 26, a relevant authority may adopt such other methods to provide public notice of meetings of its standards committee as it considers appropriate.

Cofnod trafodion pwyllgorau safonau

28.-(1) Rhaid llunio cofnodion trafodion pwyllgor safonau a'u rhoi mewn llyfr a ddarperir at y diben hwnnw gan swyddog priodol yr awdurdod perthnasol o dan sylw a rhaid iddynt gael eu llofnodi gan gadeirydd y pwyllgor ar ddiwedd y cyfarfod hwnnw neu yn y cyfarfod o'r pwyllgor sy'n dilyn nesaf.

(2) Rhaid i gofnodion trafodion pwyllgor safonau gynnwys -

(a) cofnod o unrhyw benderfyniad a wnaed gan y pwyllgor;

(b) y rheswm dros y penderfyniad hwnnw; ac

(c) cofnod o unrhyw ddatganiad o fuddiant sydd gan aelod o'r pwyllgor sy'n berthnasol i unrhyw fater y penderfynwyd arno gan y pwyllgor hwnnw yn ystod y trafodion penodol hynny.

Minute of proceedings of standards committees

28.-(1) Minutes of the proceedings of a standards committee shall be drawn up and entered in a book provided for the purpose by the proper officer of the relevant authority concerned and shall be signed by the chairperson of the committee at the conclusion of that meeting or at the next following meeting of the committee.

(2) The minutes of the proceedings of a standards committee shall include -

(a) a record of any decision made by the committee;

(b) the reasons for that decision; and

(c) a record of any declaration of interest by a member of the committee which is relevant to any matter decided upon by that committee during those particular proceedings.

Cylch gwaith pwyllgorau safonau

29.-(1) Rhaid i bob awdurdod perthnasol baratoi yn ddi-oed datganiad sy'n nodi cylch gwaith ei bwyllgor safonau.

(2) Rhaid i bob awdurdod perthnasol anfon y datganiad y cyfeirir ato ym mharagraff (1) uchod i'r Comisiwn dros Weinyddu Lleol yng Nghymru.

Terms of reference of standards committees

29.-(1) Every relevant authority shall forthwith prepare a statement which sets out the terms of reference of its standards committee.

(2) Every relevant authority shall send to the Commission for Local Administration in Wales the statement referred to in paragraph (1) above.

Trefniadau trosiannol

30.-(1) Os yw awdurdod perthnasol -

(a) wedi sefydlu pwyllgor safonau cyn y dyddiad y daw'r Rheoliadau hyn i rym, a

(b) bod aelodaeth y pwyllgor hwnnw ar y dyddiad y daw'r Rheoliadau hyn i rym yn cynnwys un neu ragor o aelodau annibynnol

bydd y paragraffau canlynol yn gymwys.

(2) Yn ddarostyngedig i baragraff (3) isod, caiff awdurdod perthnasol o'r fath ganiatáu i aelod annibynnol o'r fath barhau i fod yn aelod am ba un bynnag yw'r byrraf o'r cyfnodau canlynol -

(a) pum mlynedd o'r dyddiad y daw'r Rheoliadau hyn i rym, neu

(b) tan y daw cyfnod swydd yr aelod annibynnol hwnnw i ben.

(3) Ni fydd paragraff (2) uchod yn gymwys -

(a) os nad yw'r awdurdod perthnasol yn barnu bod y broses benodi ar gyfer unrhyw aelod

Transitional arrangements

30.-(1) Where a relevant authority has -

(a) established a standards committee before the date on which these Regulations come into force, and

(b) the membership of that committee at the date on which these Regulations come into force includes one or more independent members

the following paragraphs shall apply.

(2) Subject to paragraph (3) below, such a relevant authority may allow such an independent member to continue as a member for whichever is the shorter of the following periods -

(a) five years from the date on which these Regulations come into force, or

(b) until the term of office of that independent member comes to an end.

(3) Paragraph (2) above shall not apply where -

(a) a relevant authority does not consider that the

annibynnol o'r fath yn ddigon i warantu annibyniaeth yr aelod hwnnw, neu

(b) os na fyddai unrhyw aelod annibynnol o'r fath yn bodloni gofynion diffiniad aelod annibynnol at ddibenion y Rheoliadau hyn.

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(**a**).

21 Mehefin 2001

Llywydd y Cynulliad Cenedlaethol

appointment process for any such independent member was sufficient to guarantee the independence of that member, or

(b) any such independent member would not meet the requirements of the definition of an independent member for the purposes of these Regulations.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(**a**).

21st June 2001

D.Elis Thomas

The Presiding Officer of the National Assembly

(a) 1998 p.38.

(a) 1998 c.38.

CYNULLIAD CENEDLAETHOL CYMRU

OFFERYNNAU STATUDOL

2001 Rhif 2283 (Cy.172)

LLYWODRAETH LEOL, CYMRU

Rheoliadau Pwyllgorau Safonau (Cymru) 2001

NATIONAL ASSEMBLY FOR WALES

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The Standards Committees (Wales) Regulations 2001

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