OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2025 Rhif 403 (Cy. 81)

2025 No. 403 (W. 81)

YMADAEL Â'R UNDEB EWROPEAIDD, CYMRU

EXITING THE EUROPEAN UNION, WALES

ANIFEILIAID, CYMRU

ANIMALS, WALES

Gorchymyn y Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) (Diwygio) 2025

The Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) (Amendment) Order 2025

NODYN ESBONIADOL

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

Gwnaeth Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2022 (O.S. 2022/1348 (Cy. 271)) ("Rheoliadau 2022") ymdrin ag unrhyw fethiant mewn cyfraith a gymathwyd i weithredu'n effeithiol, a chywiro diffygion eraill a ddeilliodd o ymadawiad y Deyrnas Unedig â'r Undeb Ewropeaidd, a diwygio Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Cymru) 2011 (O.S. 2011/2379 (Cy. 252)).

Mae'r Gorchymyn hwn yn cywiro gwall yn Rheoliadau 2022 drwy ddiwygio'r addasiad a wnaed i Gyfarwyddeb 2009/156 i alluogi Gorchmynion a wneir o dan adran 10 o Ddeddf Iechyd Anifeiliaid 1981 i bennu'r cyfnod y caniateir anfon Equidae ynddo o diriogaethau yr ystyrir eu bod wedi eu heintio â chlefyd Affricanaidd y ceffylau.

EXPLANATORY NOTE

(This note is not part of the Order)

The Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022 (S.I. 2022/1348 (W. 271)) ("the 2022 Regulations") addressed failures of assimilated law to operate effectively and corrected other deficiencies which arose from the withdrawal of the United Kingdom from the European Union and amended the Trade in Animals and Related Products (Wales) Regulations 2011 (S.I. 2011/2379 (W. 252)).

This Order corrects an error in the 2022 Regulations by amending the modification made to Directive 2009/156 to enable Orders made under section 10 of the Animal Health Act 1981 to determine the period in which Equidae may be dispatched from territories considered to be infected with African horse sickness.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, ystyriwyd nad oedd yn angenrheidiol cynnal asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to this Order. As a result, it was not considered necessary to carry out a regulatory impact assessment as to the likely costs and benefits of complying with this Order.

2025 Rhif 403 (Cy. 81)

YMADAEL Â'R UNDEB EWROPEAIDD, CYMRU

ANIFEILIAID, CYMRU

Gorchymyn y Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) (Diwygio) 2025

Gwnaed	*27 Mawrth 2025*
Gosodwyd gerbron Senedd Cymru	*28 Mawrth 2025*
Yn dod i rym	*31 Mawrth 2025*

Mae Gweinidogion Cymru yn gwneud y Gorchymyn hwn drwy arfer y pwerau a roddir gan adran 10(1) o Ddeddf Iechyd Anifeiliaid 1981(**1**).

(**1**) 1981 p. 22 ("Deddf 1981"). Diwygiwyd adran 10 gan O.S. 1990/2371 a 1993/1813. Trosglwyddwyd swyddogaethau "the Ministers" o dan Ddeddf 1981 (fel y'u diffinnir yn adran 86(1) o'r Ddeddf honno), i'r graddau yr oeddent yn arferadwy gan Ysgrifennydd Gwladol Cymru o ran Cymru, i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672). Trosglwyddwyd swyddogaethau ar y cyd "the Ministers", i'r graddau yr oeddent yn arferadwy gan Ysgrifennydd Gwladol yr Alban o ran Cymru, i'r Gweinidog Amaethyddiaeth, Pysgodfeydd a Bwyd gan Orchymyn Trosglwyddo Swyddogaethau (Amaethyddiaeth a Bwyd) 1999 (O.S. 1999/3141). Trosglwyddwyd holl swyddogaethau'r Gweinidog Amaethyddiaeth, Pysgodfeydd a Bwyd wedi hynny i'r Ysgrifennydd Gwladol gan Orchymyn y Weinyddiaeth Amaethyddiaeth, Pysgodfeydd a Bwyd (Diddymu) 2002 (O.S. 2002/794). Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol i Gynulliad Cenedlaethol Cymru gan Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 2004 (O.S. 2004/3044). Mae swyddogaethau Cynulliad Cenedlaethol Cymru bellach yn arferadwy gan Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 (p. 32) a pharagraff 30 o Atodlen 11 iddi.

2025 No. 403 (W. 81)

EXITING THE EUROPEAN UNION, WALES

ANIMALS, WALES

The Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) (Amendment) Order 2025

Made	*27 March 2025*
Laid before Senedd Cymru	*28 March 2025*
Coming into force	*31 March 2025*

The Welsh Ministers make this Order in exercise of the powers conferred by section 10(1) of the Animal Health Act 1981(**1**).

(**1**) 1981 c. 22 ("the 1981 Act"). Section 10 was amended by S.I. 1990/2371 and 1993/1813. Functions of "the Ministers" under the 1981 Act (as defined in section 86(1) of that Act) were transferred, so far as exercisable by the Secretary of State for Wales in relation to Wales, to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The joint functions of "the Ministers", so far as exercisable by the Secretary of State for Scotland in relation to Wales, were transferred to the Minister of Agriculture, Fisheries and Food by the Transfer of Functions (Agriculture and Food) Order 1999 (S.I. 1999/3141). All functions of the Minister of Agriculture, Fisheries and Food were then further transferred to the Secretary of State by the Ministry of Agriculture, Fisheries and Food (Dissolution) Order 2002 (S.I. 2002/794). Functions of the Secretary of State were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 2004 (S.I. 2004/3044). The functions of the National Assembly for Wales are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).

Enwi a dod i rym

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn y Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) (Diwygio) 2025.

(2) Daw'r Gorchymyn hwn i rym ar 31 Mawrth 2025.

Diwygio Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2022

2.—(1) Mae Rheoliadau'r Fasnach mewn Anifeiliaid a Chynhyrchion Perthynol (Diwygio a Swyddogaethau Deddfwriaethol) ac Iechyd Anifeiliaid (Diwygiadau Amrywiol) (Cymru) (Ymadael â'r UE) 2022(**1**) wedi eu diwygio fel a ganlyn.

(2) Yn rheoliad 18 (addasiadau i gyfarwyddeb 2009/156), yn lle paragraff (6)(e)(ii) rhodder—

"(ii) ym mhwynt (a), "by an Order made by the Welsh Ministers under section 10 of the Animal Health Act 1981" wedi ei roi yn lle "in accordance with the procedure referred to in Article 21(3)".

Title and coming into force

1.—(1) The title of this Order is the Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) (Amendment) Order 2025.

(2) This Order comes into force on 31 March 2025.

Amendment of the Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022

2.—(1) The Trade in Animals and Related Products (Amendment and Legislative Functions) and Animal Health (Miscellaneous Amendments) (Wales) (EU Exit) Regulations 2022(**1**) are amended as follows.

(2) In regulation 18 (modifications to directive 2009/156), for paragraph (6)(e)(ii) substitute—

"(ii) in point (a), for "in accordance with the procedure referred to in Article 21(3)" there were substituted "by an Order made by the Welsh Ministers under section 10 of the Animal Health Act 1981 ".

Huw Irranca-Davies

Y Dirprwy Brif Weinidog ac Ysgrifennydd y Cabinet dros Newid Hinsawdd a Materion Gwledig, un o Weinidogion Cymru
27 Mawrth 2025

Deputy First Minister and Cabinet Secretary for Climate Change and Rural Affairs, one of the Welsh Ministers
27 March 2025

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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.

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(**1**) O.S. 2022/1348 (Cy. 271).

(**1**) S.I. 2022/1348 (W. 271).

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