CYNULLIAD CENEDLAETHOL CYMRU

OFFERYNNAU STATUDOL

2006 Rhif 1261 (Cy.118)

HAWLIAU BRIDWYR PLANHIGION, CYMRU

Gorchymyn Hawliau Bridwyr Planhigion (Dirwyn i Ben Esemptiad o Ddefnydd Blaenorol) (Cymru) 2006

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn yn gymwys o ran Cymru a daw i rym ar 12 Mai 2006.

Mae'r Gorchymyn yn dirwyn i ben yr esemptiad o ddefnydd blaenorol yn adran 9(5) o Ddeddf Amrywogaethau Planhigion 1997.

Paratowyd Arfarniad Rheoliadol ar gyfer y Rheoliadau hyn. Gellir cael copïau oddi wrth yr Adran dros yr Amgylchedd, Cynllunio a Chefn Gwlad, Llywodraeth Cynulliad Cymru, Parc Cathays, Caerdydd CF10 3NQ.

NATIONAL ASSEMBLY FOR WALES

STATUTORY INSTRUMENTS

2006 No. 1261 (W.118)

PLANT BREEDERS' RIGHTS, WALES

The Plant Breeders' Rights (Discontinuation of Prior Use Exemption) (Wales) Order 2006

EXPLANATORY NOTE

(This note is not part of the Order)

This Order applies in relation to Wales and comes into force on 12 May 2006.

The Order discontinues the prior use exemption in section 9(5) of the Plant Varieties Act 1997.

A Regulatory Appraisal has been prepared for these Regulations. Copies can be obtained from the Department for Environment, Planning and Countryside, Welsh Assembly Government, Cathays Park, Cardiff CF10 3NQ.

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2006 Rhif 1261 (Cy.118)

HAWLIAU BRIDWYR PLANHIGION, CYMRU

Gorchymyn Hawliau Bridwyr Planhigion (Dirwyn i Ben Esemptiad o Ddefnydd Blaenorol) (Cymru) 2006

Wedi'i wneud	*3 Mai 2006*
Yn dod i rym	*12 Mai 2006*

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd iddo gan adran 9(6) o Ddeddf Amrywogaethau Planhigion 1997(**1**) ac sydd bellach wedi'u breinio ynddo(**2**) ar ôl ymgynghori â'r cyrff hynny y mae'n ymddangos iddo eu bod yn gynrychioliadol o'r personau y mae'n debygol yr effeithir arnynt yn sylweddol, yn gwneud y Gorchymyn canlynol:

Enwi, cychwyn a chymhwyso

1.-(1) Enw'r Gorchymyn hwn yw Gorchymyn Hawliau Bridwyr Planhigion (Dirwyn i Ben Esemptiad o Ddefnydd Blaenorol) (Cymru) 2006 a daw i rym ar 12 Mai 2006.

(2) Mae'r Gorchymyn hwn yn gymwys o ran Cymru.

Dirwyn i Ben Esemptiad o Ddefnydd Blaenorol

2. Mae adran 9(5) o Ddeddf Amrywogaethau Planhigion 1997 yn peidio â chael effaith.

(**1**) 1997 p.66. *gweler* adran 49(1) i gael y diffiniad o "the Ministers".

(**2**) Trosglwyddodd erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau 1999 ac Atodlen 1 iddo (O.S. 1999/672) swyddogaethau'r Gweinidogion o dan adran 9 o Ddeddf Amrywogaethau Planhigion 1997, i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru.

STATUTORY INSTRUMENTS

2006 No. 1261 (W.118)

PLANT BREEDERS' RIGHTS, WALES

The Plant Breeders' Rights (Discontinuation of Prior Use Exemption) (Wales) Order 2006

Made	*3 May 2006*
Coming into force	*12 May 2006*

The National Assembly for Wales in exercise of the powers conferred by section 9(6) of the Plant Varieties Act 1997(**1**) and now vested in it(**2**) after consultation with such organisations as appear to it to be representative of persons likely to be substantially affected, makes the following Order:

Title, commencement and application

1.-(1) The title of this Order is the Plant Breeders' Rights (Discontinuation of Prior Use Exemption) (Wales) Order 2006 and comes into force on 12 May 2006.

(2) This Order applies in relation to Wales.

Discontinuation of Prior Use Exemption

2. Section 9(5) of the Plant Varieties Act 1997 ceases to have effect.

(**1**) 1997 c.66. *see* section 49(1) for a definition of "the Ministers".

(**2**) Article 2 and Schedule 1 of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672) transferred the functions of the Ministers under Section 9 of the Plant Varieties Act 1997, so far as they are exercisable in relation to Wales, to the National Assembly for Wales.

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

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

3 Mai 2006

3 May 2006

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

(**1**) 1998 p.38.

(**1**) 1998 c.38.

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Gorchymyn Hawliau Bridwyr Planhigion (Dirwyn i Ben Esemptiad o Ddefnydd Blaenorol) (Cymru) 2006

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