OFFERYNNAU STATUDOL CYMRU

2019 Rhif 1153 (Cy. 202)

IECHYD PLANHIGION, CYMRU

Gorchymyn Iechyd Planhigion (Coedwigaeth) (Diwygio Rhif 2) (Cymru) 2019

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn yn diwygio Gorchymyn Iechyd Planhigion (Coedwigaeth) 2005 (O.S. 2005/2517) i gyflwyno mesurau—

(a) i atal Thaumetopoea processionea L. (Ymdeithiwr y Derw) rhag cael ei gyflwyno i Gymru, sy'n barth gwarchod cydnabyddedig ar gyfer y pla planhigion niweidiol hwn ("yr ardal warchodedig"); a

(b) i atal y pla planhigion niweidiol hwn rhag lledaenu o fewn yr ardal warchodedig.

Mae'n diwygio'r gofynion technegol y mae rhaid eu bodloni wrth ddod â phlanhigion penodol Quercus L., a fwriedir ar gyfer eu plannu, i mewn i'r ardal warchodedig neu wrth symud y planhigion hynny o fewn yr ardal warchodedig.

Nid oes asesiad effaith wedi ei lunio ar gyfer yr offeryn hwn, gan na ragwelir y bydd yn cael unrhyw effaith, neu unrhyw effaith sylweddol, ar y sector preifat, y sector gwirfoddol na'r sector cyhoeddus.

WELSH STATUTORY INSTRUMENTS

2019 No. 1153 (W. 202)

PLANT HEALTH, WALES

The Plant Health (Forestry) (Amendment No. 2) (Wales) Order 2019

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Plant Health (Forestry) Order 2005 (S.I. 2005/2517) to introduce emergency measures to prevent—

(a) the introduction of Thaumetopoea processionea L. (the Oak Processionary Moth) into Wales which is recognised as a protected zone for this harmful plant pest ("the protected area"); and

(b) the spread of this harmful plant pest within the protected area.

It amends the technical requirements that must be satisfied when bringing in certain plants of Quercus L., intended for planting, into the protected area or when moving those plants within the protected area.

An impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.

OFFERYNNAU STATUDOL CYMRU

2019 Rhif 1153 (Cy. 202)

IECHYD PLANHIGION, CYMRU

Gorchymyn Iechyd Planhigion (Coedwigaeth) (Diwygio Rhif 2) (Cymru) 2019

Gwnaed *18 Gorffennaf 2019*

Gosodwyd gerbron Cynulliad Cenedlaethol Cymru *19 Gorffennaf 2019*

Yn dod i rym *19 Gorffennaf 2019*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir gan adrannau 2(1) a 3(1) o Ddeddf Iechyd Planhigion 1967(**1**), yn gwneud y Gorchymyn a ganlyn.

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Iechyd Planhigion (Coedwigaeth) (Diwygio Rhif 2) (Cymru) 2019 a daw i rym ar 19 Gorffennaf 2019.

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

(**1**) 1967 p.8. Mae'r pwerau a roddir gan adrannau 2(1) a 3(1) yn cael eu rhoi i awdurdod cymwys ("competent authority") a ddiffinnir yn adran 1(2), ar gyfer Cymru, fel Gweinidogion Cymru. Diwygiwyd adran 1(2) gan baragraff 43 o Atodlen 2 i Orchymyn Corff Adnoddau Naturiol Cymru (Swyddogaethau) 2013 (O.S. 2013/755 (Cy. 90)). Diwygiwyd adran 2 gan baragraff 8(2)(a) o Atodlen 4 i Ddeddf y Cymunedau Ewropeaidd 1972 (p. 68), Rhan 1 o'r tabl ym mharagraff 12 o Atodlen 4 i Ddeddf Rheoli Tollau Tramor a Chartref 1979 (p. 2) ac O.S. 1990/2371 a 2011/1043. Diwygiwyd adrannau 2(1) a 3(1) gan baragraff 8 o Atodlen 4 i Ddeddf y Cymunedau Ewropeaidd 1972 (p. 68). Diwygiwyd adran 3(1) hefyd gan erthygl 6 o O.S. 2011/1043.

WELSH STATUTORY INSTRUMENTS

2019 No. 1153 (W. 202)

PLANT HEALTH, WALES

The Plant Health (Forestry) (Amendment No. 2) (Wales) Order 2019

Made *18 July 2019*

Laid before the National Assembly for Wales *19 July 2019*

Coming into force *19 July 2019*

The Welsh Ministers, in exercise of the powers conferred by sections 2(1) and 3(1) of the Plant Health Act 1967(**1**) make the following Order.

Title, commencement and application

1.—(1) This title of this Order is the Plant Health (Forestry) (Amendment No. 2) (Wales) Order 2019 and it comes into force on 19 July 2019.

(2) This order applies in relation to Wales.

(**1**) 1967 c.8. The powers conferred by sections 2(1) and 3(1) are conferred on a "competent authority" which is defined in section 1(2) for Wales, as the Welsh Ministers. Section 1(2) was amended by paragraph 43 of Schedule 2 to the Natural Resources Body for Wales (Functions) Order 2013 (S.I. 2013/755 (W. 90)). Section 2 was amended by paragraph 8(2)(a) of Schedule 4 to the European Communities Act 1972 (c. 68), Part 1 of the table in paragraph 12 of Schedule 4 to the Customs and Excise Management Act 1979 (c. 2) and S.I. 1990/2371 and 2011/1043. Sections 2(1) and 3(1) were amended by paragraph 8 of Schedule 4 to the European Communities Act 1972 (c. 68). Section 3(1) was also amended by S.I. 2011/1043, article 6.

Diwygio Gorchymyn Iechyd Planhigion (Coedwigaeth) 2005

2. Yn y tabl yn Rhan C o Atodlen 4 i Orchymyn Iechyd Planhigion (Coedwigaeth) 2005(**1**), yn eitem 7E, yn y cofnod yn y drydedd golofn;

(1) ar ddiwedd paragraff (a) ar ôl yr hanner colon mewnosoder "or";

(2) ar ddiwedd paragraff (b) ar ôl yr hanner colon mewnosoder "or";

(3) hepgorer paragraff (c).

Amendment of the Plant Health (Forestry) Order 2005

2. In the table in Part C of Schedule 4 to the Plant Health (Forestry) Order 2005(**1**), in item 7E, in the entry in the third column;

(1) at the end of paragraph (a) after the semi colon insert "or";

(2) at the end of paragraph (b) after the semi colon insert "or";

(3) omit paragraph (c).

Lesley Griffiths

Gweinidog yr Amgylchedd, Ynni a Materion Gwledig, un o Weinidogion Cymru
18 Gorffennaf 2019

Minister for Environment, Energy and Rural Affairs, one of the Welsh Ministers
18 July 2019

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(**1**) O.S. 2005/2517

(**1**) S.I. 2005/2517

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