



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2020 Rhif 50 (Cy. 6)

2020 No. 50 (W. 6)

**CYNYRCHOLAETH Y BOBL,
CYMRU**

**REPRESENTATION OF THE
PEOPLE, WALES**

Rheoliadau Cynrychiolaeth y Bobl
(Canfasiad Blynyddol) (Diwygio)
(Cymru) 2020

The Representation of the People
(Annual Canvass) (Amendment)
(Wales) Regulations 2020

NODYN ESBONIADOL

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

Mae Rheoliadau Cynrychiolaeth y Bobl (Canfasiad Blynyddol) (Diwygio) 2019 (O.S. 2019/1451) (“Rheoliadau 2019”) yn gwneud darpariaeth ynghylch y canfasiad blynyddol diwygiedig mewn cysylltiad â chofrestr seneddol o etholwyr a chofrestr llywodraeth leol o etholwyr yn Lloegr. Mae'r Rheoliadau hyn a Rheoliadau 2019 yn gwneud darpariaeth i'r canfasiad blynyddol diwygiedig fod yn gymwys i gofrestr o etholwyr llywodraeth leol yng Nghymru.

Mae rheoliadau 4 i 6 yn diwygio Deddf Cynrychiolaeth y Bobl 1983 (“Deddf 1983”). Mae rheoliad 4 yn diwygio adran 9A(2) i ddiwygio'r ddarpariaeth mewn cysylltiad â'r camau y caiff swyddog cofrestru eu cymryd mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru at ddibenion cydymffurfio â'r ddyletswydd i gadw cofrestrau o dan adran 9 o Ddeddf 1983. Mae rheoliad 5 yn diwygio adran 9D o Ddeddf 1983 i roi pŵer i Weinidogion Cymru drwy reoliadau i'w gwneud yn ofynnol i'r Comisiwn Etholiadol lunio un ohebiaeth ganfasio neu ragor. Bydd rheoliad 5 hefyd yn galluogi swyddog cofrestru sy'n cynnal y canfasiad mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru i wneud ymholiadau o dŷ i dŷ i gael yr wybodaeth sydd ei hangen ar gyfer ffurflen ganfasio. Mae rheoliad 6 yn diwygio paragraff 3C o Atodlen 2 i Ddeddf 1983 i roi pŵer i Weinidogion Cymru i wneud darpariaeth drwy reoliadau i awdurdodi swyddog cofrestru ar gyfer cofrestr llywodraeth leol yng Nghymru i gymryd camau penodedig at ddiben cael gwybodaeth wrth gynnal y canfasiad, neu i'w gwneud yn ofynnol iddo wneud hynny.

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Representation of the People (Annual Canvass) (Amendment) Regulations 2019 (S.I. 2019/1451) (“the 2019 Regulations”) make provision in relation to the reformed annual canvass in respect of a parliamentary register of electors and a local government register of electors in England. These Regulations and the 2019 Regulations make provision for the reformed annual canvass to apply to a register of local government electors in Wales.

Regulations 4 to 6 amend the Representation of the People Act (“the 1983 Act”). Regulation 4 amends section 9A(2) to amend the provision in respect of the steps which a registration officer may take in respect of a register of local government electors in Wales for the purposes of complying with the duty to maintain registers under section 9 of the 1983 Act. Regulation 5 amends section 9D of the 1983 Act in order to provide the Welsh Ministers with a power by regulations to require the Electoral Commission to design one or more canvass communications. Regulation 5 will also enable a registration officer conducting the canvass in respect of a register of local government electors in Wales to make house to house enquiries to obtain information required by a canvass form. Regulation 6 amends paragraph 3C of Schedule 2 to the 1983 Act in order to provide the Welsh Ministers with power to make provision by regulations authorising or requiring a registration officer for a local government register in Wales to take specified steps for the purpose of obtaining information when conducting the canvass.

Mae rheoliadau 8 i 19 yn diwygio Rheoliadau Cynrychiolaeth y Bobl (Cymru a Lloegr) 2001 (O.S. 2001/341) (“Rheoliadau 2001”).

Mae rheoliad 8 yn diwygio'r diffiniad o “digital service” yn rheoliad 3(1) (dehongli) o Reoliadau 2001 i estyn cymhwysiad y diffiniad i gofrestr o etholwyr llywodraeth leol yng Nghymru.

Mae rheoliad 9 yn dirymu rheoliad 26(3)(eb) (ceisiadau i gofrestru) yn Rheoliadau 2001.

Mae rheoliadau 10 ac 11 yn dirymu rheoliadau 32ZA (y canfasiad blynyddol: cofrestr o etholwyr llywodraeth leol yng Nghymru) a 32ZB (camau i'w cymryd gan swyddog cofrestru pan na cheir unrhyw wybodaeth mewn perthynas ag ymateb i ffurflen y canfasiad blynyddol mewn cysylltiad â chyfeiriad penodol) yn Rheoliadau 2001.

Mae rheoliad 12 yn diwygio rheoliad 32ZBA (y canfasiad blynyddol) yn Rheoliadau 2001 er mwyn iddo fod yn gymwys i gofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 32ZBA yn ei gwneud yn ofynnol i swyddog cofrestru gynnal y canfasiad blynyddol yn unol â rheoliad 32ZBD, oni bai bod yr amgylchiadau a bennir yn rheoliad 32ZBA(4) a (5) yn codi. Mae'r rhain yn caniatáu i'r swyddog cofrestru gynnal y canfasiad yn unol â rheoliadau 32ZBE neu 32ZBF.

Mae rheoliad 13 yn diwygio rheoliad 32ZBB (paru data'r canfasiad blynyddol) o Reoliadau 2001 fel bod y ddyletswydd ym mharagraff (1) yn gymwys i swyddog cofrestru mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 32ZBB yn ei gwneud yn ofynnol i swyddogion cofrestru ddatgelu data penodol mewn cysylltiad ag etholwyr cofrestredig ac yn awdurdodi cymharu'r wybodaeth honno â data a gedwir gan yr Ysgrifennydd Gwladol dros Waith a Phensiynau.

Mae rheoliad 14 yn diwygio rheoliad 32ZBC (prosesu gwybodaeth mewn cysylltiad â pharu data'r canfasiad blynyddol) i gymhwysu'r darpariaethau ynghylch prosesu gwybodaeth a ddatgelwyd i ganfasiad o etholwyr llywodraeth leol yng Nghymru.

Mae rheoliad 15 yn diwygio rheoliad 32ZBD (canfasiad blynyddol ar gyfer eiddo pan allai fod angen ychwanegu gwybodaeth at gofrestr etholiadol, neu ddileu gwybodaeth ohoni, a'r camau i'w cymryd pan na cheir ymateb). Cam cyntaf y broses yw i'r swyddog cofrestru gysylltu â pherson sydd yn gymwys i'w gofrestru, neu a allai fod yn gymwys i'w gofrestru, naill ai drwy anfon gohebiaeth bapur neu drwy ymweld â'r cyfeiriad (gweler rheoliad 32ZBD(1)). Mae rheoliad 15(a) yn diwygio rheoliad 32ZBD(1) fel bod y gofyniad yn gymwys i ganfasiad o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad

Regulations 8 to 19 amend the Representation of the People (England and Wales) Regulations (S.I. 2001/341) (“the 2001 Regulations”).

Regulation 8 amends the definition of “digital service” in regulation 3(1) (interpretation) of the 2001 Regulations to extend the application of the definition to a register of local government electors in Wales.

Regulation 9 revokes regulation 26(3)(eb) (applications for registration) in the 2001 Regulations.

Regulations 10 and 11 revoke regulations 32ZA (annual canvass: register of local government electors in Wales) and 32ZB (steps to be taken by a registration officer where no information in relation to a response to an annual canvass form is received in respect of a particular address) in the 2001 Regulations.

Regulation 12 amends regulation 32ZBA (annual canvass) in the 2001 Regulations so that it applies to a register of local government electors in Wales. Regulation 32ZBA requires a registration officer to conduct the annual canvass in accordance with regulation 32ZBD, unless the circumstances specified in regulation 32ZBA(4) and (5) arise. These allow the registration officer to conduct the canvass in accordance with regulations 32ZBE or 32ZBF.

Regulation 13 amends regulation 32ZBB (annual canvass data matching) of the 2001 Regulations so that the duty in paragraph (1) will apply to a registration officer in respect of a register of local government electors in Wales. Regulation 32ZBB requires registration officers to disclose certain data in respect of registered electors and authorises the comparison of that information against data held by the Secretary of State for Work and Pensions.

Regulation 14 amends regulation 32ZBC (processing of information in connection with the annual canvass data matching) to apply the provisions on processing of disclosed information to a canvass of local government electors in Wales.

Regulation 15 amends regulation 32ZBD (annual canvass for properties where it may be necessary to make any addition to, or deletion from, an electoral register and steps to be taken where no response is received). The first step in the process is for the registration officer to make contact with a person who is or may be eligible to be registered by either sending a paper communication or visiting the address (see Regulation 32ZBD(1)). Regulation 15(a) amends regulation 32ZBD(1) so that the requirement will apply to a canvass of local government electors in Wales. Regulation 32ZBD(4) specifies how the

32ZBD(4) yn pennu sut y gall y swyddog cofrestru fynd ati i gydymffurfio â'r gofynion yn is-baragraffau (2) a (3) i geisio cysylltu â pherson yn y cyfeiriad. Mae rheoliad 32ZBD(4)(b) yn caniatáu i'r swyddog cofrestru roi galwad ffôn i bersonau sy'n 18 oed neu'n hŷn yn y cyfeiriad lle y mae gan y swyddog cofrestru etholiadol rifau ffôn ar eu cyfer. Mae rheoliad 32ZBD(4)(c) yn caniatáu i'r swyddog cofrestru anfon gohebiaeth drwy ddulliau electronig at bersonau sy'n 18 oed neu'n hŷn yn y cyfeiriad lle y cedwir manylion cyswllt perthnasol ar eu cyfer. Mae rheoliad 15(b) yn mewnosod is-baragraffau (ba) ac (ca) newydd i wneud darpariaeth sy'n caniatáu i'r swyddog cofrestru wneud galwad ffôn a/neu anfon gohebiaeth drwy ddulliau electronig at bersonau sy'n 16 oed neu'n hŷn yn y cyfeiriad lle y cedwir manylion cyswllt perthnasol ar eu cyfer mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 15(c) yn diwygio rheoliad 32ZBD(9) i'w gwneud yn ofynnol i swyddog cofrestru sy'n gyfrifol am gofrestr o etholwyr llywodraeth leol yng Nghymru lenwi'r ffurflen ganfasio ymlaen llaw ag unrhyw wybodaeth a ddelir eisoes gan y swyddog cofrestru mewn cysylltiad â pherson sydd ar y gofrestr. Mae rheoliad 15(d) yn mewnosod paragraff (9A) newydd i wahardd y swyddog cofrestru sy'n gyfrifol am gofrestr o etholwyr llywodraeth leol yng Nghymru rhag argraffu dyddiad geni unrhyw berson sy'n iau nag 16 mlwydd oed ar y ffurflen ganfasio.

Mae rheoliad 16 yn diwygio rheoliad 32ZBE (canfasiad blynyddol ar gyfer eiddo pan fo'r swyddog cofrestru'n fodlon nad oes angen dileu unrhyw wybodaeth o gofrestr o etholwyr a phan na fo ganddo reswm i gredu y bydd angen gwneud unrhyw ychwanegiadau i gofrestr o etholwyr) yn Rheoliadau 2001 er mwyn iddo fod yn gymwys i gofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 16(c) yn diwygio rheoliad 32ZBE(3) i ganiatáu i'r swyddog cofrestru sy'n cynnal canfasiad mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru anfon gohebiaeth drwy ddulliau electronig at un neu ragor o bersonau sy'n 16 oed neu'n hŷn sydd wedi ei gofrestru neu wedi eu cofrestru yn y cyfeiriad ar gofrestr o etholwyr llywodraeth leol yng Nghymru lle y cedwir manylion cyswllt perthnasol. Mae rheoliad 16(e) yn mewnosod paragraff (4A) sy'n pennu'r gofynion ar berson yr anfonir gohebiaeth ato yn unol â rheoliad 32ZBE(3). Mae rheoliad 16(g) yn mewnosod paragraff (5A) sy'n nodi'r amgylchiadau pan fo rhaid i swyddog cofrestru anfon gohebiaeth ganfasio A (gweler rheoliad 32ZBG(1)(a)(i) o Reoliadau 2001) i gyfeiriad ar gofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 16(h) yn diwygio rheoliad 32ZBE(6) sy'n gosod dyletswydd ar y swyddog cofrestru i argraffu gwybodaeth benodol ar ohebiaeth ganfasio A fel bod y ddarpariaeth yn gymwys i swyddog cofrestru ar gyfer cofrestr o etholwyr

registration officer can go about complying with the requirements in sub-paragraphs (2) and (3) to attempt to make contact with a person at the address. Regulation 32ZBD(4)(b) permits the registration officer to make a telephone call to persons aged 18 or over at the address where the registration officer has telephone numbers for them. Regulation 32ZBD(4)(c) permits the registration officer to send a communication by electronic means to persons aged 18 or over at the address where relevant contact details are held for them. Regulation 15(b) inserts new sub-paragraphs (ba) and (ca) to make provision that permits the registration officer to make a telephone call and/or send a communication by electronic means to persons aged 16 or over at the address where relevant contact details are held for them in respect of a register of local government electors in Wales. Regulation 15(c) amends regulation 32ZBD(9) to require a registration officer responsible for a register of local government electors in Wales to pre-populate the canvass form with any information already held by the registration officer in respect of a person who is on the register. Regulation 15(d) inserts new paragraph (9A) to prohibit the registration officer responsible for a register of local government electors in Wales from printing on the canvass form the date of birth of any person aged under 16."

Regulation 16 amends regulation 32ZBE (annual canvass for properties where the registration officer is satisfied that it is not necessary to make any deletion from an electoral register and has no reason to believe that any additions to an electoral register may be required) in the 2001 Regulations so that it applies to a register of local government electors in Wales. Regulation 16(c) amends regulation 32ZBE(3) to permit the registration officer conducting a canvass in respect of a register of local government electors in Wales to send a communication by electronic means to one or more persons aged 16 or over who are registered at the address in a register of local government electors in Wales where relevant contact details are held. Regulation 16(e) inserts paragraph (4A) which specifies the requirements made of a person to whom a communication is sent pursuant to regulation 32ZBE(3). Regulation 16(g) inserts paragraph (5A) which sets out the circumstances under which a registration officer must send canvass communication A (see regulation 32ZBG(1)(a)(i) of the 2001 Regulations) to an address in a register of local government electors in Wales. Regulation 16(h) amends regulation 32ZBE(6) which imposes a duty on the registration officer to print certain information on canvass communication A so that the provision will apply to a registration officer for a register of local

llywodraeth leol yng Nghymru. Mae rheoliad 16(i) yn diwygio rheoliad 32ZBE(7) i'w gwneud yn ofynnol i swyddog cofrestru sy'n cynnal canfasiad mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru gynnal y canfasiad yn unol â rheoliad 32ZBD os oes gan swyddog cofrestru, ar ôl cydymffurfio â'r broses a nodir yn is-baragraffau (3) i (6), reswm i gredu y gallai fod angen tynnu person oddi ar y gofrestr neu bod person yn y cyfeiriad a allai fod yn gymwys i'w gofrestru ond nad yw'n gwybod enw'r person.

Mae rheoliad 17 yn diwygio rheoliad 32ZBF (y canfasiad blynyddol mewn cysylltiad â mathau penodol o eiddo) yn Rheoliadau 2001. Mae rheoliad 17(a) yn diwygio rheoliad 32ZBF(4) fel bod y ddarpariaeth yn gymwys i swyddog cofrestru sy'n cynnal canfasiad mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 17(b) yn mewnosod paragraff (5A) newydd sy'n ei gwneud yn ofynnol i swyddog cofrestru mewn cysylltiad â chofrestr o etholwyr llywodraeth leol yng Nghymru gysylltu â'r person cyfrifol (a ddiffinnir yn rheoliad 32ZBF(8)) a gofyn am wybodaeth mewn perthynas â phob person sy'n 14 oed neu'n hŷn sy'n preswyllo yn y cyfeiriad ac sy'n gymwys i bleidleisio, a bydd yn gymwys i gofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 17(c) yn gwneud darpariaeth sy'n ganlyniadol i fewnosod paragraff (5A) newydd.

Mae rheoliad 18 yn diwygio rheoliad 32ZBG (gofynion y Comisiwn Etholiadol) yn Rheoliadau 2001. Mae rheoliad 32ZBG(1)(a) yn gosod dyletswydd ar y Comisiwn Etholiadol i lunio ffurflenni cyfathrebu papur ar gyfer y canfasiad blynyddol diwygiedig. Mae rheoliad 32ZBG(4) yn gwneud darpariaeth ynghylch yr wybodaeth y mae rhaid ei chynnwys yng ngohebiaeth ganfasio A. Mae rheoliad 18(a) yn diwygio rheoliad 32ZBG(4)(a), (b) a (d)(ii) er mwyn i ohebiaeth ganfasio A gael ei llunio fel ei bod yn ei gwneud yn ofynnol darparu gwybodaeth sy'n benodol i'r canfasiad o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 18(b) yn mewnosod paragraff (4)(d)(iii) newydd i'w gwneud yn ofynnol, mewn perthynas â chofrestru etholwyr llywodraeth leol yng Nghymru, i'r ohebiaeth ganfasio ei gwneud yn ofynnol darparu gwybodaeth ychwanegol. Mae rheoliad 32ZBG(5) yn gwneud darpariaeth ynghylch yr wybodaeth y mae rhaid ei chynnwys yn y ffurflen ganfasio. Mae rheoliad 18(c) yn diwygio rheoliad 32ZBG(5)(a), (b) a (d) fel bod y gofynion ym mharagraff (5) yn gymwys i gofrestr o etholwyr llywodraeth leol yng Nghymru. Mae rheoliad 18(e) yn mewnosod paragraff (f) newydd i'w gwneud yn ofynnol, mewn perthynas â chofrestru etholwyr llywodraeth leol yng Nghymru, i'r ffurflen ganfasio ei gwneud yn ofynnol darparu gwybodaeth ychwanegol.

government electors in Wales. Regulation 16(i) amends regulation 32ZBE(7) to require a registration officer conducting a canvass in respect of a register of local government electors in Wales to conduct the canvass in accordance with Regulation 32ZBD if, after complying with the process set out in sub-paragraphs (3) to (6) a registration officer has reason to believe that it may be necessary to remove a person from the register or that there is a person at the address who may be entitled to be registered but is not aware of the person's name.

Regulation 17 amends regulation 32ZBF (annual canvass in respect of particular types of property) in the 2001 Regulations. Regulation 17(a) amends Regulation 32ZBF(4) so that the provision will apply to a registration officer conducting a canvass in respect of a register of local government electors in Wales. Regulation 17(b) inserts new paragraph (5A) which requires a registration officer in respect of a register of local government electors in Wales to make contact with the responsible person (defined in regulation 32ZBF(8)) and request information in relation to each person aged 14 or over who is residing at the address and eligible to vote and will apply to a register of local government electors in Wales. Regulation 17(c) makes provision that is consequential on the insertion of new paragraph (5A).

Regulation 18 amends regulation 32ZBG (electoral Commission requirements) in the 2001 Regulations. Regulation 32ZBG(1)(a) places a duty on the Electoral Commission to design paper communication forms for the reformed annual canvass. Regulation 32ZBG(4) makes provision about the information that must be included in canvass communication A. Regulation 18 (a) amends Regulation 32ZBG(4)(a), (b) and (d)(ii) so that canvass communication A is designed so that it requires information specific to the canvass of local government electors in Wales. Regulation 18(b) inserts new paragraph (4)(d)(iii) in order to require that in relation to the registration of local government electors in Wales, the canvass communication must require additional information. Regulation 32ZBG(5) makes provision about the information that must be included in the canvass form. Regulation 18(c) amends Regulation 32ZBG(5)(a), (b) and (d) so that the requirements in paragraph (5) will apply to a register of local government electors in Wales. Regulation 18(e) inserts new paragraph (f) in order to require that in relation to the registration of local government electors in Wales, the canvass form must require additional information.

Mae rheoliad 19 yn dirymu rheoliad 93A(3) yn Rheoliadau 2001.

Mae rheoliad 21 yn diwygio rheoliad 20(1) o Reoliadau 2019 fel bod y ddyletswydd ym mharagraff (1) yn gymwys i swyddog cofrestru mewn perthynas â chofrestr o etholwyr llywodraeth leol yng Nghymru.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal asesiadau effaith rheoleiddiol mewn perthynas â'r Rheoliadau hyn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Rheoliadau hyn. Gellir cael copi oddi wrth: Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ.

Regulation 19 revokes Regulation 93A(3) in the 2001 Regulations.

Regulation 21 amends Regulation 20(1) of the 2019 Regulations so that the duty in paragraph (1) will apply to a registration officer in relation to a register of local government electors in Wales.

The Welsh Ministers' Code of Practice on the carrying out of regulatory impact assessment was considered in relation to these Regulations. As a result, a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from Welsh Government, Cathays Park, Cardiff, CF10 3NQ.

2020 Rhif 50 (Cy. 6)

2020 No. 50 (W. 6)

**CYNYCHIOLAETH Y BOBL,
CYMRU**

**REPRESENTATION OF THE
PEOPLE, WALES**

Rheoliadau Cynrychiolaeth y Bobl
(Canfasiad Blynnyddol) (Diwygio)
(Cymru) 2020

The Representation of the People
(Annual Canvass) (Amendment)
(Wales) Regulations 2020

Gwnaed am 7:40 p.m. ar 21 Ionawr 2020

Made at 7:40 p.m. on 21 January 2020

Yn dod i rym 22 Ionawr 2020

Coming into force 22 January 2020

Mae Gweinidogion Cymru yn gwneud y Rheoliadau hyn drwy arfer y pwerau a roddir i'r Ysgrifennydd Gwladol gan adrannau 53(1) a (3) a 201(3) o Ddeddf Cynrychiolaeth y Bobl

The Welsh Ministers make these Regulations in exercise of the powers conferred on the Secretary of State by sections 53(1) and (3) and 201(3) of, and paragraphs 1(2), 1A and 13(1ZB) of Schedule 2 to, the Representation of the People Act

1983(1) (“Deddf 1983”), a pharagraffau 1(2), 1A a 13(1ZB) o Atodlen 2 iddi, ac adrannau 7(1) a (2) ac 11(3), (4) a (5) o Ddeddf Cofrestru a Gweinyddu Etholiadol 2013(2) (“Deddf 2013”) ac a freiniwyd bellach ynddynt hwy.

Mae Gweinidogion Cymru wedi ymgynghori â'r Comisiwn Etholiadol yn unol ag adran 53(5) o Ddeddf 1983(3), adran 7(1) a (2)(e) o Ddeddf Pleidiau Gwleidyddol, Etholiadau a Refferenda 2000(4), ac maent wedi ymgynghori â'r Comisiynydd Gwybodaeth ac ag unrhyw bersonau eraill y maent yn ystyried ei bod yn briodol ymgynghori â hwy yn unol ag adran 53(5) o Ddeddf 1983.

Yn unol ag adran 201(2) o Ddeddf 1983(5) ac adran 11(2) o Ddeddf 2013, gosodwyd drafft o'r offeryn hwn gerbron Cynulliad Cenedlaethol Cymru ac fe'i cymeradwywyd drwy benderfyniad ganddo. Yn unol ag adran 8(6) o Ddeddf 2013, cyflwynwyd adroddiad gan y Comisiwn Etholiadol gyda'r offeryn drafft.

1983(1) (“the 1983 Act”) and sections 7(1) and (2) and 11(3), (4) and (5) of the Electoral Registration and Administration Act 2013(2) (“the 2013 Act”) and now vested in them.

The Welsh Ministers have consulted the Electoral Commission in accordance with section 53(5) of the 1983 Act(3), section 7(1) and (2)(e) of the Political Parties, Elections and Referendums Act 2000(4), and has consulted the Information Commissioner and such other persons as they consider appropriate in accordance with section 53(5) of the 1983 Act.

In accordance with section 201(2) of the 1983 Act(5) and section 11(2) of the 2013 Act, a draft of this instrument was laid and approved by a resolution before the National Assembly for Wales. In accordance with section 8(6) of the 2013 Act, the draft instrument was accompanied by a report of the Electoral Commission.

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- (1) 1983 p. 2 (“Deddf 1983”). Diwygiwyd adran 53(1) gan adran 24 o Ddeddf Cynrychiolaeth y Bobl 1985 (“Deddf 1985”), a pharagraff 13(b) o Atodlen 4 iddi, a chan baragraff 13(b) o Atodlen 1, a Rhan 1 o Atodlen 7, i Ddeddf Cynrychiolaeth y Bobl 2000 (p. 2) (“Deddf 2000”). Mewnosodwyd adran 201(3) gan baragraff 21 o Atodlen 1 i Ddeddf 2000. Mewnosodwyd paragraff 1A o Atodlen 2 gan baragraff 2 o Atodlen 2 i Ddeddf Cofrestru a Gweinyddu Etholiadol 2013 (p. 6) (“Deddf 2013”) ac fe'i diwygiwyd gan baragraffau 18(1) a (2) o Atodlen 19 i Ddeddf Diogelu Data 2018 (p. 12). Mewnosodwyd paragraff 13(1ZB) gan baragraff 4 o Atodlen 2 i Ddeddf 2013. Ystyr “prescribed” ym mharagraff 13(1ZB), fel y'i diffinnir yn adran 202(1) o Ddeddf 1983, yw wedi ei bennu mewn Rheoliadau. I'r graddau y mae swyddogaethau'r Ysgrifennydd Gwladol a'r Gweinidog dros Swyddfa'r Cabinet yn arferadwy o fewn cymhwysedd datganoledig, trosglwyddwyd y swyddogaethau hynny i Weinidogion Cymru yn rhinwedd erthygl 45 o O.S. 2018/644, a pharagraff 1 o Atodlen 1 iddo.
 - (2) 2013 p. 6. I'r graddau y mae pwerau'r Gweinidog o dan adrannau 7 ac 11 o Ddeddf Cofrestru a Gweinyddu Etholiadol 2013 (“Deddf 2013”) yn arferadwy o fewn cymhwysedd datganoledig, trosglwyddwyd y swyddogaethau hynny i Weinidogion Cymru yn rhinwedd erthygl 45 o Orchymyn Gweinidogion Cymru (Trosglwyddo Swyddogaethau) 2018 (O.S. 2018/644), ac Atodlen 1 iddo. Caniateir arfer y pŵer i wneud gorchymyn o dan adran 7 o Ddeddf 2013 i wneud rheoliadau yn rhinwedd adran 39 o Ddeddf Deddfwriaeth (Cymru) 2019 (decc 4).
 - (3) Mewnosodwyd adran 53(5) gan baragraff 5 o Atodlen 2 i Ddeddf 2013.
 - (4) 2000 p. 41.
 - (5) Amnewidiwyd adran 201(2) gan adran 24 o Ddeddf 1985, a pharagraff 69 o Atodlen 4 iddi, ac fe'i diwygiwyd gan erthygl 5(b) o O.S. 1991/1728, paragraff 6(1) a (7)(b) o Atodlen 21 i Ddeddf Pleidiau Gwleidyddol, Etholiadau a Refferenda 2000 ac adran 13(2) o Ddeddf Gogledd Iwerddon (Darpariaethau Amrywiol) 2014 (p. 13) (“Deddf Gogledd Iwerddon 2014”).

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- (1) 1983 c.2 (“the 1983 Act”). Section 53(1) was amended by section 24 and paragraph 13(b) of Schedule 4 to the Representation of the People Act 1985 (“the 1985 Act”), and paragraph 13(b) of Schedule 1, and Part 1 of Schedule 7, of the Representation of the People Act 2000 (c.2) (“the 2000 Act”). Section 201(3) was inserted by paragraph 21 of Schedule 1 to the 2000 Act. Paragraph 1A of Schedule 2 was inserted by paragraph 2 of Schedule 2 to the Electoral Registration and Administration Act 2013 (c.6) (“the 2013 Act”) and was amended by paragraphs 18(1) and (2) of Schedule 19 to the Data Protection Act 2018 (c.12). Paragraph 13(1ZB) was inserted by paragraph 4 of Schedule 2 to the 2013 Act. “Prescribed” in paragraph 13(1ZB) means, as defined in section 202(1) of the 1983 Act, prescribed in Regulations. So far as the functions of the Secretary of State and Minister for the Cabinet Office are exercisable within devolved competence those functions were transferred to the Welsh Ministers by virtue of article 45 of and paragraph 1 of, Schedule 1 to S.I. 2018/644.
 - (2) 2013 c.6. Powers of the Minister under sections 7 and 11 of the Electoral Registration and Administration Act 2013 (“the 2013 Act”) so far as exercisable within devolved competence were transferred to the Welsh Ministers by virtue of article 45 of and Schedule 1 to the Welsh Ministers (Transfer of Functions) Order 2018 (S.I. 2018/644). The power to make an order under section 7 of the 2013 Act may be exercised to make regulations by virtue of section 39 of the Legislation (Wales) Act 2019 (anaw 4).
 - (3) Section 53(5) was inserted by paragraph 5 of Schedule 2 to the 2013 Act.
 - (4) 2000 c.41.
 - (5) Section 201(2) was substituted by section 24 and paragraph 69 of Schedule 4 to the 1985 Act and amended by article 5(b) of S.I. 1991/1728, paragraph 6(1) and (7)(b) of Schedule 21 to the Political Parties, Elections and Referendums Act 2000 and section 13(2) of the Northern Ireland (Miscellaneous Provisions) Act 2014 (c.13) (the 2014 Northern Ireland Act”).

Enwi a chychwyn

1. Enw'r Rheoliadau hyn yw Rheoliadau Cynrychiolaeth y Bobl (Canfasiad Blynyddol) (Diwygio) (Cymru) 2020.

2. Daw'r Rheoliadau hyn i rym drannoeth y diwrnod y'u gwneir.

Diwygiadau i Ddeddf Cynrychiolaeth y Bobl 1983

3. Mae Deddf Cynrychiolaeth y Bobl 1983(1) wedi ei diwygio yn unol â rheoliadau 4 i 6.

4. Yn adran 9A (swyddogion cofrestru: dyletswydd i gymryd camau angenrheidiol), yn is-adran (2)—

- (a) ym mharagraff (za), ar ôl “a register of local government electors in England” mewnosoder “or Wales”;
- (b) ym mharagraff (a) hepgorer “or in Wales”;
- (c) ym mharagraff (ba), ar ôl “register of local government electors in England,” mewnosoder “or in Wales”.

5. Yn adran 9D (cadw cofrestrau: dyletswydd i gynnal canfasiad ym Mhrydain Fawr)—

- (a) yn is-adran (4) hepgorer “or Wales”;
- (b) yn is-adran (5)(aa) hepgorer “or Wales”.

6. Ym mharagraff 3C o Atodlen 2 (darpariaethau y caniateir eu cynnwys mewn rheoliadau ynghylch cofrestru etc.)—

- (a) yn is-baragraff (1), hepgorer “or Wales”;
- (b) yn is-baragraff (1A), ar ôl “a register of local government electors in England” mewnosoder “or in Wales”.

Diwygiadau i Reoliadau Cynrychiolaeth y Bobl (Cymru a Lloegr) 2001

7. Mae Rheoliadau Cynrychiolaeth y Bobl (Cymru a Lloegr) 2001(2) wedi eu diwygio yn unol â rheoliadau 8 i 19.

Title and commencement

1. The title of these Regulations is the Representation of the People (Annual Canvass) (Amendment) (Wales) Regulations 2020.

2. These Regulations come into force on the day after the day on which they are made.

Amendments to the Representation of the People Act 1983

3. The Representation of the People Act 1983(1) is amended in accordance with regulations 4 to 6.

4. In section 9A (registration officers: duty to take necessary steps), in subsection (2)—

- (a) in paragraph (za), after “a register of local government electors in England” insert “or Wales”;
- (b) in paragraph (a) omit “or in Wales”;
- (c) in paragraph (ba), after “register of local government electors in England,” insert “or in Wales”.

5. In section 9D (maintenance of registers: duty to conduct canvass in Great Britain)—

- (a) in subsection (4) omit “or Wales”;
- (b) in subsection (5)(aa) omit “or Wales”.

6. In paragraph 3C of Schedule 2 (provisions which may be contained in regulations as to registration etc.)—

- (a) in sub-paragraph (1), omit “or Wales”;
- (b) in sub-paragraph (1A), after “a register of local government electors in England” insert “or in Wales”.

Amendments to the Representation of the People (England and Wales) Regulations 2001

7. The Representation of the People (England and Wales) Regulations 2001(2) are amended in accordance with regulations 8 to 19.

(1) Mewnosodwyd adran 9A(2) gan adran 9(1) o Ddeddf Gweinyddu Etholiadol 2006 (p. 22) ac fe'i diwygiwyd gan baragraffau 1, 6(1) a (3) o Atodlen 4 i Ddeddf 2013; mewnosodwyd adran 9D gan adran 4 o Ddeddf 2013; mewnosodwyd paragraff 1B o Atodlen 2 gan baragraff 20(3) o Atodlen 4 i'r Ddeddf honno, a mewnosodwyd paragraff 3C o Atodlen 2 gan baragraffau 20(1) a (5) o Atodlen 4 i'r Ddeddf honno. Diwygiwyd pob un o'r darpariaethau hyn gan O.S. 2019/1451. Mae diwygiadau eraill ond nid yw'r un ohonynt yn berthnasol i'r offeryn hwn.

(2) O.S. 2001/341. Gwnaed diwygiadau perthnasol i reoliad 3 gan O.S. 2013/3198 a 2019/1451. Mewnosodwyd rheoliad 26(3)(eb) gan O.S. 2016/694 ac fe'i diwygiwyd gan O.S. 2019/1451. Mewnosodwyd rheoliad 32ZA gan O.S. 2013/3198 ac fe'i diwygiwyd wedi hynny gan O.S. 2015/467, 2015/1971, 2016/694, 2016/997, 2018/644 a 2019/1451. Diwygiwyd rheoliad 32ZA(3)(f)

(1) Section 9A(2) was inserted by section 9(1) of the Electoral Administration Act 2006 (c.22) and amended by paragraphs 1, 6(1) and (3) of Schedule 4 to the 2013 Act; section 9D was inserted by section 4 of the 2013 Act and amended; paragraph 1B of Schedule 2 was inserted by paragraph 20(3) of Schedule 4 to that Act, and paragraph 3C of Schedule 2 was inserted by paragraphs 20(1) and (5) of Schedule 4 to that Act. Each of these provisions was amended by S.I. 2019/1451. There are other amendments but none is relevant to this instrument.

(2) S.I. 2001/341. Relevant amendments to regulation 3 were made by S.I. 2013/3198 and 2019/1451. Regulation 26(3)(eb) was inserted by S.I. 2016/694 and amended by 2019/1451. Regulation 32ZA was inserted by S.I. 2013/3198 and was subsequently amended by S.I. 2015/467, 2015/1971, 2016/694, 2016/997, 2018/644 and 2019/1451. Regulation 32ZA(3)(f) was also amended by

8. Yn rheoliad 3(1) (dehongli), yn y diffiniad o “digital service”, ar ôl “register of local government electors in England” mewnosoder “or in Wales”.

9. Mae rheoliad 26(3)(eb) (ceisiadau i gofrestru) wedi ei ddirymu.

10. Mae rheoliad 32ZA (y canfasiad blynyddol: cofrestr o etholwyr llywodraeth leol yng Nghymru) wedi ei ddirymu.

11. Mae rheoliad 32ZB (camau i’w cymryd gan swyddog cofrestru pan na cheir unrhyw wybodaeth mewn ymateb i ffurflen y canfasiad blynyddol mewn cysylltiad â chyfeiriad penodol) wedi ei ddirymu.

12. Yn rheoliad 32ZBA (y canfasiad blynyddol)—

- (a) ym mharagraff 1 hepgorer “of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (b) ym mharagraff 2 hepgorer “of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (c) ym mharagraff 4—
 - (i) yn is-baragraff (a)(i) yn lle “a register of parliamentary electors in England or Wales, or a register of local government electors in England” rhodder “a register”;
 - (ii) ar ddiwedd is-baragraff (a)(ii) hepgorer “such”;
 - (iii) yn is-baragraff (b)(ii)(aa) yn lle “a register of parliamentary electors in England or Wales, or a register of local government electors in England” rhodder “a register”;
- (d) ym mharagraff 5, yn is-baragraff (b)(ii), ar ôl “regulation 32ZBF(5)” mewnosoder “or (5A)”;
- (e) ym mharagraff 6 hepgorer “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (f) ym mharagraff 8 hepgorer “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England,”.

8. In regulation 3(1) (interpretation), in the definition of “digital service”, after “register of local government electors in England” insert “or in Wales”.

9. Regulation 26(3)(eb) (applications for registration) is revoked.

10. Regulation 32ZA (annual canvass: register of local government electors in Wales) is revoked.

11. Regulation 32ZB (steps to be taken by a registration officer where no information in response to an annual canvass form is received in respect of a particular address) is revoked.

12. In regulation 32ZBA (annual canvass)—

- (a) in paragraph 1 omit “of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (b) in paragraph 2 omit “of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (c) in paragraph 4—
 - (i) in sub-paragraph (a)(i) for “a register of parliamentary electors in England or Wales, or a register of local government electors in England” substitute “a register”;
 - (ii) in sub-paragraph (a)(ii) omit “such”;
 - (iii) in sub-paragraph (b)(ii)(aa) for “a register of parliamentary electors in England or Wales, or a register of local government electors in England” substitute “a register”;
- (d) in paragraph 5, in sub-paragraph (b)(ii), after “regulation 32ZBF(5)” insert “or (5A)”;
- (e) in paragraph 6 omit “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (f) in paragraph 8 omit “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England,”.

hefyd gan baragraffau 252 a 256 o Atodlen 19 i Ddeddf Diogelu Data 2018 (p. 12). Mewnosodwyd rheoliad 32ZB gan O.S. 2013/3198 ac fe'i diwygiwyd wedi hynny gan O.S. 2016/694 a 2019/1451. Mewnosodwyd rheoliadau 32ZBA i 32ZBG gan O.S. 2019/1451. Mewnosodwyd rheoliad 93A gan O.S. 2013/3198 ac fe'i diwygiwyd wedi hynny gan O.S. 2018/312 ac O.S. 2019/1451. Mae diwygiadau eraill ond nid yw'r un ohonynt yn berthnasol i'r offeryn hwn.

paragraphs 252 and 256 of Schedule 19 to the Data Protection Act 2018 (c.12). Regulation 32ZB was inserted by S.I. 2013/3198 and subsequently amended by S.I. 2016/694 and 2019/1451. Regulations 32ZBA to 32ZBG were inserted by S.I. 2019/1451. Regulation 93A was inserted by S.I. 2013/3198 and was subsequently amended by S.I. 2018/312 and S.I. 2019/1451. There are other amendments but none is relevant to this instrument.

13. Yn rheoliad 32ZBB(1) (paru data'r canfasiaid blynyddol) hepgorer “of parliamentary electors in England or Wales, or a register of local government electors in England”.

14. Yn rheoliad 32ZBC(1)(a) (prosesu gwybodaeth mewn cysylltiad â pharu data'r canfasiaid blynyddol) hepgorer “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England”.

15. Yn rheoliad 32ZBD (canfasiaid blynyddol ar gyfer eiddo pan allai fod angen ychwanegu gwybodaeth at gofrestr etholiadol, neu ddileu gwybodaeth ohoni, a'r camau i'w cymryd pan na cheir ymateb)—

- (a) ym mharagraff 1 hepgorer “of parliamentary electors in England or Wales, or a register of local government electors in England,”;
- (b) ym mharagraff 4—
 - (i) ar ôl is-baragraff (b) mewnosoder—

“(ba) where the registration officer holds a telephone number for one or more persons aged 16 or over who are registered in the register of local government electors in Wales, at the address, and whom the registration officer believes are resident at that address, by means of a telephone call to each of those persons;”;
 - (ii) ar ddiwedd is-baragraff (c) hepgorer “or”;
 - (iii) ar ôl is-baragraff (c) mewnosoder—

“(ca) where the registration officer holds relevant contact details for one or more persons aged 16 or over who are registered in the register of local government electors in Wales, at the address, and whom the registration officer believes are resident at that address, by sending a communication by electronic means to each of those persons; or”;
- (c) ym mharagraff 9—
 - (i) yn is-baragraff (a)(i) hepgorer “in a register of parliamentary electors in England or Wales, or a register of local government electors in England,”;
 - (ii) ar ddiwedd is-baragraff (a)(ii) hepgorer “and”;
 - (iii) ar ôl is-baragraff (a)(iii) mewnosoder—

13. In regulation 32ZBB(1) (annual canvass data matching) omit “of parliamentary electors in England or Wales, or a register of local government electors in England”.

14. In regulation 32ZBC(1)(a) (processing of information in connection with annual canvass data matching) omit “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England”.

15. In regulation 32ZBD (annual canvass for properties where it may be necessary to make any addition to, or deletion from, an electoral register and steps to be taken where no response is received)—

- (a) in paragraph 1 omit “of parliamentary electors in England or Wales, or a register of local government electors in England,”;
- (b) in paragraph 4—
 - (i) after sub-paragraph (b) insert—

“(ba) where the registration officer holds a telephone number for one or more persons aged 16 or over who are registered in the register of local government electors in Wales, at the address, and whom the registration officer believes are resident at that address, by means of a telephone call to each of those persons;”;
 - (ii) at the end of sub-paragraph (c) omit “or”;
 - (iii) after sub-paragraph (c) insert—

“(ca) where the registration officer holds relevant contact details for one or more persons aged 16 or over who are registered in the register of local government electors in Wales, at the address, and whom the registration officer believes are resident at that address, by sending a communication by electronic means to each of those persons; or”;
- (c) in paragraph 9—
 - (i) in sub-paragraph (a)(i) omit “in a register of parliamentary electors in England or Wales, or a register of local government electors in England,”;
 - (ii) at the end of sub-paragraph (a)(ii) omit “and”;
 - (iii) after sub-paragraph (a)(iii) insert—

“(iv) the full name, date of birth and nationality of each person whose application to be registered at the address in a register of local government electors in Wales, under section 10ZC(1) or 10ZD(1) of the 1983 Act has been successfully determined, where the date on which the applicant’s name will be published in a notice of alteration under section 13A(2) of the 1983 Act is after the date on which the form will be sent, with the exception of persons registered as mentioned in section 9D(6) of the 1983 Act; and”;

(d) ar ôl paragraff 9 mewnosoder—

“9A In relation to a register of local government electors in Wales, the registration officer must not, under paragraph 9, print on the form the date of birth of any person aged under 16.”

16. Yn rheoliad 32ZBE (canfasiad blynyddol ar gyfer eiddo pan fo’r swyddog cofrestru’n fodlon nad oes angen dileu unrhyw wybodaeth o gofrestr o etholwyr a phan na fo ganddo reswm i gredu y bydd angen gwneud unrhyw ychwanegiadau i gofrestr o etholwyr)—

- (a) ym mharagraff 1(a) a (b) hepgorer “of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (b) ym mharagraff 2 hepgorer “of parliamentary electors in England or Wales, or a register of local government electors in England,”;
- (c) ym mharagraff 3, yn lle is-baragraff (b) rhodder—

“(b) where—

- (i) the registration officer holds relevant contact details for one or more persons aged 18 or over who are registered at the address in a register of parliamentary electors in England or Wales, or a register of local government electors in England; or
- (ii) the registration officer holds relevant contact details for one or more persons aged 16 or over who are registered at the address in a register of local government electors in Wales,

a communication by electronic means to each of those persons.”

“(iv) the full name, date of birth and nationality of each person whose application to be registered at the address in a register of local government electors in Wales, under section 10ZC(1) or 10ZD(1) of the 1983 Act has been successfully determined, where the date on which the applicant’s name will be published in a notice of alteration under section 13A(2) of the 1983 Act is after the date on which the form will be sent, with the exception of persons registered as mentioned in section 9D(6) of the 1983 Act; and”;

(d) after paragraph 9 insert—

“9A In relation to a register of local government electors in Wales, the registration officer must not, under paragraph 9, print on the form the date of birth of any person aged under 16.”

16. In regulation 32ZBE (annual canvass for properties where the registration officer is satisfied that it is not necessary to make any deletion from an electoral register and has no reason to believe that any additions to an electoral register may be required)—

- (a) in paragraph 1(a) and (b) omit “of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (b) in paragraph 2 omit “of parliamentary electors in England or Wales, or a register of local government electors in England,”;
- (c) in paragraph 3, for sub-paragraph (b) substitute—

“(b) where—

- (i) the registration officer holds relevant contact details for one or more persons aged 18 or over who are registered at the address in a register of parliamentary electors in England or Wales, or a register of local government electors in England; or
- (ii) the registration officer holds relevant contact details for one or more persons aged 16 or over who are registered at the address in a register of local government electors in Wales,

a communication by electronic means to each of those persons.”

(d) ym mharagraff (4), yn lle “(3)(b)” rhodder “(3)(b)(i)”;

(e) ar ôl paragraff 4 mewnosoder—

“(4A) Any communication sent under paragraph 3(b)(ii) must require the recipient to—

- (a) confirm to the registration officer whether the information it contains in respect of persons who are registered at the address in a register of local government electors in Wales, with the exception of persons falling within section 9D(6) of the 1983 Act, is complete and accurate;
- (b) provide to the registration officer, except where it is already included in the communication, the full name and nationality of each person aged 14 or over who is residing at the address and who is eligible to be registered in a register of local government electors in Wales, including an indication as to whether any of those persons is aged 76 or over; and
- (c) provide to the registration officer the date of birth of each person aged 14 or 15 who is residing at the address and who is eligible to be registered in a register of local government electors in Wales.”

(f) ym mharagraff (5)(b), yn lle “(3)(b)” rhodder “(3)(b)(i)”;

(g) ar ôl paragraff 5 mewnosoder—

“(5A) In circumstances where a registration officer for a register of local government electors in Wales—

- (a) does not hold relevant contact details for one or more persons aged 16 or over who are registered at the address; or
- (b) has sent a communication by electronic means under paragraph (3)(b)(ii) to one or more persons in respect of the address and has not, within a reasonable time of sending the communication, received the required information from at least one person in respect of the address,

the registration officer must send a canvass communication A to the address.”

(d) in paragraph 4, for “(3)(b)” substitute “(3)(b)(i)”;

(e) after paragraph 4 insert—

“(4A) Any communication sent under paragraph 3(b)(ii) must require the recipient to—

- (a) confirm to the registration officer whether the information it contains in respect of persons who are registered at the address in a register of local government electors in Wales, with the exception of persons falling within section 9D(6) of the 1983 Act, is complete and accurate;
- (b) provide to the registration officer, except where it is already included in the communication, the full name and nationality of each person aged 14 or over who is residing at the address and who is eligible to be registered in a register of local government electors in Wales, including an indication as to whether any of those persons is aged 76 or over; and
- (c) provide to the registration officer the date of birth of each person aged 14 or 15 who is residing at the address and who is eligible to be registered in a register of local government electors in Wales.”

(f) in paragraph 5(b) for “(3)(b)” substitute “(3)(b)(i)”;

(g) after paragraph 5 insert—

“(5A) In circumstances where a registration officer for a register of local government electors in Wales—

- (a) does not hold relevant contact details for one or more persons aged 16 or over who are registered at the address; or
- (b) has sent a communication by electronic means under paragraph (3)(b)(ii) to one or more persons in respect of the address and has not, within a reasonable time of sending the communication, received the required information from at least one person in respect of the address,

the registration officer must send a canvass communication A to the address.”

- (h) ym mharagraff 6—
 - (i) yn is-baragraff (a)(i) hepgorer “in a register of parliamentary electors in England or Wales, or a register of local government electors in England,”;
 - (ii) yn is-baragraff (a)(ii) hepgorer “in a register of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (i) ym mharagraff 7—
 - (i) yn is-baragraff (a) hepgorer “of parliamentary electors in England or Wales, or a register of local government electors in England”;
 - (ii) yn is-baragraff (b) hepgorer “in a register of parliamentary electors in England or Wales, or a register of local government electors in England”.

17. Yn rheoliad 32ZBF (y canfasiad blynyddol mewn cysylltiad â mathau penodol o eiddo)—

- (a) ym mharagraff 4—
 - (i) hepgorer “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England”;
 - (ii) ar ôl “paragraph 5” mewnosoder “or (5A)”;
- (b) ar ôl paragraff (5) mewnosoder—

“(5A) The registration officer for a register of local government electors in Wales must attempt to make contact with the responsible person and must request the following information in respect of each person aged 14 or over who is residing at that property and is eligible to be registered in a register of local government electors in Wales—

 - (a) full name;
 - (b) date of birth;
 - (c) nationality;
 - (d) an indication as to whether that person is aged 76 or over.”
- (c) ym mharagraffau 6, 7 ac 8, ar ôl “paragraph (5)” mewnosoder “or (5A)”.

18. Yn rheoliad 32ZBG (gofynion y Comisiwn Etholiadol)—

- (a) ym mharagraff 4(a), (b) a (d)(ii) hepgorer “in a register of parliamentary electors in England or Wales, or a register of local government electors in England,”;
- (b) ar ôl paragraff 4(d)(ii) mewnosoder—

- (h) in paragraph 6—
 - (i) in sub-paragraph (a)(i) omit “in a register of parliamentary electors in England or Wales, or a register of local government electors in England,”;
 - (ii) in sub-paragraph (a)(ii) omit “in a register of parliamentary electors in England or Wales, or a register of local government electors in England”;
- (i) in paragraph 7—
 - (i) in sub-paragraph (a) omit “of parliamentary electors in England or Wales, or a register of local government electors in England”;
 - (ii) in sub-paragraph (b) omit “in a register of parliamentary electors in England or Wales, or a register of local government electors in England”.

17. In regulation 32ZBF (annual canvass in respect of particular types of property)—

- (a) in paragraph 4—
 - (i) omit “in respect of a register of parliamentary electors in England or Wales, or a register of local government electors in England”;
 - (ii) after “paragraph 5” insert “or (5A)”;
- (b) after paragraph (5) insert—

“(5A) The registration officer for a register of local government electors in Wales must attempt to make contact with the responsible person and must request the following information in respect of each person aged 14 or over who is residing at that property and is eligible to be registered in a register of local government electors in Wales—

 - (a) full name;
 - (b) date of birth;
 - (c) nationality;
 - (d) an indication as to whether that person is aged 76 or over.”
- (c) in paragraphs 6, 7 and 8 after “paragraph (5)” insert “or (5A)”.

18. In regulation 32ZBG (Electoral Commission requirements)—

- (a) in paragraph 4(a), (b) and (d)(ii) omit “in a register of parliamentary electors in England or Wales, or a register of local government electors in England,”;
- (b) after paragraph 4(d)(ii) insert—

“(iii) to provide the registration officer with the full name, date of birth and nationality of each person aged 14 or 15 who is eligible to be registered in a register of local government electors in Wales, and is residing at the address to which the communication relates, where that information is not included in the communication;”;

- (c) ym mharagraff 5(a), (b) a (d) hepgorer “in a register of parliamentary electors in England or Wales, or a register of local government electors in England;”;
- (d) ym mharagraff 5(e), ar y diwedd hepgorer “.” a mewnosoder “;”;
- (e) ar ôl paragraff 5(e) mewnosoder—

“(f) require the recipient to provide the full name, date of birth and nationality of each person aged 14 or 15 who is eligible to be registered in a register of local government electors in Wales, and is residing at the address to which the form is given.”.

19. Yn rheoliad 93(A) (hysbysu swyddog cofrestru am newid i ddewisiadau ynghylch y gofrestr wedi ei golygu), hepgorer paragraff (3).

Diwygiad i Reoliadau Cynrychiolaeth y Bobl (Canfasiad Blynyddol) (Diwygio) 2019

20. Mae Rheoliadau Cynrychiolaeth y Bobl (Canfasiad Blynyddol) (Diwygio) 2019(1) wedi eu diwygio yn unol â rheoliad 21.

21. Yn rheoliad 20(1) (cadarnhau paru data), ar ôl “a register of local government electors in England” mewnosoder “or Wales”.

“(iii) to provide the registration officer with the full name, date of birth and nationality of each person aged 14 or 15 who is eligible to be registered in a register of local government electors in Wales, and is residing at the address to which the communication relates, where that information is not included in the communication;”;

- (c) in paragraph 5(a), (b) and (d) omit “in a register of parliamentary electors in England or Wales, or a register of local government electors in England;”;
- (d) in paragraph 5(e), at the end omit “.” and insert “;”;
- (e) after paragraph 5(e) insert—

“(f) require the recipient to provide the full name, date of birth and nationality of each person aged 14 or 15 who is eligible to be registered in a register of local government electors in Wales, and is residing at the address to which the form is given.”.

19. In regulation 93(A) (notifying registration officer of change to edited register preference), omit paragraph (3).

Amendment to the Representation of the People (Annual Canvass) (Amendment) Regulations 2019

20. The Representation of the People (Annual Canvass) (Amendment) Regulations 2019(1) are amended in accordance with regulation 21.

21. In regulation 20(1) (data matching confirmation), after “a register of local government electors in England” insert “or Wales”.

Hannah Blythyn

Y Dirprwy Weinidog Tai a Llywodraeth Leol,
un o Weinidogion Cymru
Am 7:40 p.m ar 21 Ionawr 2020

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Deputy Minister for Housing and Local Government,
one of the Welsh Ministers
At 7:40 p.m. on 21 January 2020

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