OFFERYNNAU STATUDOL CYMRU

WELSH STATUTORY INSTRUMENTS

2022 Rhif 657 (Cy. 147)

IECHYD Y CYHOEDD, CYMRU

Rheoliadau Diogelu Iechyd (Hysbysu) (Cymru) (Diwygio) 2022

NODYN ESBONIADOL

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

Mae'r Rheoliadau hyn yn diwygio Rheoliadau Diogelu Iechyd (Hysbysu) (Cymru) 2010 ("Rheoliadau 2010") sy'n gosod rhwymedigaethau ar wahanol bersonau at ddiben atal mynychder neu ledaeniad haint neu halogiad, diogelu rhagddo, ei reoli neu ddarparu ymateb iechyd y cyhoedd iddo.

Mae rheoliad 2(2) yn mewnosod "Brech y mwncïod" yn Atodlen 1 i Reoliadau 2010 at ddibenion ychwanegu hwn at y rhestr o "Clefydau a Syndromau" y mae dyletswydd ar ymarferwyr meddygol i hysbysu awdurdod lleol perthnasol amdanynt os credir bod clefyd neu syndrom o'r fath ar glaf y maent yn ei wasanaethu. Mae'r ddyletswydd hon yn estyn i hysbysu ynghylch amheuaeth o glefyd, haint neu halogiad mewn corff marw.

Mae rheoliad 2(3) yn mewnosod "Firws brech y mwncïod" yn Atodlen 2 i Reoliadau 2010 at ddibenion ychwanegu hwn at y rhestr o "Cyfryngau Achosol" y mae dyletswydd ar weithredwyr labordai diagnostig i hysbysu awdurdod lleol perthnasol amdanynt os ydynt yn darganfod cyfrwng, neu dystiolaeth o gyfrwng o'r fath, mewn sampl ddynol.

Ni chynhaliwyd asesiad effaith rheoleiddiol mewn perthynas â'r Rheoliadau hyn oherwydd bod angen eu rhoi yn eu lle ar frys i ymateb i'r achosion presennol o frech y mwncïod yn y DU.

2022 No. 657 (W. 147)

PUBLIC HEALTH, WALES

The Health Protection (Notification) (Wales) (Amendment) Regulations 2022

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Health Protection (Notification) (Wales) Regulations 2010 ("the 2010 Regulations") which place obligations on various persons for the purpose of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection or contamination.

Regulation 2(2) inserts "Monkeypox" into Schedule 1 to the 2010 Regulations for the purposes of adding this to the list of "Diseases and Syndromes" for which there is a duty upon medical practitioners to notify a relevant local authority if a patient they are attending is believed to have such a disease or syndrome. This extends to the notification of suspected disease, infection or contamination in a dead body.

Regulation 2(3) inserts "Monkeypox virus" into Schedule 2 to the 2010 Regulations for the purposes of adding this to the list of "Causative agents" for which there is a duty upon operators of diagnostic laboratories to notify a relevant local authority if they identify an agent, or evidence of such an agent, in a human sample.

There has been no regulatory impact assessment in relation to these Regulations due to the need to put them in place urgently to respond to the current outbreak of monkeypox in the UK.

OFFERYNNAU STATUDOL CYMRU

2022 Rhif 657 (Cy. 147)

IECHYD Y CYHOEDD, CYMRU

Rheoliadau Diogelu Iechyd (Hysbysu) (Cymru) (Diwygio) 2022

Gwnaed *am 11.55 a.m. ar 14 Mehefin 2022*

Gosodwyd gerbron Senedd Cymru *am 5.00 p.m. ar 14 Mehefin 2022*

Yn dod i rym *15 Mehefin 2022*

Mae Gweinidogion Cymru yn gwneud y Rheoliadau a ganlyn drwy arfer y pwerau a roddir gan adrannau 13, 45C(1), (2), (3)(a) a (b), 45F(2)(a) a (b), 45P(2) a 60A o Ddeddf Iechyd y Cyhoedd (Rheoli Clefydau) 1984(**1**).

Yn unol ag adran 45Q(3) o Ddeddf Iechyd y Cyhoedd (Rheoli Clefydau) 1984, mae Gweinidogion Cymru yn datgan eu bod o'r farn nad yw'r Rheoliadau hyn yn cynnwys darpariaeth a wneir yn rhinwedd adran 45C(3)(c) o'r Ddeddf honno sy'n gosod neu'n galluogi gosod cyfyngiad neu ofyniad arbennig(**2**) neu unrhyw gyfyngiad neu ofyniad arall sy'n cael neu a fyddai'n cael effaith sylweddol ar hawliau person.

(**1**) 1984 p. 22. Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol o dan adran 13, i'r graddau y maent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru gan O.S. 1999/672 ac fe'u trosglwyddwyd wedi hynny i Weinidogion Cymru gan baragraff 30 o Atodlen 11 i Ddeddf Llywodraeth Cymru 2006 (p. 32). Mae swyddogaethau a arferir o dan adrannau 45C(1), (2), (3)(a) a (b), 45F(2)(a) a (b), 45P(2) a 60A o Ddeddf Iechyd y Cyhoedd (Rheoli Clefydau) 1984 ("Deddf 1984") yn arferadwy o ran Cymru gan Weinidogion Cymru yn rhinwedd adran 45T(6) o'r Ddeddf honno sy'n diffinio "the appropriate Minister" fel Gweinidogion Cymru o ran Cymru at ddibenion Rhan 2A o'r Ddeddf honno, ac adran 60A(6) o'r Ddeddf honno sy'n diffinio "the appropriate Minister" fel Gweinidogion Cymru o ran Cymru at ddibenion adran 60A o'r Ddeddf honno. Mewnosodwyd adrannau 45C, 45F, 45P a 45T yn Neddf 1984 gan adran 129 o Ddeddf Iechyd a Gofal Cymdeithasol 2008 (p. 14) ("Deddf 2008"), a mewnosodwyd adran 60A yn Neddf 1984 gan adran 130 o Ddeddf 2008 a pharagraff 16 o Atodlen 11 iddi.

(**2**) Gweler adran 45C(6) o Ddeddf 1984 am ystyr "special restriction or requirement".

WELSH STATUTORY INSTRUMENTS

2022 No. 657 (W. 147)

PUBLIC HEALTH, WALES

The Health Protection (Notification) (Wales) (Amendment) Regulations 2022

Made *at 11.55 a.m. on 14 June 2022*

Laid before Senedd Cymru *at 5.00 p.m. on 14 June 2022*

Coming into force *15 June 2022*

The Welsh Ministers make the following Regulations in exercise of the powers conferred by sections 13, 45C(1), (2), (3)(a) and (b), 45F(2)(a) and (b), 45P(2) and 60A of the Public Health (Control of Disease) Act 1984(**1**).

In accordance with section 45Q(3) of the Public Health (Control of Disease) Act 1984, the Welsh Ministers declare that they are of the opinion that these Regulations do not contain provision made by virtue of section 45C(3)(c) of that Act which imposes or enables the imposition of a special restriction or requirement(**2**) or any other restriction or requirement which has or would have a significant effect on a person's rights.

(**1**) 1984 c. 22. Functions of the Secretary of State under section 13, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales by S.I. 1999/672 and thereafter transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32). Functions exercised under sections 45C(1), (2), (3)(a) and (b), 45F(2)(a) and (b), 45P(2) and 60A of the Public Health (Control of Disease) Act 1984 ("the 1984 Act") are exercisable in relation to Wales by the Welsh Ministers by virtue of section 45T(6) of that Act which defines "the appropriate Minister" as being the Welsh Ministers as respects Wales for the purposes of Part 2A of that Act, and section 60A(6) of that Act which defines "the appropriate Minister" as being the Welsh Ministers in relation to Wales for the purposes of section 60A of that Act. Sections 45C, 45F, 45P and 45T were inserted into the 1984 Act by section 129 of the Health and Social Care Act 2008 (c. 14) ("the 2008 Act"), and section 60A was inserted into the 1984 Act by section 130 of, and paragraph 16 of Schedule 11 to, the 2008 Act.

(**2**) See section 45C(6) of the 1984 Act for the meaning of "special restriction or requirement".

Enwi a chychwyn

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Diogelu Iechyd (Hysbysu) (Cymru) (Diwygio) 2022.

(2) Daw'r Rheoliadau hyn i rym ar 15 Mehefin 2022.

Diwygiadau i Reoliadau Diogelu Iechyd (Hysbysu) (Cymru) 2010

2.—(1) Mae Rheoliadau Diogelu Iechyd (Hysbysu) (Cymru) 2010(**1**) wedi eu diwygio fel a ganlyn.

(2) Yn Atodlen 1 (clefydau a syndromau hysbysadwy), ar ôl "Botwliaeth" mewnosoder "Brech y mwncïod".

(3) Yn Atodlen 2 (cyfryngau achosol), ar ôl "*Escherichia coli* vero-cytotocsigenig (gan gynnwys *E.coli* O157)" mewnosoder "Firws brech y mwncïod".

Title and commencement

1.—(1) The title of these Regulations is the Health Protection (Notification) (Wales) (Amendment) Regulations 2022.

(2) These Regulations come into force on 15 June 2022.

Amendments to the Health Protection (Notification) (Wales) Regulations 2010

2.—(1) The Health Protection (Notification) (Wales) Regulations 2010(**1**) are amended as follows.

(2) In Schedule 1 (notifiable diseases and syndromes), after "Meningococcal septicaemia" insert "Monkeypox".

(3) In Schedule 2 (causative agents), after "Measles virus" insert "Monkeypox virus".

Eluned Morgan

Y Gweinidog Iechyd a Gwasanaethau Cymdeithasol, un o Weinidogion Cymru
Am 11.55 a.m. ar 14 Mehefin 2022

Minister for Health and Social Services, one of the Welsh Ministers
At 11.55 a.m. on 14 June 2022

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(**1**) O.S. 2010/1546 (Cy. 144), y mae diwygiadau iddo nad ydynt yn berthnasol i'r Rheoliadau hyn.

(**1**) S.I. 2010/1546 (W. 144), to which there are amendments not relevant to these Regulations.

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