OFFERYNNAU STATUDOL CYMRU

2006 Rhif 2831 (Cy.252)

AMAETHYDDIAETH, CYMRU

Rheoliadau Cynllun Taliad Sengl a Chynlluniau Cymorth y Polisi Amaethyddol Cyffredin (Trawsgydymffurfio) (Cymru) (Diwygio) 2006

Wedi'u gwneud - -	*24 Hydref 2006*
Yn dod i rym - -	*1 Tachwedd 2006*

Mae Cynulliad Cenedlaethol Cymru, ac yntau wedi'i ddynodi(**1**) at ddibenion adran 2(2) o Ddeddf Cymunedau Ewrop 1972(**2**) o ran polisi amaethyddol cyffredin y Gymuned Ewropeaidd, drwy arfer y pwerau a roddwyd iddo gan yr adran honno yn gwneud y Rheoliadau a ganlyn:

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Cynllun Taliad Sengl a Chynlluniau Cymorth y Polisi Amaethyddol Cyffredin (Trawsgydymffurfio) (Cymru) (Diwygio) 2006.

(2) Daw'r Rheoliadau hyn i rym ar 1 Tachwedd 2006.

(3) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

Diwygio Rheoliadau Cynllun Taliad Sengl a Chynlluniau Cymorth y Polisi Amaethyddol Cyffredin (Trawsgydymffurfio) (Cymru) 2004

2. Mae Rheoliadau Cynllun Taliad Sengl a Chynlluniau Cymorth y Polisi Amaethyddol Cyffredin (Trawsgydymffurfio) (Cymru) 2004(**3**) yn cael eu diwygio fel a ganlyn—

(1) Yn rheoliad 2(1) (Dehongli)—

(a) yn lle'r diffiniad o "agri-environment commitment" rhodder—

> ""agri-environment commitment" means a commitment entered into before 1 January 2007 under Council Regulation 2078/92 (now repealed) or Articles 22, 23, 24 and 31 of Council Regulation 1257/1999 as last amended by Council Regulation (EC) No. 583/2004;

(**1**) O.S. 2005/2766.
(**2**) 1972 p.68.
(**3**) O.S. 2004/3280 (Cy.284).

(b) ar ddiwedd y diffiniad o "Commission Regulation" ychwaneger y geiriau ", as last amended by Commission Regulation (EC) No. 1187/2006(**4**)";

(c) ar ddiwedd y diffiniad o "the Council Regulation" ychwaneger y geiriau, ",as last amended by Commission Regulation (EC) No. 1156/2006(**5**)

(2) Hepgorer rheoliad 2(2).

(3) Yn rheoliad 4 (Safonau cyflwr amaethyddol ac amgylcheddol da), ar ôl 4(2) mewnosoder—

"(3) Except in relation to any land set aside pursuant to Article 54 or 55(b) of the Council Regulation, a farmer is exempt from a standard in the Schedule if the farmer satisfies the National Assembly that the farmer should be exempted from it—

(a) because, by virtue of any power or authorisation conferred by or under any enactment, a pipeline, cable or pylon is being or will be laid through, or constructed on or across, the land, he or she is unable to ensure the standard is met;

(b) because, as a result of maintenance of a pipeline, cable or pylon being carried out or to be carried out under statutory authority on the land, he or she is unable to ensure that the standard is met;

(c) in the interest of human or animal health or safety; or

(d) because such an exemption is necessary, either to enable a serious cause of harm to plant health or serious infestation of any pest or specified weed to be treated, or to permit measures to be taken to prevent the development of any such cause of harm or infestation.

(4) In relation to land set aside pursuant to Article 54 or 55(b) of the Council Regulation, a farmer is exempt from a standard in the Schedule if the farmer satisfies the National Assembly that the farmer should be exempt from it on any of the grounds specified in sub-paragraph (a) to (g) of regulation 4(5) of the Common Agricultural Policy Single Payment Scheme (Set-aside) (Wales) Regulations 2005(**6**)

(4) Yn rheoliad 5 (Tir Pori Parhaol), ar ôl 5(2) mewnosoder—

"(3) But the National Assembly must not—

(a) prohibit a farmer from converting land under permanent pasture in the circumstance mentioned in Article 4(3) of the Commission Regulation, or

(b) require a farmer to reconvert land where the farmer turned that land into permanent pasture in the circumstances mentioned in Article 4(3) of the Commission Regulation and later converted it out of permanent pasture.".

(5) Yn lle rheoliad 6 (Awdurdod Rheolaethu Cymwys ac Awdurdodau Perthnasol) rhodder—

"**Competent Control Authorities**

6.—(1) Subject to paragraph (2), for the purposes of the designation in Article 42(2) of the Commission Regulation, the National Assembly is responsible for carrying out the controls in relation to cross-compliance requirements and standards.

(2) For the purposes of Article 42(1) of the Commission Regulation, the Secretary of State is the specialised control body who bears the responsibility of carrying out the controls in respect of statutory management requirements under numbers 10, 13 ,14 and 15 of Annex III to the Council Regulation.

(**4**) OJ L 214, 4.8.2006
(**5**) OJ L 208, 29.7.2006, t. 3—14
(**6**) O.S. 2005/45 (Cy. 4).