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WELSH STATUTORY
INSTRUMENTS

2021 Rhif 340 (Cy. 94)

2021 No. 340 (W. 94)

TAI, CYMRU

HOUSING, WALES

Gorchymyn yr Asesiad o
Anghenion Llety Sipsiwn a
Theithwyr (Estyn y Cyfnod
Adolygu) (Cymru) (Coronafeirws)
2021

The Assessment of Accommodation
Needs of Gypsies and Travellers
(Extension of Review Period)
(Wales) (Coronavirus) Order 2021

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn yn diwygio adran 101(3)(b) o Ddeddf Tai (Cymru) 2014 ("y Ddeddf").

Mae adran 101 o'r Ddeddf yn gwneud darpariaeth ar gyfer cynnal asesiad gan awdurdod tai lleol o anghenion llety Sipsiwn a Theithwyr sy'n preswyllo yn ei ardal neu sy'n cyrchu yno. Mae adran 101(3) o'r Ddeddf yn nodi ystyr y "cyfnod adolygu", sef y cyfnod y mae rhaid i'r asesiad hwn gael ei gynnal ynddo.

Y cyfnod adolygu cyntaf o dan adran 101(3)(a) oedd y cyfnod o 25 Chwefror 2015 i 24 Chwefror 2016. O dan adran 101(3)(b) roedd pob asesiad dilynol i'w gynnal yn ystod pob cyfnod dilynol o 5 mlynedd. Oherwydd effeithiau'r coronafeirws ar gymunedau yng Nghymru a'i effaith ar weinyddu mewn awdurdodau tai lleol mae'r cyfnod adolygu, a fyddai fel arall wedi dod i ben ar 24 Chwefror 2021, wedi ei estyn gan un flwyddyn.

Mae'r Gorchymyn hwn yn diwygio ystyr "cyfnod adolygu" yn adran 101(3) o'r Ddeddf fel bod y cyfnod adolygu sy'n dilyn y cyfnod adolygu o dan baragraff (a) wedi ei gynyddu o 5 i 6 mlynedd. Ar ôl hynny, y cyfnod adolygu yw 5 mlynedd.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends section 101(3)(b) of the Housing (Wales) Act 2014 ("the Act").

Section 101 of the Act makes provision for the assessment of accommodation needs by a local housing authority of Gypsies and Travellers residing in or resorting to its area. Section 101(3) of the Act sets out the meaning of the "review period", which is the period during which this assessment must be carried out.

The first review period under section 101(3)(a) was the period from 25 February 2015 to 24 February 2016. Under section 101(3)(b) all subsequent assessments were to take place during each subsequent period of 5 years. Due to the impacts of coronavirus on communities in Wales and the effect that it has had on administration within local housing authorities the review period, which otherwise would have come to an end on 24 February 2021, is extended by one year.

This Order amends the meaning of "review period" in section 101(3) of the Act so that the review period following the review period under paragraph (a) is increased from 5 to 6 years. Thereafter, the review period is 5 years.

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn. Gellir cael copi oddi wrth yr Is-adran Cyllid Strategol Llywodraeth Leol, Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ.

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

2021 Rhif 340 (Cy. 94)

TAI, CYMRU

**Gorchymyn yr Asesiad o
Anghenion Llety Sipsiwn a
Theithwyr (Estyn y Cyfnod
Adolygu) (Cymru) (Coronafeirws)
2021**

Gwnaed 17 Mawrth 2021

Yn dod i rym 18 Mawrth 2021

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pŵer a roddir iddynt gan adran 101(4) o Ddeddf Tai (Cymru) 2014(1).

Yn unol ag adran 142(3)(c) o'r Ddeddf honno, gosodwyd drafft o'r Gorchymyn hwn gerbron Senedd Cymru ac fe'i cymeradwywyd ganddi drwy benderfyniad(2).

Enwi a chychwyn

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn yr Asesiad o Anghenion Llety Sipsiwn a Theithwyr (Estyn y Cyfnod Adolygu) (Cymru) (Coronafeirws) 2021.

(2) Daw'r Gorchymyn hwn i rym ar 18 Mawrth 2021.

Diwygio adran 101(3) o Ddeddf Tai (Cymru) 2014

2.—(1) Mae adran 101(3) o Ddeddf Tai (Cymru) 2014 wedi ei diwygio fel a ganlyn.

2021 No. 340 (W. 94)

HOUSING, WALES

**The Assessment of Accommodation
Needs of Gypsies and Travellers
(Extension of Review Period)
(Wales) (Coronavirus) Order 2021**

Made 17 March 2021

Coming into force 18 March 2021

The Welsh Ministers make the following Order in exercise of the power conferred on them by section 101(4) of the Housing (Wales) Act 2014(1).

In accordance with section 142(3)(c) of that Act, a draft of this Order has been laid before, and approved by a resolution of, Senedd Cymru(2).

Title and commencement

1.—(1) The title of this Order is the Assessment of Accommodation Needs of Gypsies and Travellers (Extension of Review Period) (Wales) (Coronavirus) Order 2021.

(2) This Order comes into force on 18 March 2021.

**Amendment to section 101(3) of the Housing
(Wales) Act 2014**

2.—(1) Section 101(3) of the Housing (Wales) Act 2014 is amended as follows.

(1) 2014 decc 7.

(2) Mae'r cyfeiriad yn adran 142(3) at Gynulliad Cenedlaethol Cymru bellach yn cael effaith fel cyfeiriad at Senedd Cymru, yn rhinwedd adran 150A(2) o Ddeddf Llywodraeth Cymru 2006 (p. 32).

(1) 2014 anaw 7.

(2) The reference in section 142(3) to the National Assembly for Wales now has effect as a reference to Senedd Cymru, by virtue of section 150A(2) of the Government of Wales Act 2006 (c. 32).

(2) Yn lle paragraff (b) rhodder—

“(b) y cyfnod o 6 mlynedd sy’n dechrau â thrannoeth y diwrnod y daeth y cyfnod ym mharagraff (a) i ben, a phob cyfnod dilynol o 5 mlynedd sy’n dechrau â thrannoeth y diwrnod y daeth y cyfnod adolygu blaenorol i ben.”

(2) For paragraph (b) substitute—

“(b) the period of 6 years beginning with the day after the period in paragraph (a) ended, and each subsequent period of 5 years beginning with the day after the previous review period ended.”

Jane Hutt

Y Dirprwy Weinidog a’r Prif Chwip
o dan awdurdod Gweinidogion Cymru
17 Mawrth 2021

Deputy Minister and Chief Whip
under the authority of the Welsh Ministers
17 March 2021

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