



CYNULLIAD CENEDLAETHOL CYMRU

NATIONAL ASSEMBLY FOR WALES

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

2005 Rhif 1225 (Cy.83) (C.55)

2005 No. 1225 (W.83) (C.55)

TAI, CYMRU

HOUSING, WALES

**YMDDYGIAD
GWRTHGYMDEITHASOL,
CYMRU**

**ANTI-SOCIAL
BEHAVIOUR,
WALES**

**LLYWODRAETH LEOL,
CYMRU**

**LOCAL GOVERNMENT,
WALES**

**Gorchymyn Deddf Ymddygiad
Gwrthgymdeithasol 2003
(Cychwyn Rhif 4) (Cymru) 2005**

**The Anti-social Behaviour Act
2003 (Commencement No.4)
(Wales) Order 2005**

NODYN ESBONIADOL

EXPLANATORY NOTE

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

(This note is not part of the Order)

Mae'r Gorchymyn hwn yn dwyn i rym ar 30 Ebrill 2005, o ran Cymru, weddill darpariaethau Rhan 2 (Tai) o Ddeddf Ymddygiad Gwrthgymdeithasol 2003.

This Order brings into force on 30 April 2005, in relation to Wales, the remainder of the provisions of Part 2 (Housing) of the Anti-social Behaviour Act 2003.

Mae adran 12 yn cyflwyno dyletswydd newydd ar landlordiaid cymdeithasol i baratoi a chyhoeddi polisïau a gweithdrefnau ynglyn ag ymddygiad gwrthgymdeithasol, ac i drefnu iddynt fod ar gael i'r cyhoedd. Wrth baratoi ac adolygu'r polisïau a'r gweithdrefnau, rhaid i'r landlord roi sylw i ganllawiau a ddyroddwyd gan Gynulliad Cenedlaethol Cymru.

Section 12 introduces a new duty on social landlords to prepare and publish policies and procedures on anti-social behaviour, and to make them available to the public. In preparing and reviewing the policies and procedures, the landlord must have regard to guidance issued by the National Assembly for Wales.

Mae adrannau 14 a 15, ac Atodlen 1, yn caniatáu i landlordiaid cymdeithasol wneud cais am orchmynion israddio pan fydd ymddygiad gwrthgymdeithasol. Mae'r gorchymyn israddio yn dod â thenantiaeth ddiogel bresennol neu denantiaeth sicr bresennol tenant i ben ac yn rhoi yn ei lle ffurf newydd ar denantiaeth isradd ac iddi lai o ddiogelwch deiliadaeth. Ar 30 Medi 2004 cychwynwyd adran 14 ac Atodlen 1 i'r graddau yr oeddent yn rhoi pŵer i wneud rheoliadau.

Sections 14 and 15, and Schedule 1 allow social landlords to apply for demotion orders in cases of anti-social behaviour. The demotion order ends the tenant's existing secure or assured tenancy and replaces it with a new form of demoted tenancy with less security of tenure. Section 14 and Schedule 1 were commenced in so far they gave the power to make regulations on 30 September 2004.

**NODYN AM Y GORCHMYNION
CYCHWYN BLAENOROL**

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

Mae darpariaethau'r Ddeddf y cyfeirir atynt yn y tabl isod wedi'u dwyn i rym o ran Cymru a Lloegr gan Orchymyn Cychwyn a wnaed cyn dyddiad y Gorchymyn hwn.

**NOTE AS TO EARLIER
COMMENCEMENT ORDERS**

(This note is not part of the Order)

The provisions of the Act which are referred to in the table below have been brought into force in relation to both Wales and England by a Commencement Order made before the date of this Order.

<i>Yr adran neu'r Atodlen</i>	<i>Y dyddiad cychwyn</i>	<i>Rhif O.S.</i>
1 i 11	20 Ionawr 2004	2003/3300
18	27 Chwefror 2004	2003/3300
23	27 Chwefror 2004	2003/3300
25 i 29	27 Chwefror 2004	2003/3300
30 i 38	20 Ionawr 2004	2003/3300
39(1) a (2)	20 Ionawr 2004	2003/3300
39(3) (yn rhannol)	20 Ionawr 2004	2003/3300
39(3) (y gweddill)	30 Ebrill 2004	2003/3300
39(4), (5) a (6)	20 Ionawr 2004	2003/3300
46	31 Mawrth 2004	2004/690
53	20 Ionawr 2004	2003/3300
54	31 Mawrth 2004	2004/690
57 i 59	20 Ionawr 2004	2003/3300
60 i 64	27 Chwefror 2004	2003/3300
85(1), (2) a (3)	20 Ionawr 2004	2003/3300
85 (4) (yn rhannol)	20 Ionawr 2004	2003/3300
85(4) (y gweddill)	31 Mawrth 2004	2004/690
85(5) (yn rhannol)	31 Mawrth 2004	2004/690
85(5) (y gweddill)(yn gyfyng ei gymhwysiad)	1 Hydref 2004 am gyfnod o 18 mis	2004/2168
85(6) (yn rhannol)	31 Mawrth 2004	2004/690

<i>Section or Schedule</i>	<i>Date of commencement</i>	<i>S.I. Number</i>
1 to 11	20 January 2004	2003/3300
18	27 February 2004	2003/3300
23	27 February 2004	2003/3300
25 to 29	27 February 2004	2003/3300
30 to 38	20 January 2004	2003/3300
39(1) and (2)	20 January 2004	2003/3300
39(3) (in part)	20 January 2004	2003/3300
39(3) (remainder)	30 April 2004	2003/3300
39(4), (5) and (6)	20 January 2004	2003/3300
46	31 March 2004	2004/690
53	20 January 2004	2003/3300
54	31 March 2004	2004/690
57 to 59	20 January 2004	2003/3300
60 to 64	27 February 2004	2003/3300
85(1), (2) and (3)	20 January 2004	2003/3300
85 (4) (in part)	20 January 2004	2003/3300
85(4) (remainder)	31 March 2004	2004/690
85(5) (in part)	31 March 2004	2004/690
85(5) (remainder) (limited application)	1 October 2004 for a period of 18 months	2004/2168
85(6) (in part)	31 March 2004	2004/690

85(6) (y gweddill)	30 Medi 2004	2004/2168
85(7)	20 Ionawr 2004	2003/3300
85(8)	27 Chwefror 2004	2003/3300
85(9), (10) ac (11)	31 Mawrth 2004	2004/690
86(1) a (2)	31 Mawrth 2004	2004/690
86(3) (yn rhannol)	20 Ionawr 2004	2003/3300
86(3) (y gweddill)	31 Mawrth 2004	2004/690
86(4), (5) a (6)	20 Ionawr 2004	2003/3300
87	20 Ionawr 2004	2003/3300
88 (yn rhannol)	30 Medi 2004	2004/2168
89(1), (2), (3) a (4)	20 Ionawr 2004	2003/3300
89(5)	31 Mawrth 2004	2004/690
89(6) a (7)	20 Ionawr 2004	2003/3300
90	31 Gorffennaf 2004	2004/1502
92 (yn rhannol)	20 Ionawr 2004	2003/3300
92 (yn rhannol)	31 Mawrth 2004	2004/690
92 (yn rhannol)	30 Medi 2004	2004/2168
Atodlen 2 (yn rhannol)	30 Medi 2004	2004/2168
Atodlen 3 (yn rhannol)	20 Ionawr 2004	2003/3300
Atodlen 3 (yn rhannol)	31 Mawrth 2004	2004/690
Atodlen 3 (yn rhannol)	30 Medi 2004	2004/2168

85(6) (remainder)	30 September 2004	2004/2168
85(7)	20 January 2004	2003/3300
85(8)	27 February 2004	2003/3300
85(9), (10) and (11)	31 March 2004	2004/690
86(1) and (2)	31 March 2004	2004/690
86(3) (in part)	20 January 2004	2003/3300
86(3) (remainder)	31 March 2004	2004/690
86(4), (5) and (6)	20 January 2004	2003/3300
87	20 January 2004	2003/3300
88 (in part)	30 September 2004	2004/2168
89(1), (2), (3) and (4)	20 January 2004	2003/3300
89(5)	31 March 2004	2004/690
89(6) and (7)	20 January 2004	2003/3300
90	31 July 2004	2004/1502
92 (in part)	20 January 2004	2003/3300
92 (in part)	31 March 2004	2004/690
92 (in part)	30 September 2004	2004/2168
Schedule 2 (in part)	30 September 2004	2004/2168
Schedule 3 (in part)	20 January 2004	2003/3300
Schedule 3 (in part)	31 March 2004	2004/690
Schedule 3 (in part)	30 September 2004	2004/2168

Mae darpariaethau'r Ddeddf y cyfeirir atynt yn y tabl isod wedi'u dwyn i rym o ran Cymru gan Orchymyn Cychwyn a wnaed cyn dyddiad y Gorchymyn hwn.

The provisions of the Act which are referred to in the table below have been brought into force in relation to Wales by a Commencement Order made before the date of this Order.

<i>Yr adran neu'r Atodlen</i>	<i>Y dyddiad cychwyn</i>	<i>O.S. Rhif</i>
13 (gydag arbedion)	30 Medi 2004	2004/2557 (Cy.228) (C.107)
14 (yn rhannol)	30 Medi 2004	2004/2557 (Cy.228) (C.107)
16 (gydag arbedion)	30 Medi 2004	2004/2557 (Cy.228) (C.107)
17	30 Medi 2004	2004/2557 (Cy.228) (C.107)
91	30 Medi 2004	2004/2557 (Cy.228) (C.107)
Atodlen 1 (yn rhannol)	30 Medi 2004	2004/2557 (Cy.228) (C.107)
40 i 45	31 Mawrth 2004	2004/999 (Cy.105) (C.43)
47 i 52	31 Mawrth 2004	2004/999 (Cy.105) (C.43)
55 a 56	31 Mawrth 2004	2004/999 (Cy.105) (C.43)
Rhan 8	31 Rhagfyr 2004	2004/3238 (Cy.281) (C.144)

<i>Section or Schedule</i>	<i>Date of commencement</i>	<i>S.I. Number</i>
13 (with savings)	30 September 2004	2004/2557 (W.228) (C.107)
14 (in part)	30 September 2004	2004/2557 (W.228) (C.107)
16 (with savings)	30 September 2004	2004/2557 (W.228) (C.107)
17	30 September 2004	2004/2557 (W.228) (C.107)
91	30 September 2004	2004/2557 (W.228) (C.107)
Schedule 1 (in part)	30 September 2004	2004/2557 (W.228) (C.107)
40 to 45	31 March 2004	2004/999 (W.105) (C.43)
47 to 52	31 March 2004	2004/999 (W.105) (C.43)
55 and 56	31 March 2004	2004/999 (W.105) (C.43)
Part 8	31 December 2004	2004/3238 (W.281) (C.144)

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TAI, CYMRU

**YMDDYGIAD
GWRTHGYMDEITHASOL,
CYMRU**

**LLYWODRAETH LEOL,
CYMRU**

**Gorchymyn Deddf Ymddygiad
Gwrthgymdeithasol 2003
(Cychwyn Rhif 4) (Cymru) 2005**

Wedi'i wneud

26 Ebrill 2005

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd iddo gan adrannau 93(2)(b) a 94(2) o Ddeddf Ymddygiad Gwrthgymdeithasol 2003(1), drwy hyn yn gwneud y Gorchymyn canlynol:

Enwi, dehongli a chymhwyso

1.-(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Ymddygiad Gwrthgymdeithasol 2003 (Cychwyn Rhif 4) (Cymru) 2005.

(2) Yn y Gorchymyn hwn-

- (a) ystyr "y dyddiad cychwyn" ("*the commencement date*") yw 30 Ebrill 2005; a
- (b) mae cyfeiriadau at adrannau ac Atodlenni, oni nodir yn wahanol, yn gyfeiriadau at adrannau o Ddeddf Ymddygiad Gwrthgymdeithasol 2003 ac Atodlenni iddi.

(3) Mae'r Gorchymyn hwn yn gymwys i Gymru.

Darpariaethau sy'n dod i rym ar y dyddiad cychwyn

2. Mae darpariaethau canlynol Rhan 2 (Tai) yn dod i rym ar y dyddiad cychwyn-

- (a) adran 12 (ymddygiad gwrthgymdeithasol: polisïau a gweithdrefnau landlordiaid);

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**The Anti-social Behaviour Act
2003 (Commencement No.4)
(Wales) Order 2005**

Made

26 April 2005

The National Assembly for Wales, in exercise of the powers conferred upon it by section 93(2)(b) and 94(2) of the Anti-social Behaviour Act 2003(1), hereby makes the following Order:

Name, interpretation and application

1.-(1) This Order is called the Anti-social Behaviour Act 2003 (Commencement No.4) (Wales) Order 2005.

(2) In this Order-

- (a) "the commencement date" ("*y dyddiad cychwyn*") means 30 April 2005; and
- (b) references to sections and Schedules are, unless otherwise stated, references to sections of, and Schedules to, the Anti-social Behaviour Act 2003.

(3) This Order applies to Wales.

Provisions coming into force on the commencement date

2. The following provisions of Part 2 (Housing) come into force on the commencement date-

- (a) section 12 (anti-social behaviour: landlords' policies and procedures);

- (b) adran 14 ac Atodlen 1 (sicrwydd deiliadaeth: ymddygiad gwrthgymdeithasol) (tenantiaethau isradd) i'r graddau nad ydynt eisoes mewn grym;
- (c) adran 15 (tenantiaethau byrddaliol sicr isradd).

- (b) section 14 and schedule 1 (security of tenure: anti-social behaviour) (demoted tenancies) to the extent that they are not already in force;
- (c) section 15 (demoted assured shorthold tenancies).

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(1)

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(1).

26 Ebrill 2005

26 April 2005

D. Elis-Thomas

Llywydd y Cynulliad Cenedlaethol

The Presiding Officer of the National Assembly

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TAI, CYMRU

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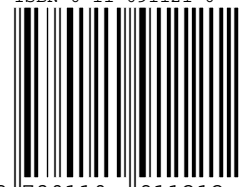
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