CYNULLIAD CENEDLAETHOL CYMRU

OFFERYNNAU STATUDOL

2005 Rhif 1814 (Cy.144) (C.75)

TAI, CYMRU

Gorchymyn Deddf Tai 2004 (Cychwyn Rhif 1) (Cymru) 2005

NODYN ESBONIADOL

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

Mae'r Gorchymyn hwn yn dod â ddarpariaethau amrywiol Deddf Tai 2004 ("Deddf 2004") i rym o ran Cymru.

Daw darpariaethau Deddf 2004 a restrir o dan erthygl 2 i rym ar 14 Gorffennaf 2005. Maent yn darparu ar gyfer y canlynol:

(a) seiliau newydd dros wrthod cydsynio ag aseinio tenantiaeth ddiogel (mae adran 191 o Ddeddf 2004 yn mewnosod Sail 2A newydd yn Atodlen 3 o Ddeddf Tai 1985);

(b) dileu'r ddyletswydd sydd ar awdurdodau tai lleol o dan adran 167 o Ddeddf Llywodraeth Leol a Thai 1989 i anfon adroddiadau blynyddol at denantiaid (adran 227 o Ddeddf 2004); ac

(c) creu swydd Ombwdsmon Tai Cymdeithasol Cymru (mae adran 228 o Ddeddf 2004 yn mewnosod adrannau 51A, 51B a 51C yn Neddf Tai 1996 ac mae Atodlen 12 o Ddeddf 2004 yn mewnosod Atodlen 2A newydd yn y ddeddf 1996 honno).

Mae'r Gorchymyn hwn hefyd yn dod â newidiadau canlyniadol i rym (mae erthygl 2(dd) yn cyfeirio at y rhain).

NATIONAL ASSEMBLY FOR WALES

STATUTORY INSTRUMENTS

2005 No. 1814 (W.144) (C.75)

HOUSING, WALES

The Housing Act 2004 (Commencement No. 1) (Wales) Order 2005

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force various provisions of the Housing Act 2004 ("the 2004 Act") in relation to Wales.

The provisions of the 2004 Act listed under article 2 come into force on 14 July 2005. They provide for:

(a) new grounds upon which consent to assignment of a secure tenancy may be withheld (section 191 of the 2004 Act inserts a new Ground 2A into Schedule 3 of the Housing Act 1985);

(b) the removal of the duty on local housing authorities under section 167 of the Local Government and Housing Act 1989 to send annual reports to tenants (section 227 of the 2004 Act); and

(c) the creation of the office of Social Housing Ombudsman for Wales (section 228 of the 2004 Act inserts new sections 51A, 51B and 51C into the Housing Act 1996 and Schedule 12 to the 2004 Act inserts a new Schedule 2A into that 1996 Act).

This Order also brings into force consequential amendments (article 2(f) refers).

OFFERYNNAU STATUDOL

2005 Rhif 1814 (Cy.144) (C.75)

TAI, CYMRU

Gorchymyn Deddf Tai 2004 (Cychwyn Rhif 1) (Cymru) 2005

Wedi'i wneud *5 Gorffennaf 2005*

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd iddo gan adran 270(4)(a), (5)(c), (5)(f) a (7) o Ddeddf Tai 2004(**1**), drwy hyn yn gwneud y Gorchymyn a ganlyn:

Enwi, dehongli a chymhwyso

1.-(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Tai 2004 (Cychwyn Rhif 1) (Cymru) 2005.

(2) Yn y Gorchymyn hwn –

ystyr "Deddf 2004" ("*the 2004 Act*") yw Deddf Tai 2004; ac

ystyr "y dyddiad cychwyn" ("*the commencement date*") yw 14 Gorffennaf 2005.

(3) Mae'r Gorchymyn hwn yn gymwys o ran Cymru.

Darpariaethau sy'n dod i rym ar y dyddiad cychwyn

2. Mae darpariaethau canlynol Deddf 2004 yn dod i rym ar y dyddiad cychwyn –

(a) adran 191;

(b) adran 227;

(c) adran 228;

(ch) adran 265(1) i'r graddau y mae'n ymwneud â'r paragraffau o Atodlen 15 i Ddeddf 2004 a bennir ym mharagraff (dd) isod;

(d) Atodlen 12; ac

(dd) yn Atodlen 15 –

(i) paragraff 1;

(ii) paragraff 7(1), (2), (3)(a), (3)(c), (4)(a) a 5;

(iii) paragraff 35;

(iv) paragraff 37(1), (2)(a), (2)(b) a (3);

(**1**) 2004 p.34.

STATUTORY INSTRUMENTS

2005 No. 1814 (W.144) (C.75)

HOUSING, WALES

The Housing Act 2004 (Commencement No. 1) (Wales) Order 2005

Made *5 July 2005*

The National Assembly for Wales, in exercise of the powers conferred on it by section 270(4)(a), (5)(c), (5)(f) and (7) of the Housing Act 2004(**1**), hereby makes the following Order:

Title, interpretation and application

1.-(1) The title of this Order is the Housing Act 2004 (Commencement No. 1) (Wales) Order 2005.

(2) In this Order –

"the 2004 Act" ("*Deddf 2004*") means the Housing Act 2004; and

"the commencement date" ("*y dyddiad cychwyn*") means 14 July 2005.

(3) This Order applies in relation to Wales.

Provisions coming into force on the commencement date

2. The following provisions of the 2004 Act come into force on the commencement date –

(a) section 191;

(b) section 227;

(c) section 228;

(d) section 265(1) so far as it relates to the paragraphs of Schedule 15 to the 2004 Act specified in paragraph (f) below;

(e) Schedule 12; and

(f) in Schedule 15 –

(i) paragraph 1;

(ii) paragraph 7(1), (2), (3)(a), (3)(c), (4)(a) and 5;

(iii) paragraph 35;

(iv) paragraph 37(1), (2)(a), (2)(b) and (3);

(**1**) 2004 c.34.

(v) paragraff 45(1), (2)(b), (2)(c), (2)(d) a (3); a

(vi) paragraff 46

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

Dyddiad

Llywydd y Cynulliad Cenedlaethol

(**1**) 1998 p.38.

(v) paragraph 45(1), (2)(b), (2)(c), (2)(d) and (3); and

(vi) paragraph 46.

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

Date

The Presiding Officer of the National Assembly

(**1**) 1998 c.38.

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

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TAI, CYMRU

HOUSING, WALES

Gorchymyn Deddf Tai 2004 (Cychwyn Rhif 1) (Cymru) 2005

The Housing Act 2004 (Commencement No. 1) (Wales) Order 2005

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