



CYNULLIAD CENEDLAETHOL CYMRU

NATIONAL ASSEMBLY FOR WALES

OFFERYNNAU STATUDOL

STATUTORY INSTRUMENTS

2005 Rhif 423 (Cy.41) (C.19)

2005 No. 423 (W.41) (C.19)

CEFN GWLAD, CYMRU

COUNTRYSIDE, WALES

**Gorchymyn Deddf Cefn Gwlad a
Hawliau Tramwy 2000 (Cychwyn
Rhif 6) (Cymru) 2005**

**The Countryside and Rights of
Way Act 2000 (Commencement
No. 6) (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 rhoi grym i ddarpariaethau penodol Deddf Cefn Gwlad a Hawliau Tramwy 2000 ("y Ddeddf") mewn perthynas â Chymru.

This Order brings into force certain provisions of the Countryside and Rights of Way Act 2000 ("the Act") in relation to Wales.

Ar wahân i fân ddiwygiadau a diwygiadau canlyniadol, mae'n rhoi grym i ddarpariaethau canlynol y Ddeddf ar 28 Mai 2005-

Apart from minor and consequential amendments, it brings into force, on 28 May 2005, the following provisions of the Act-

- (a) adran 2 sy'n cyflwyno hawl mynediad cyhoeddus newydd i "dir mynediad";
- (b) adrannau 12 a 13, sy'n ymwneud ag effaith yr hawl mynediad ar hawliau a rhwymedigaethau perchenogion a meddianwyr;
- (c) adran 14, sy'n creu tramgwydd newydd, sef arddangos hysbysiadau ar dir mynediad sy'n ceisio darbwylo'r cyhoedd i beidio â defnyddio'r tir hwnnw; a
- (ch) Atodlen 2, sy'n cynnwys cyfyngiadau cyffredinol i'w cadw gan bobl sy'n arfer eu hawliau mynediad ar dir mynediad.

- (a) section 2, which introduces a new public right of access to "access land";
- (b) sections 12 and 13, which relate to the effect of the right of access on the rights and liabilities of owners and occupiers;
- (c) section 14, which creates an offence of displaying on access land notices deterring public use; and
- (d) Schedule 2, which contains general restrictions to be observed by persons exercising their right of access on access land.

O ran Cymru, gan amlaf ystyr "tir mynediad" (diffinir "access land" yn adran 1(1) o'r Ddeddf) yw tir-

In relation to Wales, most "access land" (as defined in section 1(1) of the Act) will comprise land-

- (a) a ddangosir fel gwlad agored neu dir comin cofrestredig ar fap a gyhoeddwyd ar ffurf derfynol gan Gyngor Cefn Gwlad Cymru ("CCGC") at ddibenion Rhan I o'r Ddeddf; neu
- (b) a gafodd ei gyflwyno gan berson â hawl i wneud hynny o dan adran 16 o'r Ddeddf.

- (a) shown as open country or registered common land on a map issued in conclusive form by the Countryside Council for Wales ("the CCW") for the purposes of Part I of the Act; or
- (b) which has been dedicated by a person entitled to do so under section 16 of the Act.

Mae Cyngor Cefn Gwlad Cymru wedi llunio mapiau ar gyfer pob ardal yng Nghymru sy'n dangos yr ardaloedd lle bydd hawliau mynediad yn gymwys. Gellir edrych ar y fersiwn electronig o'r mapiau hynny yn eu ffurf derfynol yn swyddfa leol berthnasol CCGC y mae ei chyfeiriad i'w chael ar wefan CCGC yn www.ccw.gov.uk. Hefyd, gellir edrych ar y mapiau ar raddfa lai ar y wefan honno.

Maps showing the areas over which the right of access will apply have been prepared by the CCW for all areas in Wales and the electronic version of those maps in conclusive form may be inspected at the relevant local office of the CCW, the address of which can be found on the CCW's website at www.ccw.gov.uk. Reduced-scale versions of the maps may also be viewed on that website.

NODYN AM Y GORCHMYNION CYCHWYN BLAENOROL

NOTE AS TO EARLIER COMMENCEMENT ORDERS

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

(This note is not part of the Order)

Rhodddwyd grym i ddarpariaethau canlynol Deddf Cefn Gwlad a Hawliau Tramwy 2000 yng Nghymru drwy orchymynion cychwyn a wnaed cyn dyddiad y Gorchymyn hwn-

The following provisions of the Countryside and Rights of Way Act 2000 have been brought into force in Wales by commencement order made before the date of this Order-

Adran(nau) neu Atodlen(ni)	Y Dyddiad Cychwyn	Rhif O.S.
18, 20 a 46(1)(a)	21 Mehefin 2004	2004/1489 (Cy.154) (C.59)
46(1)(b)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
46(3) (yn rhannol)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
57 (yn rhannol)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
60 a 61	1 Tachwedd 2002	2002/2615 (Cy.253) (C.82)
63	1 Ebrill 2004	2004/315 (Cy.33) (C.16)
68	1 Mai 2001	2001/1410 (Cy.96) (C.50)
70(1)	1 Ebrill 2004	2004/315 (Cy.33) (C.16)
70(2)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
70(3)	1 Ebrill 2004	2004/315 (Cy.33) (C.16)
70(4)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
72	1 Mai 2001	2001/1410 (Cy.96) (C.50)
Rhan IV (adrannau 82 i 93) (ac, yn unol â hynny, Atodlenni 13 i 15)	1 Mai 2001	2001/1410 (Cy.96) (C.50)

Section(s) or Schedule(s)	Date of Commencement	S.I. number
18, 20 and 46(1)(a)	21 June 2004	2004/1489 (W.154) (C.59)
46(1)(b)	1 May 2001	2001/1410 (W.96) (C.50)
46(3) (in part)	1 May 2001	2001/1410 (W.96) (C.50)
57 (in part)	1 May 2001	2001/1410 (W.96) (C.50)
60 and 61	1 November 2002	2002/2615 (W.253) (C.82)
63	1 April 2004	2004/315 (W.33) (C.16)
68	1 May 2001	2001/1410 (W.96) (C.50)
70(1)	1 April 2004	2004/315 (W.33) (C.16)
70(2)	1 May 2001	2001/1410 (W.96) (C.50)
70(3)	1 April 2004	2004/315 (W.33) (C.16)
70(4)	1 May 2001	2001/1410 (W.96) (C.50)
72	1 May 2001	2001/1410 (W.96) (C.50)
Part IV (sections 82 to 93) (and, accordingly, Schedules 13 to 15)	1 May 2001	2001/1410 (W.96) (C.50)

96	1 Mai 2001	2001/1410 (Cy.96) (C.50)
99	30 Ionawr 2001	2001/203 (Cy.9) (C.10)
102 (yn rhannol)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
Atodlen 4, paragraffau 1, 4, 5 a 6	1 Mai 2001	2001/1410 (Cy.96) (C.50)
Atodlen 6, paragraffau 1, 6 a 9(5)	1 Ebrill 2004	2004/315 (Cy.33) (C.16)
Atodlen 6, paragraffau 18(a) (yn rhannol) a 19 (yn rhannol)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
Atodlen 16, Rhan I (yn rhannol)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
Atodlen 16, Rhan I (yn rhannol)	21 Mehefin 2004	2004/1489 (Cy.154) (C.59)
Atodlen 16, Rhan II (yn rhannol)	1 Mai 2001	2001/1410 (Cy.96) (C.50)
Atodlen 16, Rhan III i VI	1 Mai 2001	2001/1410 (Cy.96) (C.50)

96	1 May 2001	2001/1410 (W.96) (C.50)
99	30 January 2001	2001/203 (W.9) (C.10)
102 (in part)	1 May 2001	2001/1410 (W.96) (C.50)
Schedule 4, paragraphs 1, 4, 5 and 6	1 May 2001	2001/1410 (W.96) (C.50)
Schedule 6, paragraphs 1, 6 and 9(5)	1 April 2004	2004/315 (W.33) (C.16)
Schedule 6, paragraphs 18(a) (in part) and 19 (in part)	1 May 2001	2001/1410 (W.96) (C.50)
Schedule 16, Part I (in part)	1 May 2001	2001/1410 (W.96) (C.50)
Schedule 16, Part I (in part)	21 June 2004	2004/1489 (W.154) (C.59)
Schedule 16, Part II (in part)	1 May 2001	2001/1410 (W.96) (C.50)
Schedule 16, Parts III to VI	1 May 2001	2001/1410 (W.96) (C.50)

Gwnaed y Gorchymnion Cychwyn canlynol o dan Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 mewn perthynas â Lloegr-

Gorchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 1) 2001 (O.S. 2001/114) (C.4)

Gorchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 2) 2002 (O.S. 2002/2833) (C.89)

Gorchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 3) 2003 (O.S. 2003/272) (C.16)

Gorchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 4) 2004 (O.S. 2004/292) (C.14)

Gorchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 5) 2004 (O.S. 2004/2173) (C.93)

Gorchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 6) 2004 (O.S. 2004/3088) (C.128)

The following Commencement Orders have been made under the Countryside and Rights of Way Act 2000 in relation to England-

The Countryside and Rights of Way Act 2000 (Commencement No. 1) Order 2001 (S.I. 2001/114) (C.4)

The Countryside and Rights of Way Act 2000 (Commencement No. 2) Order 2002 (S.I. 2002/2833) (C.89)

The Countryside and Rights of Way Act 2000 (Commencement No. 3) Order 2003 (S.I. 2003/272) (C.16)

The Countryside and Rights of Way Act 2000 (Commencement No. 4) Order 2004 (S.I. 2004/292) (C.14)

The Countryside and Rights of Way Act 2000 (Commencement No. 5) Order 2004 (S.I. 2004/2173) (C.93)

The Countryside and Rights of Way Act 2000 (Commencement No. 6) Order 2004 (S.I. 2004/3088) (C.128)

2005 Rhif 423 (Cy.41) (C.19)

CEFN GWLAD, CYMRU

**Gorchymyn Deddf Cefn Gwlad a
Hawliau Tramwy 2000 (Cychwyn
Rhif 6) (Cymru) 2005**

Wedi'i wneud

1 Mawrth 2005

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd iddo gan adran 103(3) a (4) o Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 ("y Ddeddf") (1), drwy hyn yn gwneud y Gorchymyn a ganlyn:

Enwi, dehongli a chymhwyso

1.-(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Cefn Gwlad a Hawliau Tramwy 2000 (Cychwyn Rhif 6) (Cymru) 2005.

(2) Yn y Gorchymyn hwn, mae cyfeiriadau at adrannau ac Atodlenni yn gyfeiriadau at adrannau o'r Ddeddf a'r Atodlenni iddi.

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

Y Diwrnod penodedig

2. 28 Mai 2005 yw'r diwrnod penodedig i ddarpariaethau canlynol y Ddeddf ddod i rym-

- (a) adran 2 (hawl mynediad i dir mynediad);
- (b) adran 12 (effaith hawl mynediad ar hawliau a rhwymedigaethau perchenogion);
- (c) adran 13 (rhwymedigaeth meddianwyr);
- (ch) adran 14 (tramgwydd arddangos hysbysiadau ar dir mynediad sy'n ceisio darbwyllo'r cyhoedd i beidio â defnyddio'r tir);
- (d) adran 46(3) (sy'n cyflwyno Atodlen 4) i'r graddau y mae'n ymwneud â'r darpariaethau yn Atodlen 4 y cyfeirir atynt ym mharagraff (e) o'r erthygl hon;
- (dd) adran 102 i'r graddau y mae'n ymwneud â'r darpariaethau yn Atodlen 16 y cyfeirir atynt ym mharagraff (ff) o'r erthygl hon;
- (e) Atodlen 2 (y cyfyngiadau i sydd i'w cadw gan bobl sy'n arfer hawl mynediad);

(1) 2000 p.37.

2005 No. 423 (W.41) (C.19)

COUNTRYSIDE, WALES

**The Countryside and Rights of
Way Act 2000 (Commencement
No. 6) (Wales) Order 2005**

Made

1 March 2005

The National Assembly for Wales, in exercise of the powers conferred upon it by section 103(3) and (4) of the Countryside and Rights of Way Act 2000 ("the Act")(1), hereby makes the following Order:

Citation, interpretation and application

1.-(1) This Order may be cited as the Countryside and Rights of Way Act 2000 (Commencement No.6) (Wales) Order 2005.

(2) In this Order, references to sections and Schedules are references to sections of, and Schedules to, the Act.

(3) This Order applies in relation to Wales.

Appointed day

2. 28 May 2005 is the day appointed for the coming into force of the following provisions of the Act-

- (a) section 2 (right of access to access land);
- (b) section 12 (effect of right of access on rights and liabilities of owners);
- (c) section 13 (occupiers' liability);
- (d) section 14 (offence of displaying on access land notices deterring public use);
- (e) section 46(3) (which introduces Schedule 4) insofar as it relates to the provisions in Schedule 4 referred to in paragraph (h) of this article;
- (f) section 102 insofar as it relates to the provisions in Schedule 16 referred to in paragraph (i) of this article;
- (g) Schedule 2 (restrictions to be observed by persons exercising right of access);

(1) 2000 c.37.

- (f) paragraffau 2 (diwygio Deddf Coedwigaeth 1967 (1)) a 3 (diwygio Deddf Amaethyddiaeth 1967 (2)) o Atodlen 4; ac
- (ff) i'r graddau nad yw eisoes wedi dod i rym, Rhan I o Atodlen 16 (dirymu).

- (h) paragraphs 2 (amendment to the Forestry Act 1967(1)) and 3 (amendment to the Agriculture Act 1967(2)) of Schedule 4; and
- (i) insofar as it has not previously been brought into force, Part I of Schedule 16 (repeals).

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(3).

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(3).

1 Mawrth 2005

1 March 2005

John Marek

Dirprwy Lywydd y Cynulliad Cenedlaethol

The Deputy Presiding Officer of the National Assembly

(1) 1967 p.10.

(2) 1967 p.22.

(3) 1998 p.38.

(1) 1967 c.10.

(2) 1967 c.22.

(3) 1998 c.38.

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