



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2022 Rhif 98 (Cy. 34) (C. 6)

2022 No. 98 (W. 34) (C. 6)

**LLYWODRAETH LEOL,
CYMRU**

**LOCAL GOVERNMENT,
WALES**

Gorchymyn Deddf Llywodraeth
Leol ac Etholiadau (Cymru) 2021
(Cychwyn Rhif 5 a Darpariaeth
Drosiannol) 2022

The Local Government and
Elections (Wales) Act 2021
(Commencement No. 5 and
Transitional Provision) Order 2022

NODYN ESBONIADOL

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

Hwn yw'r pumed gorchymyn cychwyn a wnaed gan Weinidogion Cymru o dan Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021 ("Deddf 2021").

Mae erthygl 2 yn dwyn adran 64 (cyflwyno Atodlen 8) o Ddeddf 2021, ac Atodlen 8 (ymddygiad aelodau llywodraeth leol: ymchwiliadau gan Ombwdsmon Gwasanaethau Cyhoeddus Cymru) iddi, i rym ar 5 Mai 2022.

Mae erthygl 3 yn sicrhau nad yw cychwyn adran 64 o Ddeddf 2021 ac Atodlen 8 iddi yn effeithio ar ymchwiliadau gan Ombwdsmon Gwasanaethau Cyhoeddus Cymru sy'n ymwneud â honiadau ysgrifenedig a wnaed gan unrhyw berson cyn 5 Mai 2022 o dan adran 69(1)(a) o Ddeddf Llywodraeth Leol 2000, neu unrhyw achos arall sydd wedi dod i sylw'r Ombwdsmon o ganlyniad i honiad a wnaed cyn 5 Mai 2022.

EXPLANATORY NOTE

(This note is not part of the Order)

This is the fifth commencement order made by the Welsh Ministers under the Local Government and Elections (Wales) Act 2021 ("the 2021 Act").

Article 2 brings section 64 (introduction of Schedule 8) of, and Schedule 8 (conduct of local government members: investigations by the Public Service Ombudsman for Wales) to, the 2021 Act into force on 5 May 2022.

Article 3 ensures that investigations by the Public Services Ombudsman for Wales which relate to written allegations made by any person before 5 May 2022 under section 69(1)(a) of the Local Government Act 2000, or any other case which has come to the attention of the Ombudsman as a result of an allegation made before 5 May 2022, are not impacted by the commencement of section 64 of, and Schedule 8 to, the 2021 Act.

**NODYN AM Y GORCHMYNION CYCHWYN
CYNHARACH**

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

Mae'r darpariaethau a ganlyn o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021 ("Deddf 2021") wedi eu dwyn i rym drwy orchymyn cychwyn a wnaed cyn dyddiad y Gorchymyn hwn.

**NOTE AS TO EARLIER COMMENCEMENT
ORDERS**

(This note is not part of the Order)

The following provisions of the Local Government and Elections (Wales) Act 2021 ("the 2021 Act") have been brought into force by a commencement order made before the date of this Order.

<i>Y Ddarpariaeth</i>	<i>Y Dyddiad Cychwyn</i>	<i>Rhif O.S.</i>	<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Adran 19	17 Tachwedd 2021	2021/1249 (Cy. 321) (C. 71)	Section 19	17 November 2021	2021/1249 (W. 321) (C. 71)
Adran 20	17 Tachwedd 2021	2021/1249 (Cy. 321) (C. 71)	Section 20	17 November 2021	2021/1249 (W. 321) (C. 71)
Adran 21	17 Tachwedd 2021	2021/1249 (Cy. 321) (C. 71)	Section 21	17 November 2021	2021/1249 (W. 321) (C. 71)
Adran 24	1 Tachwedd 2021	2021/231 (Cy. 57) (C. 6)	Section 24	1 November 2021	2021/231 (W. 57) (C. 6)
Adran 25	1 Tachwedd 2021	2021/231 (Cy. 57) (C. 6)	Section 25	1 November 2021	2021/231 (W. 57) (C. 6)
Adran 26	1 Tachwedd 2021	2021/231 (Cy. 57) (C. 6)	Section 26	1 November 2021	2021/231 (W. 57) (C. 6)
Adran 27	1 Tachwedd 2021	2021/231 (Cy. 57) (C. 6)	Section 27	1 November 2021	2021/231 (W. 57) (C. 6)
Adran 28	4 Mawrth 2021	2021/231 (Cy. 57) (C. 6)	Section 28	4 March 2021	2021/231 (W. 57) (C. 6)
Adran 29	1 Tachwedd 2021	2021/231 (Cy. 57) (C. 6)	Section 29	1 November 2021	2021/231 (W. 57) (C. 6)
Adran 30(3)	4 Mawrth 2021	2021/231 (Cy. 57) (C. 6)	Section 30(3)	4 March 2021	2021/231 (W. 57) (C. 6)
Adran 30 (y gweddill)	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 30 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 31	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 31	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 32	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 32	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 33	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 33	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 34	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 34	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 35	4 Mawrth 2021	2021/231 (Cy. 57) (C. 6)	Section 35	4 March 2021	2021/231 (W. 57) (C. 6)
Adran 36	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 36	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 37	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 37	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 39	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 39	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 40	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 40	5 May 2022	2021/231 (W. 57) (C. 6)

Adran 41	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 41	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 42	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 42	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 43	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 43	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 44	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 44	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 45	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 45	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 46(1)(b) ac (c), (2)(b), (3), (4), ac (8) i (10) (yn rhannol)	4 Mawrth 2021	2021/231 (Cy. 57) (C. 6)	Section 46(1)(b) and (c), (2)(b), (3), (4), and (8) to (10) (partially)	4 March 2021	2021/231 (W. 57) (C. 6)
Adran 46 (y gweddill)	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 46 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 47(8)	4 Mawrth 2021	2021/231 (Cy. 57) (C. 6)	Section 47(8)	4 March 2021	2021/231 (W. 57) (C. 6)
Adran 47 (y gweddill)	1 Mai 2021	2021/354 (Cy. 106) (C. 11)	Section 47 (remainder)	1 May 2021	2021/354 (W. 106) (C. 11)
Adran 48	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 48	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 49	1 Mai 2021	2021/354 (Cy. 106) (C. 11)	Section 49	1 May 2021	2021/354 (W. 106) (C. 11)
Adran 52	1 Ebrill 2022	2021/231 (Cy. 57) (C. 6)	Section 52	1 April 2022	2021/231 (W. 57) (C. 6)
Adran 54	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 54	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 56	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 56	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 57	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 57	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 58	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 58	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 59	4 Mawrth 2021	2021/231 (Cy. 57) (C. 6)	Section 59	4 March 2021	2021/231 (W. 57) (C. 6)
Adran 62	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 62	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 63	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 63	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 65	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 65	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 66	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 66	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 67	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 67	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 89	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 89	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 90	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 90	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 91	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 91	1 April 2021	2021/297 (W. 74) (C. 9)

Adran 92	5 Mai 2022	2021/297 (Cy. 74) (C. 9)	Section 92	5 May 2022	2021/297 (W. 74) (C. 9)
Adran 93	5 Mai 2022	2021/297 (Cy. 74) (C. 9)	Section 93	5 May 2022	2021/297 (W. 74) (C. 9)
Adran 95	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 95	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 96	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 96	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 97	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 97	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 98	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 98	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 99	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 99	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 100	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 100	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 101	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 101	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 102	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 102	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 103	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 103	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 104	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 104	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 105	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 105	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 106	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 106	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 107	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 107	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 108	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 108	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 109	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 109	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 110	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 110	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 111	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 111	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 112	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 112	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 113	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 113	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 114	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 114	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 115	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 115	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 116	5 Mai 2022	2021/297 (Cy. 74) (C. 9)	Section 116	5 May 2022	2021/297 (W. 74) (C. 9)
Adran 117	5 Mai 2022	2021/297 (Cy. 74) (C. 9)	Section 117	5 May 2022	2021/297 (W. 74) (C. 9)
Adran 118	5 Mai 2022	2021/297 (Cy. 74) (C. 9)	Section 118	5 May 2022	2021/297 (W. 74) (C. 9)
Adran 119	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 119	1 April 2021	2021/297 (W. 74) (C. 9)

Adran 147	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 147	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 148	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 148	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 149	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 149	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 150	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 150	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 159	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 159	1 April 2021	2021/297 (W. 74) (C. 9)
Adran 161(1)	4 Mawrth 2021	2021/231 (Cy. 57) (C. 6)	Section 161(1)	4 March 2021	2021/231 (W. 57) (C. 6)
Adran 161 (y gweddill)	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 161 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 162	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Section 162	5 May 2022	2021/231 (W. 57) (C. 6)
Adran 163	1 Ebrill 2021	2021/231 (Cy. 57) (C. 6)	Section 163	1 April 2021	2021/231 (W. 57) (C. 6)
Adran 164	1 Ebrill 2021	2021/231 (Cy. 57) (C. 6)	Section 164	1 April 2021	2021/231 (W. 57) (C. 6)
Adran 169	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Section 169	1 April 2021	2021/297 (W. 74) (C. 9)
Atodlen 1 (yn rhannol)	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Schedule 1 (partially)	1 April 2021	2021/297 (W. 74) (C. 9)
Atodlen 2 (yn rhannol)	17 Tachwedd 2021	2021/1249 (Cy. 321) (C. 71)	Schedule 2 (partially)	17 November 2021	2021/1249 (W. 321) (C. 71)
Rhan 1 o Atodlen 3	1 Tachwedd 2021	2021/231 (Cy. 57) (C. 6)	Part 1 of Schedule 3	1 November 2021	2021/231 (W. 57) (C. 6)
Rhan 2 o Atodlen 3	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Part 2 of Schedule 3	5 May 2022	2021/231 (W. 57) (C. 6)
Atodlen 4	1 Mai 2021	2021/354 (Cy. 106) (C. 11)	Schedule 4	1 May 2021	2021/354 (W. 106) (C. 11)
Atodlen 5	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Schedule 5	5 May 2022	2021/231 (W. 57) (C. 6)
Atodlen 6 (yn rhannol)	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Schedule 6 (partially)	5 May 2022	2021/231 (W. 57) (C. 6)
Atodlen 7	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Schedule 7	5 May 2022	2021/231 (W. 57) (C. 6)
Atodlen 10	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Schedule 10	1 April 2021	2021/297 (W. 74) (C. 9)
Atodlen 11	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Schedule 11	1 April 2021	2021/297 (W. 74) (C. 9)
Atodlen 12	1 Ebrill 2021	2021/297 (Cy. 74) (C. 9)	Schedule 12	1 April 2021	2021/297 (W. 74) (C. 9)
Atodlen 13	5 Mai 2022	2021/231 (Cy. 57) (C. 6)	Schedule 13	5 May 2022	2021/231 (W. 57) (C. 6)

Gweler adran 175(1) o Ddeddf 2021 ar gyfer y darpariaethau a ddaeth i rym drannoeth y diwrnod y cafodd Deddf 2021 y Cydsyniad Brenhinol. *Gweler* adran 175(3) ar gyfer y darpariaethau a ddaeth i rym 2 fis ar ôl i Ddeddf 2021 gael y Cydsyniad Brenhinol. Cafodd Deddf 2021 y Cydsyniad Brenhinol ar 20 Ionawr 2021. *Gweler* hefyd adran 175(4) ar gyfer y darpariaethau a ddaeth i rym ar 1 Ebrill 2021.

See section 175(1) of the 2021 Act for provisions which came into force on the day after the day on which the 2021 Act received Royal Assent. *See* section 175(3) for provisions which came into force 2 months after the 2021 Act received Royal Assent. The 2021 Act received Royal Assent on 20 January 2021. *See* also section 175(4) for provisions which came into force on 1 April 2021.

2022 Rhif 98 (Cy. 34) (C. 6)

**LLYWODRAETH LEOL,
CYMRU**

Gorchymyn Deddf Llywodraeth
Leol ac Etholiadau (Cymru) 2021
(Cychwyn Rhif 5 a Darpariaeth
Drosiannol) 2022

Gwnaed

2 Chwefror 2022

Mae Gweinidogion Cymru yn gwneud y Gorchymyn a ganlyn drwy arfer y pŵer a roddir iddynt gan adran 175(7) ac (8)(a) o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021(1).

Enwi a dehongli

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Deddf Llywodraeth Leol ac Etholiadau (Cymru) 2021 (Cychwyn Rhif 5 a Darpariaeth Drosiannol) 2022.

(2) Yn y Gorchymyn hwn—

ystyr “Deddf 2000” (“*the 2000 Act*”) yw Deddf Llywodraeth Leol 2000(2);

ystyr “Deddf 2021” (“*the 2021 Act*”) yw Deddf Llywodraeth Leol ac Etholiadau (Cymru) 2021.

Y darpariaethau sy'n dod i rym ar 5 Mai 2022

2. Daw'r darpariaethau a ganlyn o Ddeddf 2021 i rym ar 5 Mai 2022—

- (a) adran 64;
- (b) Atodlen 8.

2022 No. 98 (W. 34) (C. 6)

**LOCAL GOVERNMENT,
WALES**

The Local Government and
Elections (Wales) Act 2021
(Commencement No. 5 and
Transitional Provision) Order 2022

Made

2 February 2022

The Welsh Ministers make the following Order in exercise of the power conferred on them by section 175(7) and (8)(a) of the Local Government and Elections (Wales) Act 2021(1).

Title and interpretation

1.—(1) The title of this Order is the Local Government and Elections (Wales) Act 2021 (Commencement No. 5 and Transitional Provision) Order 2022.

(2) In this Order—

“the 2000 Act” (“*Deddf 2000*”) means the Local Government Act 2000(2);

“the 2021 Act” (“*Deddf 2021*”) means the Local Government and Elections (Wales) Act 2021.

Provisions coming into force on 5 May 2022

2. The following provisions of the 2021 Act come into force on 5 May 2022—

- (a) section 64;
- (b) Schedule 8.

(1) 2021 dsc 1.
(2) 2000 p. 22.

(1) 2021 asc 1.
(2) 2000 c. 22.

Darpariaeth drosiannol

3. Er bod y darpariaethau y cyfeirir atynt yn erthygl 2 yn dod i rym, rhaid ymchwilio i'r canlynol yn unol â Phennod 3 o Ran 3 o Ddeddf 2000 fel yr oedd yn gymwys yn union cyn 5 Mai 2022—

- (a) unrhyw honiad ysgrifenedig a wnaed i Ombwdsmon Gwasanaethau Cyhoeddus Cymru cyn 5 Mai 2022 o dan adran 69(1)(a) o Ddeddf 2000;
- (b) unrhyw achos arall sydd wedi dod i sylw'r Ombwdsmon Gwasanaethau Cyhoeddus Cymru o dan adran 69(1)(b) o'r Ddeddf honno o ganlyniad i unrhyw honiad a wnaed o dan adran 69(1)(a) cyn 5 Mai 2022.

Transitional provision

3. Despite the coming into force of the provisions referred to in article 2, the following must be investigated in accordance with Chapter 3 of Part 3 of the 2000 Act as it applied immediately before 5 May 2022—

- (a) any written allegation made to the Public Services Ombudsman for Wales before 5 May 2022 under section 69(1)(a) of the 2000 Act;
- (b) any other case that has come to the attention of the Public Services Ombudsman under section 69(1)(b) of that Act as a result of any allegation made under section 69(1)(a) before 5 May 2022.

Rebecca Evans

Y Gweinidog Cyllid a Llywodraeth Leol, un o
Weinidogion Cymru
2 Chwefror 2022

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The Minister for Finance and Local Government, one
of the Welsh Ministers
2 February 2022

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