

HYSBYSIAD YNGHYLCH GWELLIANNAU NOTICE OF AMENDMENTS

Cyflwynwyd ar 31 Hydref 2022
Tabled on 31 October 2022

Bil Diogelu'r Amgylchedd (Cynhyrchion Plastig
Untro) (Cymru)

The Environmental Protection (Single-use Plastic
Products) (Wales) Bill

Julie James 1

Section 1, page 1, line 15, after 'polymer,', insert 'other than an adhesive, paint or ink,'.

Adran 1, tudalen 1, llinell 17, ar ôl 'polymer' yn y lle cyntaf y mae'n ymddangos, mewnosoder ', ac eithrio adlyn, paent neu inc'.

Julie James 2

Section 1, page 1, line 16, leave out 'mixed with additives or which' and insert 'that'.

Adran 1, tudalen 1, llinell 18, hepgorer 'sydd wedi ei gymysgu ag ychwanegion neu'.

Julie James 3

Section 2, page 1, line 29, after 'of', insert 'one or more of the following'.

Adran 2, tudalen 1, llinell 30, ar ôl 'ag', mewnosoder 'un neu ragor o'r canlynol'.

Julie James 4

Section 2, page 1, line 31, leave out 'particular type of' and insert 'a particular type of the'.

Adran 2, tudalen 1, llinell 32, hepgorer 'o gynnyrch' a mewnosoder 'o'r cynnyrch'.

Julie James 5

Section 2, page 1, after line 31, insert –

(iii) the circumstances in which the product (or a particular type of the product) may be offered for supply.'

Adran 2, tudalen 1, ar ôl llinell 32, mewnosoder –

- (iii) yr amgylchiadau y caniateir cynnig cyflenwi'r cynnyrch (neu fath penodol o'r cynnyrch) odanynt.'

Julie James

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Section 2, page 2, after line 2, insert –

- (3) The Welsh Ministers must prepare and publish guidance about –
- (a) the single-use plastic products that are prohibited under this Act;
 - (b) the application of any exemptions listed in column 2 of the Table in paragraph 1 of the Schedule.'

Adran 2, tudalen 2, ar ôl llinell 2, mewnosoder –

- (3) Rhaid i Weinidogion Cymru baratoi a chyhoeddi canllawiau ynghylch –
- (a) y cynhyrchion plastig untro sydd wedi eu gwahardd o dan y Ddeddf hon;
 - (b) cymhwyso unrhyw esemptiadau a restrir yng ngholofn 2 o'r Tabl ym mharagraff 1 o'r Atodlen.'

Julie James

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Section 3, page 2, after line 10, insert –

- (2) Before making regulations under this section the Welsh Ministers must consult –
- (a) local authorities;
 - (b) the Natural Resources Body for Wales and any other person that the Welsh Ministers consider to be concerned with promoting the protection of the environment in Wales;
 - (c) such persons as the Welsh Ministers consider represent the interests of producers or suppliers of single-use plastic products in Wales;
 - (d) such other persons as the Welsh Ministers consider appropriate.'

Adran 3, tudalen 2, ar ôl llinell 10, mewnosoder –

- (2) Cyn gwneud rheoliadau o dan yr adran hon rhaid i Weinidogion Cymru ymgynghori ag –
- (a) awdurdodau lleol;
 - (b) Corff Adnoddau Naturiol Cymru ac unrhyw berson arall y mae Gweinidogion Cymru yn ystyried ei fod yn ymwneud â hybu diogelu'r amgylchedd yng Nghymru;
 - (c) y personau hynny y mae Gweinidogion Cymru yn ystyried eu bod yn cynrychioli buddiannau cynhyrchwyr neu gyflenwyr cynhyrchion plastig untro yng Nghymru;
 - (d) y personau eraill hynny y mae Gweinidogion Cymru yn ystyried eu bod yn briodol.'



Section 5, page 2, after line 28, insert –

- ‘() A person of a description referred to in subsection [existing subsection (1)] (“P”) commits an offence if that person –
- (a) supplies (as to which see subsection [existing subsection (2)]) a prohibited single-use plastic product to a consumer who is in Wales, and this includes arranging for the delivery of the product to a consumer at an address in Wales;
 - (b) offers on premises in Wales (as to which see subsection [subsection to be inserted by amendment 12] to supply a prohibited single-use plastic product to a consumer.’.

Adran 5, tudalen 2, ar ôl llinell 28, mewnosoder –

- ‘() Mae person o ddisgrifiad y cyfeirir ato yn is-adran [is-adran (1) bresennol] (“P”) yn cyflawni trosedd os yw’r person hwnnw –
- (a) yn cyflenwi (ynglŷn â hynny gweler is-adran [is-adran (2) bresennol]) gynnyrch plastig untro gwaharddedig i ddefnyddiwr sydd yng Nghymru, ac mae hyn yn cynnwys trefnu i ddanfôn y cynnyrch at ddefnyddiwr mewn cyfeiriad yng Nghymru;
 - (b) yn cynnig mewn mangre yng Nghymru (ynglŷn â hynny gweler is-adran [is-adran i’w mewnosod gan welliant 12]) cyflenwi cynnyrch plastig untro gwaharddedig i ddefnyddiwr.’.

Julie James **9**

Section 5, page 2, line 29, leave out ‘It is an offence for a person (“P”) of any of the following descriptions to supply a prohibited single-use plastic product to a consumer in Wales’ and insert ‘The descriptions of person that may commit an offence under this section are’.

Adran 5, tudalen 2, llinell 29, hepgorer ‘Mae’n drosedd i berson (“P”) o unrhyw un neu ragor o’r disgrifiadau a ganlyn gyflenwi cynnyrch plastig untro gwaharddedig i ddefnyddiwr yng Nghymru’ a mewnosoder ‘Y disgrifiadau o berson a all gyflawni trosedd o dan yr adran hon yw’.

Julie James **10**

Section 5, page 2, line 36, after ‘product,’ insert ‘or’.

Adran 5, tudalen 2, llinell 38, ar ôl ‘cynnyrch,’ mewnosoder ‘neu’.

Julie James **11**

Section 5, page 3, line 1, leave out ‘, or

- (c) offers to sell the product or provide it free of charge’.

Adran 5, tudalen 3, llinell 1, hepgorer ‘, neu

- (c) yn cynnig gwerthu’r cynnyrch neu ei ddarparu am ddim’.

Julie James

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Section 5, page 3, after line 2, insert –

- '() P offers to supply a prohibited single-use plastic product if P, or any person accountable to P –
- (a) displays the product on the premises, or
 - (b) otherwise keeps the product on the premises such that it is accessible by, or available to, a consumer at the premises.'

Adran 5, tudalen 3, ar ôl llinell 2, mewnosoder –

- '() Mae P yn cynnig cyflenwi cynnyrch plastig untro gwaharddedig os yw P, neu unrhyw berson sy'n atebol i P –
- (a) yn arddangos y cynnyrch yn y fangre, neu
 - (b) fel arall yn cadw'r cynnyrch yn y fangre yn y fath fodd fel ei fod yn hygyrch i ddefnyddiwr, neu ar gael i ddefnyddiwr, yn y fangre.'

Julie James

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Section 5, page 3, line 14, leave out 'arranges for a product to be delivered to a consumer, P supplies the product when it is delivered to the address provided by the consumer.' and insert 'is shown to have arranged for a product to be delivered to a consumer at an address in Wales the product is taken to have been supplied by P to that consumer even if (for whatever reason) –

- (a) the product was delivered to a different address, or
- (b) the product was not delivered to any known address.'

Adran 5, tudalen 3, llinell 14, hepgorer 'fo P yn gwneud trefniadau i ddanfôn cynnyrch at ddefnyddiwr, mae P yn cyflenwi'r cynnyrch pan fydd y cynnyrch yn cael ei ddanfôn i'r cyfeiriad a ddarparwyd gan y defnyddiwr.' a mewnosoder 'ddangosir bod P wedi trefnu i ddanfôn cynnyrch at ddefnyddiwr mewn cyfeiriad yng Nghymru cymerir bod y cynnyrch wedi ei gyflenwi gan P i'r defnyddiwr hwnnw hyd yn oed os (am ba reswm bynnag) –

- (a) danfonwyd y cynnyrch i gyfeiriad gwahanol, neu
- (b) na ddanfônwyd y cynnyrch i unrhyw gyfeiriad hysbys.'

Julie James

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Section 5, page 3, line 16, leave out subsection (5).

Adran 5, tudalen 3, llinell 17, hepgorer is-adran (5).

Julie James

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Section 5, page 3, line 27, leave out 'prohibited single-use plastic product' and insert 'single-use plastic product of a kind listed in column 1 of the Table in paragraph 1 of the Schedule'.

Adran 5, tudalen 3, llinell 28, hepgorer 'gwaharddedig' a mewnosoder 'o fath a restrir yng ngholofn 1 o'r Tabl ym mharagraff 1 o'r Atodlen'.

Julie James

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Section 5, page 3, line 29, leave out 'Act' and insert 'section'.

Adran 5, tudalen 3, llinell 30, hepgorer 'y Ddeddf' a mewnosoder 'yr adran'.

Julie James

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Section 20, page 9, line 13, leave out 'means a bag, with or without handles, supplied for the purpose of carrying items sold or provided with the bag (and see also section 1(6))' and insert 'has the meaning given in paragraph 2 of the Schedule'.

Adran 20, tudalen 9, llinell 13, hepgorer 'ystyr "bag siopa" ("carrier bag") yw bag, gydag handlenni neu hebddynt, a ddarperir at ddiben cludo eitemau a werthwyd neu a ddarparwyd gyda'r bag (a gweler hefyd adran 1(6));' a mewnosoder 'mae i "bag siopa" ("carrier bag") yr ystyr a roddir ym mharagraff 2 o'r Atodlen;'.

Julie James

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Schedule 1, page 11, Table 1, line 15, column 2, leave out 'where –

- (a) P is a person lawfully conducting or involved in lawfully conducting a retail pharmacy business,
- (b) where P is not a pharmacist, the individual selling the straw on behalf of P is a pharmacist or an individual acting under the supervision of a pharmacist, and
- (c) the person to whom P supplies the straw declares to P'

and insert 'who is lawfully conducting a retail pharmacy business where –

- (a) P –
 - (i) is a sole trader and the transaction is carried out by P personally, or is carried out on behalf of P by a pharmacist or an individual acting under the supervision of a pharmacist (including P), or
 - (ii) is not a sole trader and the transaction is carried out on behalf of P by a pharmacist or an individual acting under the supervision of a pharmacist, and
- (b) the consumer to whom P supplies the straw declares'.

Atodlen 1, tudalen 11, Tabl 1, llinell 19, colofn 2, hepgorer ', pan fo –

- (a) P yn berson sy'n cynnal yn gyfreithlon, neu sy'n ymwneud â chynnal yn gyfreithlon, fusnes fferyllfa fanwerthu,
- (b) pan na fo P yn fferyllydd, fod yr unigolyn sy'n gwerthu'r gwelltyn ar ran P yn fferyllydd neu'n unigolyn sy'n gweithredu o dan oruchwyliaeth fferyllydd, a
- (c) y person'

a mewnosoder 'sy'n cynnal yn gyfreithlon fusnes fferyllfa fanwerthu –

- (a) pan –



- (i) fo P yn unig fasnachwr a'r trafodiad yn cael ei gynnal gan P ei hun, neu'n cael ei gynnal ar ran P gan fferyllydd neu unigolyn sy'n gweithredu o dan oruchwyliaeth fferyllydd (gan gynnwys P), neu
 - (ii) na fo P yn unig fasnachwr a'r trafodiad yn cael ei gynnal ar ran P gan fferyllydd neu unigolyn sy'n gweithredu o dan oruchwyliaeth fferyllydd, a
- (b) pan fo'r defnyddiwr'.

Julie James

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Schedule 1, page 11, Table 1, line 30, column 2, leave out 'person' at the second place it appears and insert 'consumer'.

Atodlen 1, tudalen 11, Tabl 1, llinell 35, colofn 2, hepgorer 'person' a mewnosoder 'defnyddiwr'.

Julie James

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Schedule 1, page 11, Table 1, line 33, column 2, after 'P', insert ', or an individual providing care to A on behalf of P,'.

Atodlen 1, tudalen 11, Tabl 1, llinell 38, colofn 2, ar ôl 'P', mewnosoder ', neu unigolyn sy'n darparu gofal i A ar ran P,'.

Julie James

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Schedule 1, page 11, Table 1, line 37, column 2, leave out 'person' at the second place it appears and insert 'consumer'.

Atodlen 1, tudalen 12, Tabl 1, llinell 3, colofn 2, hepgorer 'person' a mewnosoder 'defnyddiwr'.

Julie James

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Schedule 1, page 11, Table 1, line 38, column 2, leave out 'to P that they need the straw, or another person' and insert 'that they need the straw, or an individual'.

Atodlen 1, tudalen 12, Tabl 1, llinell 4, colofn 2, hepgorer 'i P ei fod ef angen y gwelltyn, neu fod person arall' a mewnosoder 'ei fod angen y gwelltyn, neu fod unigolyn'.

Julie James

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Schedule 1, page 13, after line 14, insert –

“carrier bag” (“*bag siopa*”) means a bag, with or without handles, supplied for the purpose of carrying items sold or provided with the bag (and see also section 1(6));’.

Atodlen 1, tudalen 13, ar ôl llinell 29, mewnosoder –

’ystyr “bag siopa” (“*carrier bag*”) yw bag, gyda handlenni neu hebddynt, a ddarperir at ddiben cludo eitemau a werthwyd neu a ddarparwyd gyda’r bag (a gweler hefyd adran 1(6));’.

Julie James

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Schedule 1, page 14, line 20, leave out 'additives which accelerate' and insert 'any substance added for the purpose of accelerating'.

Atodlen 1, tudalen 14, llinell 34, hepgorer 'ychwanegion sy'n' a mewnosoder 'unrhyw sylwedd a ychwanegir at ddiben'.

