

HYSBYSIAD YNGHYLCH GWELLIANNAU NOTICE OF AMENDMENTS

Cyflwynwyd ar 2 Hydref 2023
Tabled on 2 October 2023

Bil yr Amgylchedd (Ansawdd Aer a Seinweddau) (Cymru) Environment (Air Quality and Soundscapes) (Wales) Bill

Lee Waters

18

Section 8, page 4, after line 18, insert –

- ‘(2) The steps taken for the purposes of subsection (1)(b) must, among other things, include steps to promote awareness of the ways in which active travel may reduce or limit air pollution.
- (3) In subsection (2), “active travel” means walking and cycling within the meaning of section 2 of the Active Travel (Wales) Act 2013 (anaw 7).’.

Adran 8, tudalen 4, ar ôl llinell 18, mewnosoder –

- ‘(2) Rhaid i’r camau a gymerir at ddibenion is-adran (1)(b) gynnwys, ymhlith pethau eraill, gamau i hybu ymwybyddiaeth o’r ffyrdd y gall teithio llesol leihau llygredd aer neu gyfyngu arno.
- (3) Yn is-adran (2), ystyr “teithio llesol” yw cerdded a beicio o fewn ystyr adran 2 o Ddeddf Teithio Llesol (Cymru) 2013 (dccc 7).’.

*Janet Finch-Saunders

19

Section 1, page 1, line 10, leave out ‘may’ and insert ‘must’.

Adran 1, tudalen 1, llinell 10, hepgorer ‘Caiff Gweinidogion’ a mewnosoder ‘Rhaid i Weinidogion’.

*Janet Finch-Saunders

20

Page 2, after line 3, insert a new section –

[] **Air quality targets: significant pollutants**



- (1) The Welsh Ministers must by regulations set at least one target (a “significant pollutant air quality target”) in respect of one or more of the pollutants listed in subsection (2).
- (2) For the purposes of subsection (1), the following are “significant pollutants” –
 - (a) PM₁₀;
 - (b) ground level ozone;
 - (c) nitrogen dioxide;
 - (d) carbon monoxide;
 - (e) sulphur dioxide.
- (3) The Welsh Ministers may, by regulations, add to the list of significant pollutants in subsection (2).
- (4) A significant pollutant air quality target may be a long-term target but need not be so.
- (5) Section 1(2) to (6) applies to significant pollutant air quality targets and to regulations under this section as it applies to targets set under section 1 and to regulations under that section.
- (6) In this section, “PM₁₀” means particulate matter with an aerodynamic diameter not exceeding 10 micrometres.’.

Tudalen 2, ar ôl llinell 5, mewnosoder adran newydd –

[] Targedau ansawdd aer: llygryddion sylweddol

- (1) Rhaid i Weinidogion Cymru drwy reoliadau osod o leiaf un targed (“targed ansawdd aer llygryddion sylweddol”) mewn cysylltiad ag un neu ragor o’r llygryddion a restrir yn is-adran (2).
- (2) At ddibenion is-adran (1), mae’r canlynol yn “llygryddion sylweddol” –
 - (a) PM₁₀;
 - (b) osôn ar lefel y ddaear;
 - (c) nitrogen deuocsid;
 - (d) carbon monocsid;
 - (e) sylffwr deuocsid.
- (3) Caiff Gweinidogion Cymru drwy reoliadau ychwanegu at y rhestr o lygryddion sylweddol yn is-adran (2).
- (4) Caiff targed ansawdd aer llygryddion sylweddol fod yn darged hirdymor ond nid oes angen iddo fod.
- (5) Mae adran 1(2) i (6) yn gymwys i dargedau ansawdd aer llygryddion sylweddol ac i reoliadau o dan yr adran hon fel y mae’n gymwys i dargedau a osodir o dan adran 1 ac i reoliadau o dan yr adran honno.
- (6) Yn yr adran hon, ystyr “PM₁₀” yw deunydd gronynnol sydd â diamedr aerodynamig nad yw’n fwy na 10 micrometr.’.

***Janet Finch-Saunders**

21

Section 3, page 2, line 5, leave out ‘or 2’ and insert ‘, 2 or [section to be inserted by amendment 20]’.

Adran 3, tudalen 2, llinell 7, hepgorer 'neu 2' a mewnosoder ', 2 neu [adran i'w mewnosod gan welliant 20]'

***Janet Finch-Saunders** **22**

Section 3, page 2, line 8, after 'pollution', insert ', in particular the issue of transboundary pollutants'.
Adran 3, tudalen 2, llinell 10, ar ôl 'aer', mewnosoder ', yn arbennig y mater ynghylch llygryddion trawsffiniol'.

***Janet Finch-Saunders** **23**

Section 3, page 2, line 9, leave out 'or 2' and insert ', 2 or [section to be inserted by amendment 20]'.
Adran 3, tudalen 2, llinell 11, hepgorer 'neu 2' a mewnosoder ', 2 neu [adran i'w mewnosod gan welliant 20]'

***Janet Finch-Saunders** **24**

Section 3, page 2, line 11, leave out 'or 2' and insert ', 2 or [section to be inserted by amendment 20]'.
Adran 3, tudalen 2, llinell 14, hepgorer 'neu 2' a mewnosoder ', 2 neu [adran i'w mewnosod gan welliant 20]'

***Janet Finch-Saunders** **25**

Section 3, page 2, line 18, leave out 'or 2' and insert ', 2 or [section to be inserted by amendment 20]'.
Adran 3, tudalen 2, llinell 21, hepgorer 'neu 2' a mewnosoder ', 2 neu [adran i'w mewnosod gan welliant 20]'

***Janet Finch-Saunders** **26**

Section 3, page 2, line 29, leave out 'setting a PM_{2.5} air quality target' and insert 'made under section 1 or 2'.
Adran 3, tudalen 2, llinell 31, hepgorer 'sy'n gosod targed ansawdd aer PM_{2.5}' a mewnosoder 'a wneir o dan adran 1 neu 2'.

***Janet Finch-Saunders** **27**

Section 3, page 2, line 29, after 'target', insert 'or a significant pollutant air quality target'.
Adran 3, tudalen 2, llinell 32, ar ôl 'PM_{2.5}', mewnosoder 'neu darged ansawdd aer llygryddion sylweddol'.

***Janet Finch-Saunders** **28**

Section 3, page 2, line 29, leave out '3' and insert '2'.
Adran 3, tudalen 2, llinell 32, hepgorer '3 blynedd' a mewnosoder '2 flynedd'.

***Janet Finch-Saunders**

29

Section 4, page 2, after line 34, insert –

‘(c) significant pollutant air quality targets are met.’.

Adran 4, tudalen 2, ar ôl llinell 37, mewnosoder –

‘(c) bod targedau ansawdd aer llygryddion sylweddol yn cael eu cyflawni.’.

***Janet Finch-Saunders**

30

Section 5, page 3, line 5, leave out ‘or 2’ and insert ‘, 2 or [section to be inserted by amendment 20]’.

Adran 5, tudalen 3, llinell 5, hepgorer ‘neu 2’ a mewnosoder ‘, 2 neu [adran i’w mewnosod gan welliant 20]’.

***Janet Finch-Saunders**

31

Section 5, page 3, line 16, leave out ‘12’ and insert ‘6’.

Adran 5, tudalen 3, llinell 16, hepgorer ‘12’ a mewnosoder ‘6’.

***Janet Finch-Saunders**

32

Section 6, page 3, line 29, leave out ‘and 2’ and insert ‘, 2 or [section to be inserted by amendment 20]’.

Adran 6, tudalen 3, llinell 30, hepgorer ‘a 2’ a mewnosoder ‘, 2 neu [adran i’w mewnosod gan welliant 20]’.

***Janet Finch-Saunders**

33

Section 6, page 3, after line 34, insert –

‘() Where a review carried out under subsection (1) relates to a long-term target, that review must contain at least one interim target that is to be achieved before the date on which the next review is completed.’.

Adran 6, tudalen 3, ar ôl llinell 34, mewnosoder –

‘() Pan fo adolygiad a gynhelir o dan is-adran (1) yn ymwneud â tharged hirdymor, rhaid i’r adolygiad hwnnw gynnwys o leiaf un targed interim sydd i’w gyflawni cyn y dyddiad y cwblheir yr adolygiad nesaf.’.

***Janet Finch-Saunders**

34

Section 6, page 3, after line 34, insert –

‘() A review carried out under subsection (1) must include, but is not limited to, a summary of –

- (a) progress that has been made towards achieving the target,
- (b) steps that have been taken in relation to achieving the target,

- (c) the costs incurred in relation to the target, and
- (d) an assessment of the economic effect on the local and national economy.’.

Adran 6, tudalen 3, ar ôl llinell 34, mewnosoder –

- ‘() Rhaid i adolygiad a gynhelir o dan is-adran (1) gynnwys crynodeb o’r canlynol, ond nid yw wedi ei gyfyngu i hynny –
 - (a) y cynnydd sydd wedi ei wneud tuag at gyflawni’r targed,
 - (b) y camau sydd wedi eu cymryd mewn perthynas â chyflawni’r targed,
 - (c) y costau yr eir iddynt mewn perthynas â’r targed, a
 - (d) asesiad o’r effaith economaidd ar yr economi leol a chenedlaethol.’.

***Janet Finch-Saunders** **35**

Section 6, page 3, line 36, leave out ‘or 2’ and insert ‘, 2 or [section to be inserted by amendment 20]’.

Adran 6, tudalen 3, llinell 37, hepgorer ‘neu 2’ a mewnosoder ‘, 2 neu [adran i’w mewnosod gan welliant 20]’.

***Janet Finch-Saunders** **36**

Section 6, page 3, line 39, leave out ‘or 2’ and insert ‘, 2 or [section to be inserted by amendment 20]’.

Adran 6, tudalen 3, llinell 39, hepgorer ‘neu 2’ a mewnosoder ‘, 2 neu [adran i’w mewnosod gan welliant 20]’.

***Janet Finch-Saunders** **37**

Section 6, page 4, line 2, leave out ‘or 2’ and insert ‘, 2 or [section to be inserted by amendment 20]’.

Adran 6, tudalen 4, llinell 2, hepgorer ‘neu 2’ a mewnosoder ‘, 2 neu [adran i’w mewnosod gan welliant 20]’.

***Janet Finch-Saunders** **38**

Section 7, page 4, line 10, leave out ‘or 2’ and insert ‘, 2 or [section to be inserted by amendment 20]’.

Adran 7, tudalen 4, llinell 10, hepgorer ‘neu 2’ a mewnosoder ‘, 2 neu [adran i’w mewnosod gan welliant 20]’.

***Janet Finch-Saunders** **39**

Section 7, page 4, line 11, after ‘(1)’, insert ‘as soon as is reasonably practicable’.

Adran 7, tudalen 4, llinell 11, ar ôl ‘(1)’, mewnosoder ‘cyn gynted ag y bo’n rhesymol ymarferol’.

***Janet Finch-Saunders** **40**

Section 8, page 4, after line 18, insert –

‘(c) links between active travel and reducing or limiting air pollution.’.

Adran 8, tudalen 4, ar ôl llinell 18, mewnosoder –

‘(c) cysylltiadau rhwng teithio llesol a lleihau llygredd aer neu gyfyngu arno.’.

***Janet Finch-Saunders**

41

Page 4, after line 18, insert a new section –

[] Promoting active travel to improve air quality

The Welsh Ministers and local authorities must take steps to promote active travel as a means of improving air quality.’.

Tudalen 4, ar ôl llinell 18, mewnosoder adran newydd –

[] Hyrwyddo teithio llesol i wella ansawdd aer

Rhaid i Weinidogion Cymru ac awdurdodau lleol gymryd camau i hyrwyddo teithio llesol fel ffordd o wella ansawdd aer.’.

***Janet Finch-Saunders**

42

Section 10, page 5, after line 4, insert –

‘() the Clean Air Advisory Panel;’.

Adran 10, tudalen 5, ar ôl llinell 4, mewnosoder –

‘() the Clean Air Advisory Panel.’’.

***Janet Finch-Saunders**

43

Section 11, page 6, line 2, leave out ‘may’ and insert ‘must’.

Adran 11, tudalen 6, llinell 2, hepgorer ‘may’ a mewnosoder ‘must’.

***Janet Finch-Saunders**

44

Section 13, page 6, after line 36, insert –

‘(1B) Before conducting a review, a local authority in Wales may seek advice from the Welsh Ministers in relation to estimating costs of implementing the findings of the review.’’.

Adran 13, tudalen 6, ar ôl llinell 37, mewnosoder –

‘(1B) Before conducting a review, a local authority in Wales may seek advice from the Welsh Ministers in relation to estimating costs of implementing the findings of the review.’’.

***Janet Finch-Saunders**

45

Section 14, page 7, line 8, after '(a)', insert 'within 12 months of the air quality management area being designated,'.

Adran 14, tudalen 7, llinell 8, ar ôl '(a)', mewnosoder 'within 12 months of the air quality management area being designated,'.

***Janet Finch-Saunders**

46

Section 14, page 7, after line 27, insert –

- '() An action plan must also set out what steps the local authority has taken to engage in collaboration with any persons it considers appropriate for the purposes of achieving are quality standards and objectives within the designated area.'

Adran 14, tudalen 7, ar ôl llinell 27, mewnosoder –

- '() An action plan must also set out what steps the local authority has taken to engage in collaboration with any persons it considers appropriate for the purposes of achieving are quality standards and objectives within the designated area.'

***Janet Finch-Saunders**

47

Section 14, page 7, after line 39, insert –

- '(9) Where a local authority sends an action plan for approval under subsection (2) or (6), the Welsh Ministers must notify the local authority of their decision within three months of the plan being received.''

Adran 14, tudalen 7, ar ôl llinell 39, mewnosoder –

- '(9) Where a local authority sends an action plan for approval under subsection (2) or (6), the Welsh Ministers must notify the local authority of their decision within three months of the plan being received.''

***Janet Finch-Saunders**

48

Section 16, page 10, leave out lines 2 to 8 and insert –

- '(a) by regulations, set out a list of those classes those classes of fireplace that are exempt under subsection (1) including any details of any conditions to which an exemption is subject;
 - (b) as soon as practicable after the making of such regulations the Welsh Ministers must take such steps as appear to them suitable for bringing the effect of the regulations to the notice of persons affected by the regulations.
- (4) A statutory instrument containing regulations under subsection (3)(a) may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, Senedd Cymru.'

Adran 16, tudalen 10, hepgorer llinellau 2 hyd at 8 a mewnosoder –

- (a) by regulations, set out a list of those classes those classes of fireplace that are exempt under subsection (1) including any details of any conditions to which an exemption is subject;
 - (b) as soon as practicable after the making of such regulations the Welsh Ministers must take such steps as appear to them suitable for bringing the effect of the regulations to the notice of persons affected by the regulations.
- (4) A statutory instrument containing regulations under subsection (3)(a) may not be made unless a draft of the instrument has been laid before, and approved by a resolution of, Senedd Cymru.’.

***Janet Finch-Saunders** **49**

Page 10, line 33, leave out section 19.

Tudalen 10, llinell 33, hepgorer adran 19.

***Janet Finch-Saunders** **50**

Page 11, line 22, leave out section 21.

Tudalen 11, llinell 22, hepgorer adran 21.

***Janet Finch-Saunders** **51**

Page 12, after line 10, insert a new section –

[] Stationary idling offence: designated zones

- (1) The Road Traffic (Vehicle Emissions) (Fixed Penalty) (Wales) Regulations 2003 are amended as follows.
- (2) In regulation 2(1), after the entry “designated local authority” insert –
“designated zone” (“*parth dynodedig*”) means a place located within 50 metres of a school, hospital, care home.”
- (3) In regulation 8(b), leave out “, on payment of £20” and insert –
 - “(i) where the offence is committed at a designated zone, on payment of £60;
 - (ii) in all other cases, on payment of £20.”.

Tudalen 12, ar ôl llinell 10, mewnosoder adran newydd –

[] Trosedd segura llonydd: parthau dynodedig

- (1) Mae Rheoliadau Traffig Ffyrdd (Allyriadau Cerbydau) (Cosbau Penodedig) (Cymru) 2003 wedi eu diwygio fel a ganlyn.
- (2) Yn rheoliad 2(1), ar ôl y cofnod ar gyfer “hysbysiad yn gofyn am wrandawriad” mewnosoder –

“ystyr “parth dynodedig” (“designated zone”) yw man a leolir o fewn 50 metr i ysgol, ysbyty, cartref gofal.”

(3) Yn rheoliad 8(b), hepgorer “, drwy dalu £20” a mewnosoder –

“(i) pan fo’r tramgwydd wedi’i gyflawni mewn parth dynodedig, drwy dalu £60;

(ii) ym mhob achos arall, drwy dalu £20.”.

***Janet Finch-Saunders**

52

Page 12, after line 10, insert a new section –

**‘CHAPTER 3
OFFICE FOR AIR QUALITY PROTECTION**

[] Office for Air Quality Protection

- (1) There is to be a body corporate known as the Office for Air Quality Protection.
- (2) The Welsh Ministers must lay a draft of a statutory instrument containing regulations setting out further provision about the body within 12 months of the date on which this Act receives Royal Assent.’.

Tudalen 12, ar ôl llinell 10, mewnosoder adran newydd –

**‘PENNOD 3
SWYDDFA DIOGELU ANSAWDD AER**

[] Swyddfa Diogelu Ansawdd Aer

- (1) Bydd corff corfforedig o’r enw’r Swyddfa Diogelu Ansawdd Aer.
- (2) Rhaid i Weinidogion Cymru osod drafft o offeryn statudol sy’n cynnwys rheoliadau sy’n nodi darpariaeth bellach ynghylch y corff o fewn 12 mis i’r dyddiad y caiff y Ddeddf hon y Cydsyniad Brenhinol.’.

***Janet Finch-Saunders**

53

Page 12, after line 12, insert a new section –

‘Definition of soundscapes

[] Definition of soundscapes

- (1) For the purposes of this Part, “soundscapes” means the acoustic environment as perceived, experienced or understood by a person (or people).
- (2) The Welsh Ministers may, by regulations, amend the definition in subsection (1).’.

Tudalen 12, ar ôl llinell 12, mewnosoder adran newydd –

‘Diffiniad o seinweddau

[] Diffiniad o seinweddau

- (1) At ddibenion y Rhan hon, ystyr “seinweddau” yw’r amgylchedd acwstig fel y’i canfyddir, y’i profir neu y’i deallir gan berson (neu bobl).

(2) Caiff Gweinidogion Cymru drwy reoliadau ddiwygio'r diffiniad yn is-adran (1).'

***Janet Finch-Saunders** 54

Section 22, page 12, at the beginning of line 15, insert 'Within 2 years of the date on which this Act receives Royal Assent,'.

Adran 22, tudalen 12, ar ddechrau llinell 15, mewnosoder 'O fewn 2 flynedd i'r dyddiad y caiff y Ddeddf hon y Cydsyniad Brenhinol,'.

***Janet Finch-Saunders** 55

Section 22, page 12, line 16, leave out 'and management' and insert ', management and design'.

Adran 22, tudalen 12, llinell 16, hepgorer 'a rheoli' a mewnosoder ', rheoli a dylunio'.

***Janet Finch-Saunders** 56

Section 22, page 12, line 17, leave out 'reducing levels of' and insert 'effectively managing'.

Adran 22, tudalen 12, llinell 17, hepgorer 'a gostwng lefelau llygredd sŵn' a mewnosoder 'llygredd sŵn a'i reoli'n effeithiol'.

***Janet Finch-Saunders** 57

Section 27, page 15, after line 9, insert –

'() section [section to be inserted by amendment [Stationary idling offence: designated zones]';

Adran 27, tudalen 15, ar ôl llinell 9, mewnosoder –

'() adran [adran i'w mewnosod gan welliant [Trosedd segura llonydd: parthau dynodedig]]';

***Janet Finch-Saunders** 58

Section 27, page 15, after line 9, insert –

'() section [section to be inserted by amendment [Definition of soundscapes]';

Adran 27, tudalen 15, ar ôl llinell 9, mewnosoder –

'() adran [adran i'w mewnosod gan welliant [Diffiniad o seinweddau]]';

***Janet Finch-Saunders** 59

Schedule 1, page 16, after line 6, insert –

'[] After paragraph 2 of Schedule 1 (coming into operation of smoke control orders) insert –

“(2A) The local authority must publish such a notice on the authority’s website and keep it published throughout the period mentioned in paragraph 1(b).”.

Atodlen 1, tudalen 16, ar ôl llinell 6, mewnosoder –

[] Ar ôl paragraff 2 o Atodlen 1 (gorchmynion rheoli mwg yn dod yn weithredol) mewnosoder –

“(2A) The local authority must publish such a notice on the authority’s website and keep it published throughout the period mentioned in paragraph 1(b).”.

***Janet Finch-Saunders**

60

Schedule 1, page 18, line 6, after ‘10(5)’, insert ‘, 19G(3)’.

Atodlen 1, tudalen 18, llinell 6, ar ôl ‘10(5)’, mewnosoder ‘, 19G(3)’.

***Janet Finch-Saunders**

61

Page 19, line 4, leave out schedule 2.

Tudalen 19, llinell 5, hepgorer atodlen 2.