CYNGOR SIR CEREDIGION

Adroddiad i'r:	**Pwyllgor Moeseg a Safonau**
Dyddiad y cyfarfod:	**19 Mai 2021**
Teitl:	**Rheoliadau Cyd-bwyllgorau Corfforedig (Cyffredinol) (Cymru) 2021**
Diben yr Adroddiad:	**Nodi cynnwys perthnasol Rheoliadau Cyd-bwyllgorau Corfforedig (Cyffredinol) (Cymru) 2021 mewn perthynas â safonau ymddygiad**

Mae Rheoliadau Cyd-bwyllgorau Corfforedig (Cyffredinol) (Cymru) 2021 yn cyflwyno nifer o ddarpariaethau mewn perthynas â'r gwaith cyffredinol o weinyddu a llywodraethu'r Cyd-bwyllgorau Corfforedig a sefydlwyd o dan Ran 5 o Ddeddf Llywodraeth Leol ac Etholiadau (Cymru) 2021.

Daeth y darpariaethau hynny i rym ar 1 Ebrill 2021.

Y bwriad cyffredinol wrth sefydlu Cyd-bwyllgorau Corfforedig yw y bydd Cyd-bwyllgor Corfforedig yn cael ei drin fel rhan o'r 'teulu llywodraeth leol' neu fel aelod ohono ac y bydd i raddau helaeth yn ddarostyngedig i'r un pwerau a dyletswyddau ag awdurdodau lleol, neu bwerau a dyletswyddau tebyg i awdurdodau lleol, yn y ffordd y maent yn gweithredu ac yn cael eu llywodraethu.
Mae'r rheoliadau cyffredinol yn gosod y gofynion a'r fframwaith deddfwriaethol angenrheidiol ar gyfer gweinyddu a llywodraethu Cyd-bwyllgor Corfforedig yn effeithiol.

Mae'r rheoliadau cyffredinol yn ceisio sicrhau, fel rhan o'r defnydd ehangach o fframwaith moesegol llywodraeth leol, bod aelodau, cyfranogwyr cyfetholedig a chyflogeion Cyd-bwyllgorau Corfforedig yn ddarostyngedig i safonau ymddygiad priodol.

Mae'r darpariaethau yn y rheoliadau cyffredinol hyn yn sicrhau bod cod ymddygiad yr awdurdod perthnasol yn cael ei gymhwyso i aelodau a chyfranogwyr cyfetholedig Cyd-bwyllgor Corfforedig. Hynny yw, bydd cod ymddygiad yr awdurdod perthnasol y daw'r aelod neu'r cyfranogwr cyfetholedig ohono yn gymwys. Mae hyn yn cynnwys ei gwneud yn ofynnol iddynt gofrestru unrhyw fuddiannau personol sydd ganddynt ym musnes y Cyd-bwyllgor Corfforedig yng nghofrestr fuddiant eu hawdurdod perthnasol.

Mae'r Rhan 1 Rheoliad 3 o'r Rheoliadau Cyffredinol ac Atodlen 1: Safonau Ymddygiad i'w cael yn **Atodiad A.**

Argymhelliad:	Nodi cynnwys perthnasol Rheoliadau Cyd-bwyllgorau Corfforedig (Cyffredinol) (Cymru) 2021 mewn perthynas â safonau ymddygiad

SCHEDULE 1 STANDARDS OF CONDUCT

Regulation 3

Application of relevant authority's code of conduct to members and co-opted participants

1

(1) Sub-paragraph (2) applies to a person who—

(a) is—

(i) a member, or

(ii) a co-opted participant,

of a corporate joint committee, and

(b) is—

(i) a member, or

(ii) a co-opted member,

of a relevant authority.

(2) For the purposes of the code of conduct of the relevant authority, a person to whom this paragraph applies is to be treated as though they had been appointed by the relevant authority to serve on the corporate joint committee.

(3) Where, by virtue of sub-paragraph (2), a person to whom that sub-paragraph applies is required, in so far as they are acting for the corporate joint committee, to comply with the model code of conduct ("the code"), sub-paragraphs (4) and (5) apply.

(4) References to a person's "authority" in Part 3 of the code are to be read as references to the corporate joint committee for which the person is acting.

(5) A person must register any personal interests they have in the business of the corporate joint committee in their relevant authority's register of member's interests by providing written notification to the authority's monitoring officer.

Application of authority code of conduct to employees

2

(1) Sub-paragraph (2) applies unless—

(a) express provision is made to the contrary, or

(b) the context requires otherwise.

(2) The Code of Conduct (Qualifying Local Government Employees) (Wales) Order 2001("the 2001 Order") applies to an employee of a corporate joint committee as it applies to an employee of a relevant authority.

(3) In the 2001 Order, as it applies by virtue of sub-paragraph (2), a reference to an employee's authority is to be read as reference to an employee's corporate joint committee.

Interpretation of Schedule 1

3

In this Schedule—

(a) references to “the 2000 Act” are to the Local Government Act 2000;

(b) references to the “model code of conduct” are to the model code of conduct set out in the Schedule to the Local Authorities (Model Code of Conduct) (Wales) Order 2008;

(c) “code of conduct” means the code of conduct adopted by a relevant authority under section 51 of the 2000 Act;

(d) “co-opted member” has the meaning given by section 49 of the 2000 Act;

(e) “relevant authority” has the meaning given by section 49 of the 2000 Act.

NOTES
Initial Commencement

Specified date
Specified date: 1 April 2021: see reg 1(2).

Document information

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