

Jane Hutt AC / AM  
Y Gweinidog Cyllid a Busnes y Llywodraeth  
Minister for Finance and Government Business



Llywodraeth Cymru  
Welsh Government

Ein cyf/Our ref MA-L/MD/0147/16

All Assembly Members  
National Assembly For Wales  
Cardiff Bay  
Cardiff  
CF99 1NA

29 February 2016

Dear Members,

**Public Health (Wales) Bill - Government Amendments**

I am enclosing detail of the Government amendments tabled to the Public Health (Wales) Bill, together with an explanation of their purpose and effect.

A handwritten signature in black ink that reads "Jane".

**Jane Hutt AC / AM**  
Y Gweinidog Cyllid a Busnes y Llywodraeth  
Minister for Finance and Government Business

## PUBLIC HEALTH (WALES) BILL – STAGE 3 GOVERNMENT AMENDMENTS

This table provides information about the amendments tabled in the name of Mark Drakeford AM on 26 February 2016.

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
50.	Long title, page 1, line 6, after ‘toilets;’, insert ‘about health impact assessments;’.	Teitl hir, tudalen 1, llinell 6, ar ôl ‘cyhoeddus;’, mewnosoder ‘ynghylch asesiadau o’r effaith ar iechyd;’.	<p>The purpose of this amendment is to insert additional wording to the long title of the Bill.</p> <p>The effect of the amendment is to reflect the provisions about health impact assessments inserted by amendments 55, 92, 93 and 94 within the long title of the Bill.</p>
51.	Section 1, page 1, line 15, leave out ‘and public places’ and insert ‘, public places, school grounds, hospital grounds and public playgrounds’.	Adran 1, tudalen 1, llinell 15, hepgorer ‘a mannau cyhoeddus’ a mewnosoder ‘, mewn mannau cyhoeddus, yn nhir ysgolion, yn nhir ysbytai ac mewn meysydd chwarae cyhoeddus’.	<p>The purpose of this amendment is to replace wording in the overview section of the Bill.</p> <p>The effect of the amendment is to reflect the provisions about smoke-free school grounds, hospital grounds and public playgrounds inserted by amendments 60, 61 and 62 in the section providing an overview of the main provisions in the Bill.</p>
52.	<p>Section 1, page 1, line 19, leave out ‘and’ at the first place where it appears and insert—</p> <p>‘(i) restricting the use of nicotine inhaling devices’.</p>	<p>Adran 1, tudalen 1, llinell 19, hepgorer ‘ac’ a mewnosoder—</p> <p>‘(i) sy’n cyfyngu ar y defnydd o ddyfeisiau mewnanadlu nicotin’.</p>	<p>The purpose of this amendment is to replace wording in the overview section of the Bill.</p> <p>The effect of amendments 52, 53 and 54 together is to clarify that Chapter 1 of Part 2 makes provision about the use of nicotine inhaling devices in three ways. The amendments provide a numbered list of the</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			main provisions that are made for nicotine inhaling devices within the section providing an overview of the main provisions in the Bill.
53.	Section 1, page 1, line 20, leave out ‘confers power on the Welsh Ministers’ and insert—  (ii) enabling the Welsh Ministers to make regulations amending Schedule 1, and’.	Adran 1, tudalen 1, llinell 20, hepgorer ‘mae’n rhoi pŵer i Weinidogion Cymru’ a mewnosoder—  (ii) sy’n galluogi Gweinidogion Cymru i wneud rheoliadau sy’n diwygio Atodlen 1, ac’.	See amendment 52.
54.	Section 1, page 1, line 21, leave out ‘premises and’.	Adran 1, tudalen 1, llinell 22, hepgorer ‘mangreuedd a cherbydau’ a mewnosoder ‘cerbydau’.	See amendment 52.
55.	Section 1, page 2, line 18, after ‘7’, insert ‘requires the Welsh Ministers to make regulations about the carrying out of health impact assessments by public bodies and’.	Adran 1, tudalen 2, llinell 20, ar ôl ‘7’, mewnosoder ‘yn ei gwneud yn ofynnol i Weinidogion Cymru wneud rheoliadau ynghylch cynnal asesiadau o’r effaith ar iechyd gan gyrff cyhoeddus ac’.	The purpose of this amendment is to insert additional wording to the overview section of the Bill.  The effect of the amendment is to reflect the provisions about the use of health impact assessments by public bodies inserted by amendments 92, 93 and 94 in the section providing an overview of the main provisions in the Bill.
56.	Section 4, page 3, line 29, leave out ‘10’ and insert ‘[ <i>section to be inserted by amendment 5 in AiC 73/48</i> ].’	Adran 4, tudalen 3, llinell 32, hepgorer ‘10’ a mewnosoder ‘()’.	The purpose of this amendment is to make a change to the cross referencing in section 4(2).

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			<p>The effect of the amendment is to ensure correct cross-referencing to sections containing provisions about smoke-free premises.</p> <p>Consequential to amendments 60, 61 and 62.</p>
57.	<p>Section 6, page 4, after line 27, insert—</p> <p>‘(a) premises which are smoke-free by virtue of section [<i>section to be inserted by amendment 3 in AiC 73/48</i>], [<i>section to be inserted by amendment 4 in AiC 73/48</i>] or [<i>section to be inserted by amendment 5 in AiC 73/48</i>],’</p>	<p>Adran 6, tudalen 4, ar ôl llinell 32, mewnosoder—</p> <p>‘(a) â mangreodd sy’n ddi-fwg yn rhinwedd adran (), () neu (),’.</p>	<p>The purpose of this amendment is to insert additional wording and cross-referencing into section 6(2).</p> <p>The effect of the amendment is to enable the Welsh Ministers to make regulations to apply the offence of failing to prevent smoking in smoke-free premises to school grounds, hospital grounds and public playgrounds.</p> <p>Consequential to amendments 60, 61 and 62.</p>
58.	<p>Section 7, page 5, line 8, leave out ‘NID-free by virtue of section 14’ and insert ‘specified in regulations’.</p>	<p>Adran 7, tudalen 5, llinell 10, hepgorer ‘sy’n ddi-DMN neu sy’n ymwneud â rheoli mangre sy’n ddi-DMN yn rhinwedd adran 14’ a mewnosoder ‘a bennir mewn rheoliadau, neu sy’n ymwneud â rheoli mangre a bennir mewn rheoliadau.’.</p>	<p>The purpose of this amendment is to replace wording in section 7 relating to the offence of failing to prevent use of a NID in NID-free premises.</p> <p>The effect of this amendment is to provide the Welsh Ministers with a regulation-making power to make regulations which specify the premises in which the offence of failing to prevent use of a NID in NID-free premises will apply.</p> <p>The amendment should be read alongside</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			amendment 59.
59.	<p>Section 7, page 5, after line 10, insert—</p> <p>‘(2) Regulations under subsection (1) may only specify premises which are NID-free by virtue of section 14.’</p>	<p>Adran 7, tudalen 5, ar ôl llinell 12, mewnosoder—</p> <p>‘(2) Ni chaiff rheoliadau o dan is-adran (1) ond pennu mangre sy’n ddi-DMN yn rhinwedd adran 14.’</p>	<p>The purpose of this amendment is to insert a new subsection relating to the offence of failing to prevent the use of a nicotine inhaling device in NID-free premises.</p> <p>The effect of the amendment is that the Welsh Ministers’ regulations under section 7(1) may only apply the offence of failing to prevent the use of a NID to premises that are made NID-free by this Bill, or regulations arising from it.</p> <p>This amendment should be read alongside amendment 58.</p>
60.	<p>Page 6, after line 21, insert a new section—</p> <p>‘10 School grounds</p> <p>(1) Premises in Wales are smoke-free for the purposes of this Chapter so far as they consist of the grounds of a school.</p> <p>(2) In the case of premises consisting of grounds that adjoin the school concerned, the premises are smoke-free only when either or both of—</p> <p>(a) the grounds, or any part of the grounds, or</p>	<p>Tudalen 6, ar ôl llinell 22, mewnosoder adran newydd-</p> <p>‘10 Tir ysgolion</p> <p>(1) Mae mangre yng Nghymru yn ddi-fwg at ddibenion y Bennod hon i’r graddau y mae’n dir ysgol.</p> <p>(2) Yn achos mangre sy’n dir sy’n cydffinio â’r ysgol o dan sylw, dim ond pan yw’r naill neu’r llall neu’r ddau o’r canlynol yn cael ei ddefnyddio at ddiben addysg neu ofal plant y mae’r fangre yn ddi-fwg—</p>	<p>The purpose of this amendment is to insert a new section which provides that school grounds in Wales are smoke-free, and to describe the extent of the requirement to be smoke-free.</p> <p>The effect of this amendment is to make school grounds in Wales smoke-free. If the grounds adjoin the school, they are smoke-free when the grounds and/or the school are being used for the purpose of education and/or childcare. Where the grounds being used do not adjoin the school, the grounds are smoke-free only when they are being used for the purpose of education or childcare. School</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(b) the school, or any part of it, are being used for the purpose of education or childcare.</p> <p>(3) In the case of premises consisting of grounds that do not adjoin the school concerned, the premises are smoke-free only when the grounds, or any part of the grounds, are being used for the purpose of education or childcare.</p> <p>(4) The grounds of a school, for the purposes of this section, are premises that—</p> <p>(a) are used exclusively or mainly by the school, for purposes that include educational, sporting or recreational purposes, and</p> <p>(b) are not enclosed or substantially enclosed.</p> <p>(5) In the case of a school that provides residential accommodation to pupils, the person in charge may designate any area in the grounds as being an area in which smoking is to be permitted, and to that extent the premises are to be treated as not being</p>	<p>(a) y tir, neu unrhyw ran o'r tir, neu</p> <p>(b) yr ysgol, neu unrhyw ran ohoni.</p> <p>(3) Yn achos mangre sy'n dir nad yw'n cydffinio â'r ysgol o dan sylw, dim ond pan yw'r tir, neu unrhyw ran o'r tir, yn cael ei ddefnyddio at ddiben addysg neu ofal plant y mae'r fangre yn ddi-fwg.</p> <p>(4) Mae tir ysgol, at ddibenion yr adran hon, yn fangre—</p> <p>(a) a ddefnyddir yn gyfan gwbl neu'n bennaf gan yr ysgol, at ddibenion sy'n cynnwys dibenion addysgol, dibenion chwaraeon neu ddibenion hamdden, a</p> <p>(b) nad yw'n gaeedig nac yn sylweddol gaeedig.</p> <p>(5) Yn achos ysgol sy'n darparu llety preswyl i ddisgyblion, caiff y person a chanddo ofal ddynodi unrhyw ardal yn y tir yn ardal lle y mae ysmygu i gael ei ganiatáu, ac i'r graddau hynny mae'r fangre i gael ei thrin fel pe na bai'n ddi-fwg at ddibenion y Bennod</p>	<p>grounds are defined as premises that are used exclusively or mainly by the school, for purposes that include educational, sporting or recreational purposes, and which are not enclosed or substantially enclosed.</p> <p>For schools that provide residential accommodation to pupils, the amendment permits an area of the grounds to be designated as not smoke-free (i.e. where smoking is permitted). The Welsh Ministers may make regulations which specify conditions that must be met for such a designation to be a valid one, specify a requirement to keep a record of the designation, and provide detail about the circumstances in which a designation would cease to have effect.</p> <p>Any area of the school grounds that is used as part of a dwelling is not covered by the requirement to be smoke-free.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>smoke-free for the purposes of this Chapter.</p> <p>(6) Regulations may make provision—</p> <p>(a) specifying conditions to be met before an area may be designated under subsection (5),</p> <p>(b) requiring the keeping of records of designations, and</p> <p>(c) about the circumstances in which a designation is to cease to have effect.</p> <p>(7) Premises used as a dwelling are not smoke-free by virtue of this section.’.</p>	<p>hon.</p> <p>(6) Caiff rheoliadau wneud darpariaeth—</p> <p>(a) sy’n pennu amodau sydd i gael eu bodloni cyn y caniateir i ardal gael ei dynodi o dan is-adran (5),</p> <p>(b) sy’n ei gwneud yn ofynnol cadw cofnodion o ddynodiadau, ac</p> <p>(c) ynghylch yr amgylchiadau y mae dynodiad i beidio â chael effaith odanynt.</p> <p>(7) Nid yw mangre a ddefnyddir fel annedd yn ddi-fwg yn rhinwedd yr adran hon.’.</p>	
61.	<p>Page 6, after line 21, insert a new section—</p> <p>‘11 Hospital grounds</p> <p>(1) Premises are smoke-free premises for the purposes of this Chapter so far as they consist of hospital grounds.</p> <p>(2) The premises are smoke-free at all times.</p>	<p>Tudalen 6, ar ôl llinell 22, mewnosoder adran newydd-</p> <p>‘11 Tir ysbytai</p> <p>(1) Mae mangre yn fangre ddi-fwg at ddibenion y Bennod hon i’r graddau y mae’n dir ysbyty.</p> <p>(2) Mae’r fangre yn ddi-fwg drwy’r amser.</p> <p>(3) Mae tir ysbyty, at ddibenion yr adran</p>	<p>The purpose of this amendment is to insert a new section which provides that hospital grounds in Wales are smoke-free, and to describe the extent of the requirement to be smoke-free.</p> <p>The effect of the amendment is to make hospital grounds in Wales smoke-free all of the time. Hospital grounds are defined as premises that adjoin the hospital, are used or occupied by it, and are not enclosed or</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(3) The grounds of a hospital, for the purposes of this section, are premises that—</p> <p>(a) adjoin the hospital, and</p> <p>(b) are used or occupied by it, but</p> <p>(c) are not enclosed or substantially enclosed.</p> <p>(4) The person in charge may designate any area in the grounds as being an area in which smoking is to be permitted, and to that extent the premises are to be treated as not being smoke-free for the purposes of this Chapter.</p> <p>(5) Regulations may make provision—</p> <p>(a) specifying conditions to be met before an area may be designated under subsection (4),</p> <p>(b) requiring the keeping of records of designations, and</p> <p>(c) about the circumstances in which a designation is to cease to have effect.</p>	<p>hon, yn fangre—</p> <p>(a) sy'n cydffinio â'r ysbyty, a</p> <p>(b) a ddefnyddir ganddo neu sydd wedi ei meddiannu ganddo, ond</p> <p>(c) nad yw'n gaeedig nac yn sylweddol gaeedig.</p> <p>(4) Caiff y person a chanddo ofal ddynodi unrhyw ardal yn y tir yn ardal lle y mae ysmegu i gael ei ganiatáu, ac i'r graddau hynny mae'r fangre i gael ei thrin fel pe na bai'n ddi-fwg at ddibenion y Bennod hon.</p> <p>(5) Caiff rheoliadau wneud darpariaeth—</p> <p>(a) sy'n pennu amodau sydd i gael eu bodloni cyn y caniateir i ardal gael ei dynodi o dan is-adran (4),</p> <p>(b) sy'n ei gwneud yn ofynnol cadw cofnodion o ddynodiadau, ac</p> <p>(c) ynghylch yr amgylchiadau y mae dynodiad i beidio â chael effaith odanynt.</p>	<p>substantially enclosed.</p> <p>The amendment permits the person in charge of the hospital grounds to designate any area of the grounds as not smoke-free (i.e. where smoking is permitted). The Welsh Ministers may make regulations which specify the conditions that must be met in order for such a designation to be a valid one, specify a requirement to keep a record of the designation, and provide details about the circumstances in which a designation would cease to have effect.</p> <p>Any area of the hospital grounds that is used as part of an adult care home, adult hospice or dwelling is not covered by the requirement to be smoke-free.</p>



No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	(6) Premises consisting of an adult care home or of an adult hospice or premises used as a dwelling are not smoke-free by virtue of this section.’	(6) Nid yw mangre sy’n gartref gofal i oedolion neu’n hosbis i oedolion na mangre a ddefnyddir fel annedd yn ddi-fwg yn rhinwedd yr adran hon.’	
62.	<p>Page 6, after line 21, insert a new section—</p> <p>‘12 <b>Public playgrounds</b></p> <p>(1) Premises are smoke-free premises for the purposes of this Chapter so far as they consist of a public playground.</p> <p>(2) The premises are smoke-free—</p> <p>(a) if the premises are within clearly marked boundaries, in the whole of the area within those boundaries;</p> <p>(b) otherwise, only so far as within five metres of any item of playground equipment.</p> <p>(3) The premises are smoke-free at all times.</p> <p>(4) Premises used as a dwelling are not smoke-free by virtue of this section.</p> <p>(5) Premises consist of a public playground for the purposes of this section if—</p>	<p>Tudalen 6, ar ôl llinell 22, mewnosoder adran newydd—</p> <p>‘12 <b>Meysydd chwarae cyhoeddus</b></p> <p>(1) Mae mangre yn fangre ddi-fwg at ddibenion y Bennod hon i’r graddau y mae’n faes chwarae cyhoeddus.</p> <p>(2) O ran y fangre—</p> <p>(a) os yw o fewn ffiniau sydd wedi eu marcio’n glir, mae’n ddi-fwg yn yr ardal gyfan o fewn y ffiniau hynny;</p> <p>(b) fel arall, nid yw’n ddi-fwg ond i’r graddau y mae o fewn pum metr i unrhyw eitem o gyfarpar maes chwarae.</p> <p>(3) Mae’r fangre yn ddi-fwg drwy’r amser.</p> <p>(4) Nid yw mangre a ddefnyddir fel annedd yn ddi-fwg yn rhinwedd yr adran hon.</p> <p>(5) Mae mangre yn faes chwarae cyhoeddus at ddibenion yr adran</p>	<p>The purpose of this amendment is to insert a new section which provides that public playgrounds in Wales are smoke-free, and to describe the extent of the requirement to be smoke-free.</p> <p>The effect of the amendment is to make public playgrounds in Wales smoke-free all of the time. The playgrounds are smoke-free within the area of their boundary or, where no clear boundary exists, within 5 metres of any item of playground equipment.</p> <p>Public playgrounds are defined as premises that are designed or adapted for use by children of one or more items of playground equipment; that are, to any extent, under the control or management of the local authority or community council (or are controlled, managed or maintained by virtue of arrangements made by a local authority or community council); and that are open to the public for the purpose of providing play facilities for children.</p> <p>Premises used as a dwelling are not covered by the requirement to be smoke-free.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(a) they are designed or adapted for the use, by children, of one or more items of playground equipment,</p> <p>(b) a local authority or community council, or a person acting by virtue of arrangements made with a local authority or community council, controls them or is to any extent engaged in their management or maintenance, or makes arrangements in respect of their control or management or maintenance, and</p> <p>(c) they are open to the public, for the purpose (or the primary purpose) of the provision of play facilities for children.’.</p>	<p>hon—</p> <p>(a) os yw wedi ei dylunio neu ei haddasu ar gyfer defnyddio un neu ragor o eitemau o gyfarpar maes chwarae gan blant,</p> <p>(b) os oes gan awdurdod lleol neu gyngor cymuned, neu berson sy’n gweithredu yn rhinwedd trefniadau a wneir gydag awdurdod lleol neu gyngor cymuned, reolaeth drosti neu os yw i unrhyw raddau yn ymwneud â’i rheoli neu ei chynnal a’i chadw, neu’n gwneud trefniadau mewn cysylltiad â rheolaeth drosti, neu ei rheoli neu ei chynnal a’i chadw, ac</p> <p>(c) os yw ar agor i’r cyhoedd, at ddiben (neu at brif ddiben) darparu cyfleusterau chwarae i blant.’.</p>	
63.	<p>Section 10, page 6, line 24, leave out ‘(workplaces) or 9 (premises that are open to the public)’ and insert ‘, 9, [section to be inserted by amendment 3 in AiC 73/48], [section to be inserted by amendment 4 in AiC 73/48] or [section to be inserted by amendment 5 in AiC 73/48]’.</p>	<p>Adran 10, tudalen 6, llinell 25, hepgorer ‘(gweithleoedd) neu 9 (mangreoedd sydd ar agor i’r cyhoedd)’ a mewnosoder ‘, 9, (), () neu ()’.</p>	<p>The purpose of this amendment is to replace wording and cross-referencing in the section providing the Welsh Ministers with a regulation-making power to make additional premises smoke-free.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			<p>The effect of the amendment is to ensure correct cross-referencing which reflects the provisions on smoke-free school grounds, hospital grounds and public playgrounds inserted by amendments 60, 61 and 62. The regulation-making power to provide for additional smoke-free premises is limited to any place, or description of place, that is not already smoke-free by virtue of Chapter 1 of Part 2 of the Bill.</p> <p>Consequential to amendments 60, 61 and 62.</p>
64.	<p>Section 13, page 8, line 7, after ‘public), insert— ‘, and  (a) that are not smoke-free premises by virtue of any other provision of this Chapter.’.</p>	<p>Adran 13, tudalen 8, llinell 8, ar ôl ‘cyhoedd’, mewnosoder—  ‘, a  (a) nad ydynt yn fangreoedd di-fwg yn rhinwedd unrhyw ddarpariaeth arall yn y Bennod hon.’.</p>	<p>The purpose of this amendment is to insert new wording in relation to the Welsh Ministers’ regulation-making power to make exemptions from the smoke-free requirements.</p> <p>The effect of the amendment is to limit the regulation-making power to make exemptions to only those premises that are smoke-free by virtue of being workplaces (section 8) or premises that are open to the public (section 9).</p> <p>The amendment should be read alongside amendments 60, 61 and 62.</p>
65.	<p>Section 14, page 8, after line 34, insert—</p>	<p>Adran 14, tudalen 8, ar ôl llinell 35, mewnosoder—</p>	<p>The purpose of this amendment is to insert additional wording in relation to the Welsh</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(d) varying the description of the circumstances in which premises in Part 1, Part 2 or Part 3 of the Schedule are NID-free or are not NID-free (whether by reference to particular times, or conditions, or areas, or any combination of these, or otherwise);</p> <p>(e) making consequential provision in connection with provision made under paragraph (a), (b), (c) or (<i>[the first paragraph to be inserted by this amendment]</i>).</p>	<p>(d) amrywio'r disgrifiad o'r amgylchiadau y mae mangre yn Rhan 1, Rhan 2 neu Ran 3 o'r Atodlen yn ddi-DMN odanynt neu nad yw mangre o'r fath yn ddi-DMN odanynt (pa un ai drwy gyfeirio at adegau penodol, neu amodau, neu ardaloedd, neu unrhyw gyfuniad o'r rhain, neu fel arall);</p> <p>(e) gwneud darpariaeth ganlyniadol mewn cysylltiad â darpariaeth sydd wedi ei gwneud o dan baragraff (a), (b), (c) neu ( ).</p>	<p>Ministers' regulation-making power to amend Schedule 1 (NID-free premises).</p> <p>The effect of the amendment is to broaden the scope of the regulation-making power to amend Schedule 1 (NID-free premises). The amendment provides that regulations may amend Schedule 1 by varying the description of the circumstances in which premises listed in Part 1, 2 or 3 of the Schedule are NID-free or not NID-free.</p> <p>The amendment also allows the regulations to make consequential provision relating to any addition, deletion and/or variation in the description or circumstances of the NID-free premises.</p>
66.	<p>Section 14, page 9, line 3, leave out 'smoke-free premises by virtue of section 8 (workplaces) or 9 (premises that are open to the public), or are treated as smoke-free premises by virtue of section 10' and insert ', or are treated as, smoke-free premises by virtue of this Chapter'.</p>	<p>Adran 14, tudalen 9, llinell 3, hepgorer 'yn rhinwedd adran 8 (gweithleoedd) neu 9 (mangreoedd sydd ar agor i'r cyhoedd), neu i gael ei thrin fel mangre ddi-fwg yn rhinwedd adran 10' a mewnosoder ', neu'n cael ei thrin fel mangre ddi-fwg, yn rhinwedd y Bennod hon'.</p>	<p>The purpose of this amendment is to replace wording in relation to the Welsh Ministers' regulation-making power to amend Schedule 1 (NID-free premises).</p> <p>The effect of this amendment is to make clear that the regulation-making power to add premises to Parts 1 or 2 of Schedule 1 is limited to premises that are, or are treated as, smoke-free premises by virtue of Chapter 1.</p> <p>Consequential to amendments 60, 61 and 62.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
67.	<p>Section 15, page 9, after line 13, insert—</p> <p>(2) But a room or area may not be designated under subsection (1) if it is NID-free by virtue of section 14(2).’.</p>	<p>Adran 15, tudalen 9, ar ôl llinell 12, mewnosoder—</p> <p>(2) Ond ni chaniateir i ystafell nac ardal gael ei dynodi o dan is-adran (1) os yw’n ddi-DMN yn rhinwedd adran 14(2).’.</p>	<p>The purpose of this amendment is to insert a new subsection relating to designations made under Part 2 of Schedule 1.</p> <p>The effect of the amendment is to limit the ability of a person in charge of premises listed in Part 2 of Schedule 1 to designate an area or room as not NID-free. It provides that such a designation may only be made if the area or room in question is not listed in Part 1 of Schedule 1. For example, the café in a hospital may not be designated as not NID-free because food establishments are listed in Part 1 of Schedule 1.</p>
68.	<p>Section 30, page 17, after line 32, insert—</p> <p>“adult care home” (“<i>cartref gofal i oedolion</i>”) means premises at which a care home service within the meaning given by paragraph 1 of Schedule 1 to the Regulation and Inspection of Social Care (Wales) Act 2016 (anaw 2) is provided to persons aged 18 or over;</p>	<p>Adran 30, tudalen 17, ar ôl llinell 38, mewnosoder—</p> <p>‘ystyr “<i>cartref gofal i oedolion</i>” (“<i>adult care home</i>”) yw mangre lle y darperir gwasanaeth cartref gofal o fewn yr ystyr a roddir gan baragraff 1 o Atodlen 1 i Ddeddf Rheoleiddio ac Arolygu Gofal Cymdeithasol (Cymru) 2016 (dccc 2) i bersonau sy’n 18 oed neu’n hŷn;’.</p>	<p>The purpose of the amendment is to insert an additional definition into the interpretation provisions for Chapter 1.</p> <p>The effect of this amendment is that the definition for ‘adult care home’ is provided in section 30. The definition of this term was previously provided in Schedule 1, and is removed from Schedule 1 by amendment 125. The definition has not been changed.</p> <p>Consequential to amendment 61.</p>
69.	<p>Section 30, page 17, after line 32, insert—</p>	<p>Adran 30, tudalen 18, ar ôl llinell 7, mewnosoder—</p>	<p>The purpose of the amendment is to insert an additional definition into the interpretation</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>“adult hospice” (“<i>hosbis i oedolion</i>”) means premises wholly or mainly used for the provision of palliative care to persons aged 18 or over, who are suffering from a progressive disease in its final stages, by or behalf of an establishment the primary function of which is the provision of such care;’.</p>	<p>‘ystyr “hosbis i oedolion” (“<i>adult hospice</i>”) yw mangre a ddefnyddir yn gyfan gwbl neu’n bennaf ar gyfer darparu gofal lliniarol i bersonau sy’n 18 oed neu’n hŷn, sy’n dioddef o glefyd sy’n gwaethygu ac sydd yn ei gyfnodau olaf, gan neu ar ran sefydliad â’i brif swyddogaeth yw darparu gofal o’r fath;’.</p>	<p>provisions for Chapter 1.</p> <p>The effect of this amendment is that the definition for ‘adult hospice’ is provided in section 30. The definition of this term was previously provided in Schedule 1, and is removed from Schedule 1 by amendment 127.</p> <p>Consequential to amendment 61.</p>
70.	<p>Section 30, page 18, after line 1, insert—</p> <p>“childcare” (“<i>gofal plant</i>”) means (subject to sub section ([<i>the first subsection to be inserted by amendment 6 in AIC 75/50</i>])) any form of care for a child, other than care provided for a child by a parent, relative or foster parent of the child; and includes—</p> <p>(a) education for a child, and</p> <p>(b) any other supervised activity for a child;’.</p>	<p>Adran 30, tudalen 18, ar ôl llinell 7, mewnosoder—</p> <p>‘ystyr “gofal plant” (“<i>childcare</i>”) yw (yn ddarostyngedig i is-adran ()) unrhyw ffurf ar ofal ar gyfer plentyn, ac eithrio gofal a ddarperir ar gyfer plentyn gan riant, perthynas neu riant maeth i’r plentyn; ac mae’n cynnwys—</p> <p>(a) addysg ar gyfer plentyn, a</p> <p>(b) unrhyw weithgaredd arall o dan oruchwyliaeth ar gyfer plentyn;’.</p>	<p>The purpose of this amendment is to insert an additional definition into the interpretation provisions for Chapter 1.</p> <p>The effect of the amendment is that the definition of “childcare” is included in section 30. This definition was previously included in Schedule 1, and is removed from Schedule 1 by amendment 128. The definition has not been changed.</p> <p>Consequential to amendment 60.</p>
71.	<p>Section 30, page 18, after line 3, insert—</p> <p>“hospital” (“<i>ysbyty</i>”) has the meaning given by section 206 of the National Health Service (Wales) Act 2006 (c.42);’.</p>	<p>Adran 30, tudalen 18, ar ôl llinell 18, mewnosoder—</p> <p>‘mae i “ysbyty” yr ystyr a roddir i “hospital” gan adran 206 o Ddeddf y Gwasanaeth Iechyd Gwladol (Cymru) 2006 (p.42);’.</p>	<p>The purpose of the amendment is to insert an additional definition into the interpretation provisions for Chapter 1.</p> <p>The effect of the amendment is that the definition of “hospital” is included in section 30. This definition was previously included in</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			Schedule 1, and is removed by amendment 131. The definition has not been changed. Consequential to amendment 61.
72.	<p>Section 30, page 18, after line 6, insert—</p> <p>“parent” (“<i>rhiant</i>”) includes any person who has parental responsibility (within the meaning of section 3 of the Children Act 1989) (c.41) for a child;’</p>	<p>Adran 30, tudalen 18, ar ôl llinell 16, mewnosoder—</p> <p>‘mae “rhiant” (“<i>parent</i>”) yn cynnwys unrhyw berson a chanddo gyfrifoldeb rhiant (o fewn yr ystyr a roddir i “parental responsibility” yn adran 3 o Ddeddf Plant 1989 (p.41)) dros blentyn;’.</p>	<p>The purpose of the amendment is to insert an additional definition into the interpretation provisions for Chapter 1.</p> <p>The effect of the amendment is that the definition of “parent” is included in section 30. This definition was previously included in Schedule 1, and is removed by amendment 134. The definition has not been changed.</p> <p>Consequential to amendments 60 and 61.</p>
73.	<p>Section 30, page 18, after line 6, insert—</p> <p>“playground equipment” (“<i>cyfarpar maes chwarae</i>”) includes (for example) a swing, slide, sand-pit, or ramp, but does not include powered equipment (such as for example equipment powered by electric motor);’.</p>	<p>Adran 30, tudalen 18, ar ôl llinell 2, mewnosoder—</p> <p>‘mae “cyfarpar maes chwarae” (“<i>playground equipment</i>”) yn cynnwys (er enghraifft) siglen, llithren, pwll tywod, neu ramp, ond nid yw’n cynnwys cyfarpar â modur (megis er enghraifft cyfarpar sy’n rhedeg ar fodur trydanol);’.</p>	<p>The purpose of the amendment is to insert an additional definition into the interpretation provisions for Chapter 1.</p> <p>The effect of the amendment is to provide a definition of “playground equipment” in the interpretation provisions.</p> <p>Consequential to amendment 62.</p>
74.	<p>Section 30, page 18, after line 13, insert—</p> <p>“registered pupil” (“<i>disgybl cofrestredig</i>”) has the meaning given by section 434(5) of the</p>	<p>Adran 30, tudalen 18, ar ôl llinell 4, mewnosoder—</p> <p>‘mae i “disgybl cofrestredig” yr ystyr a roddir i “registered pupil” gan adran 434(5) o Ddeddf</p>	<p>The purpose of this amendment is to insert an additional definition into the interpretation provisions for Chapter 1.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	Education Act 1996 (c.56);’.	Addysg 1996 (p.56);’.	<p>The effect of the amendment is that the definition of “registered pupil” is included in section 30. This definition was previously included in Schedule 1, and is removed by amendment 138. The definition has not been changed.</p> <p>Consequential to amendment 60.</p>
75.	<p>Section 30, page 18, after line 13, insert—</p> <p>“relative” (“<i>perthynas</i>”), in relation to a child, means a step-parent, grandparent, aunt, uncle, brother or sister (including any person who is in that relationship by virtue of a marriage or civil partnership or an enduring family relationship);’.</p>	<p>Adran 30, tudalen 18, ar ôl llinell 15, mewnosoder—</p> <p>‘ystyr “perthynas” (“<i>relative</i>”), mewn perthynas â phlentyn, yw llys-riant, mam-gu/nain, tad-cu/taid, modryb, ewythr, brawd neu chwaer (gan gynnwys unrhyw berson sydd yn y berthynas honno yn rhinwedd priodas neu bartneriaeth sifil neu berthynas deuluol barhaus);’.</p>	<p>The purpose of this amendment is to insert an additional definition into the interpretation provisions for Chapter 1.</p> <p>The effect of the amendment is that the definition of “relative” is included in section 30. This definition was previously included in Schedule 1, and is removed by amendment 140. The definition has not been changed.</p> <p>Consequential to amendment 60.</p>
76.	<p>Section 30, page 18, after line 19, insert—</p> <p>(2) References in this Chapter to “childcare” do not include—</p> <p>(a) education (or any other supervised activity) provided by a school during school hours for a registered pupil, or</p>	<p>Adran 30, tudalen 18, ar ôl llinell 21, mewnosoder—</p> <p>(2) Nid yw cyfeiriadau yn y Bennod hon at “gofal plant” yn cynnwys—</p> <p>(a) addysg (neu unrhyw weithgaredd arall o dan oruchwyliaeth) a ddarperir gan ysgol yn ystod oriau ysgol ar gyfer disgybl</p>	<p>The purpose of this amendment is to insert new subsections into section 30.</p> <p>The effect of the amendment is to provide explanations of what is not included in references to ‘childcare’ and what is meant by ‘foster parent’ in section 30. These explanations were previously included in Schedule 1 and are removed by amendment 146. The explanations have not been</p>



No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(b) any form of health care for a child.</p> <p>(3) For the purposes of subsection (1) a person is a foster parent in relation to a child if the person—</p> <p>(a) is a local authority foster parent (within the meaning given by section 197 of the Social Services and Well-being (Wales) Act 2014 (anaw 4)), or</p> <p>(b) fosters the child privately.</p> <p>(4) References in this Chapter to a “dwelling” include land enjoyed with premises where the premises themselves constitute a dwelling, unless the land is agricultural land (within the meaning given by section 246 of the Renting Homes (Wales) Act 2016 (anaw 1)) exceeding 0.809 hectares.’.</p>	<p>cofrestredig, neu</p> <p>(b) unrhyw ffurf ar ofal iechyd ar gyfer plentyn.</p> <p>(3) At ddibenion is-adran (1) mae person yn rhiant maeth mewn perthynas â phlentyn os yw'r person—</p> <p>(a) yn rhiant maeth awdurdod lleol (o fewn yr ystyr a roddir gan adran 197 o Ddeddf Gwasanaethau Cymdeithasol a Llesiant (Cymru) 2014 (dccc 4)), neu</p> <p>(b) yn maethu'r plentyn yn breifat.</p> <p>(4) Mae cyfeiriadau yn y Bennod hon at “annedd” yn cynnwys tir a fwynheir gyda mangre pan fo'r fangre ei hun yn annedd, oni bai bod y tir yn dir amaethyddol (o fewn yr ystyr a roddir gan adran 246 o Ddeddf Rhentu Cartrefi (Cymru) 2016 (dccc 1)) sy'n fwy na 0.809 hecтар.’.</p>	<p>changed.</p> <p>The amendment also adds an explanation of what is meant by a ‘dwelling’ for the purpose of this Chapter. This clarifies that the references to a dwelling include the land with premises where the premises themselves are a dwelling, but does not include agricultural land with the premises that exceeds 0.809 hectares.</p> <p>Consequential to amendments 60, 61 and 62.</p>
77.	<p>Section 30, page 18, after line 22, insert—</p> <p>(3) Premises may be smoke-free by virtue of more than one section in this</p>	<p>Adran 30, tudalen 18, ar ôl llinell 26, mewnosoder—</p> <p>(3) Gall mangreoedd fod yn ddi-fwg yn rhinwedd mwy nag un adran yn y</p>	<p>The purpose of this amendment is to insert a new subsection in the interpretation provisions for Chapter 1 of Part 2 of the Bill to provide clarity on the extent of the smoke-free</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	Chapter.’	Bennod hon.’	<p>provisions in each section of the Chapter.</p> <p>The effect is to clarify the extent of the smoke-free provisions. It provides that premises may be smoke-free by virtue of one or more sections in the Chapter.</p>
78.	Section 33, page 21, line 1, leave out ‘(1)(b)’ and insert ‘(1)(b)(i)’.	Adran 33, tudalen 21, llinell 1, hepgorer ‘(1)(b)’ a mewnosoder ‘(1)(b)(i)’.	This is a technical amendment to update cross-referencing within the Bill as a result of amendments agreed at Stage 2.
79.	Section 33, page 21, line 26, after ‘application’, insert ‘under subsection (1)(a) or (1)(b)(i)’.	Adran 33, tudalen 21, llinell 23, ar ôl ‘chais’, mewnosoder ‘o dan is-adran (1)(a) neu (1)(b)(i)’.	<p>The purpose of this amendment is to insert additional wording in section 33(3), which sets out that regulations may provide further details about applications for entry onto the national register of retailers of tobacco and nicotine products.</p> <p>The effect of this amendment is to limit the scope of the regulations so that the Welsh Ministers may only make regulations to require a payment to accompany an application for a person’s first registration or to add additional premises to an entry on the register. This amendment will therefore prevent a payment from being required to accompany an application from a mobile retailer to add an additional local authority area to his/her entry on the register.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
80.	Section 33, page 21, line 35, leave out 'or (c)' and insert ', (c) or (d)'.	Adran 33, tudalen 21, llinell 31, hepgorer 'neu (c)' a mewnosoder ', (c) neu (d)'.	This is a technical amendment to update cross-referencing within the Bill as a result of amendments agreed at Stage 2.
81.	Section 35, page 22, leave out lines 28 to 29.	Adran 35, tudalen 22, hepgorer llinellau 29 hyd at 30.	This is a technical amendment to update cross-referencing within the Bill as a result of amendments agreed at Stage 2.
82.	Section 58, page 31, line 32, leave out '75' and insert '76'.	Adran 58, tudalen 31, llinell 36, hepgorer '75' a mewnosoder '76'.	<p>The purpose of this amendment is to revise cross-referencing in the overview section for Part 3.</p> <p>The effect of this amendment is to extend the overview of this Part of the Bill to include section 76, which relates to approval of premises or vehicles in which a special procedure is performed.</p>
83.	<p>Section 58, page 31, after line 33, insert—</p> <p>(6) Section 78 enables a local authority to charge fees in relation to special procedure licences and approvals of premises and vehicles. '</p>	<p>Adran 58, tudalen 31, ar ôl llinell 37, mewnosoder—</p> <p>(6) Mae adran 78 yn galluogi awdurdod lleol i godi ffioedd mewn perthynas â thrwyddedau triniaeth arbennig a chymeradwyaethau i fangreodd a cherbydau.'</p>	<p>The purpose of this amendment is to insert a new subsection in the overview section for Part 3.</p> <p>The effect of this amendment is to include reference to section 78 within the overview of the special procedures provisions. Section 78 enables a local authority to charge fees in relation to special procedure licences and approvals of premises and vehicles.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
84.	Section 58, page 32, line 1, leave out '81' and insert '83'.	Adran 58, tudalen 32, llinell 1, hepgorer '81' a mewnosoder '83'.	<p>The purpose of this amendment is to revise cross-referencing in the overview section for Part 3.</p> <p>The effect of this amendment is to extend the overview section to ensure it covers sections 79 to 83, which relate to notices that may be served by a local authority in the case of a breach of the requirements under this Part of the Bill.</p>
85.	Section 58, page 32, line 2, after 'Part', insert ', about compliance with notices and about appeals'.	Adran 58, tudalen 32, llinell 2, ar ôl 'hon', mewnosoder ', ynghylch cydymffurfio â hysbysiadau ac ynghylch apelau'.	<p>The purpose of this amendment is to insert the words 'about compliance with notices and about appeals' into the overview section for Part 3.</p> <p>The effect of the amendment is to ensure the overview of this Part of the Bill reflects the provisions about notices that may be served by a local authority in the case of a breach of the requirements of this Part, to include completion certificates (section 82 ) and appeals (section 83).</p>
86.	Section 58, page 32, line 5, after 'Part', insert ', and sections 93 and 94 make provision about property retained under this Part'.	Adran 58, tudalen 32, llinell 5, ar ôl 'hon', mewnosoder ', ac mae adrannau 93 a 94 yn gwneud darpariaeth ynghylch eiddo a gedwir o dan y Rhan hon'.	<p>The purpose of this amendment is to insert additional wording into the overview section for Part 3.</p> <p>The effect of this amendment is to ensure the overview of this Part of the Bill reflects covers</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			sections 93 and 94, which make general provision about the powers of local authorities to enforce the requirements of Part 3.
87.	Section 101, page 59, line 29, after 'the' insert 'constable or authorised'.	Adran 101, tudalen 59, llinell 34, hepgorer 'swyddog' a mewnosoder 'cwnstabl neu'r swyddog awdurdodedig'.	<p>The purpose of this amendment is to insert additional wording into section 101.</p> <p>The effect of the amendment is to clarify that both a constable and an authorised officer have the power to enter a premises at any reasonable time if they have reasonable grounds for believing an offence under section 97 has been committed, and the constable or authorised officer considers it necessary to enter the premises for the purpose of ascertaining whether such an offence has been committed.</p>
88.	There is no need to amend the English version	Adran 101, tudalen 59, llinell 36, hepgorer 'swyddog' a mewnosoder 'cwnstabl neu'r swyddog awdurdodedig'.	The purpose of the amendment is to achieve consistency of drafting throughout the Bill.
89.	<p>Section 110, page 64, after line 16, insert—</p> <p>'( ) In section 203 of the National Health Service (Wales) Act 2006 (c.42) (orders, regulations and directions), after subsection (6) insert—</p> <p>“(6A) A statutory instrument</p>	<p>Adran 110, tudalen 64, ar ôl llinell 16, mewnosoder—</p> <p>'( ) Yn adran 203 o Ddeddf y Gwasanaeth Iechyd Gwladol (Cymru) 2006 (p.42) (gorchmynion, rheoliadau a chyfarwyddydau), ar ôl is-adran (6) mewnosoder—</p>	<p>The purpose of this amendment is to insert a new subsection into section 110, which inserts a new subsection into section 203 of the National Health Service (Wales) Act 2006.</p> <p>The effect of the amendment is to provide that on the first occasion regulations pertaining to pharmaceutical needs assessments are made</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	containing the first regulations made by the Welsh Ministers under section 82A (pharmaceutical needs assessments) may not be made unless a draft of the instrument has been laid before, and approved by resolution of, the National Assembly for Wales.”.	“(6A) A statutory instrument containing the first regulations made by the Welsh Ministers under section 82A (pharmaceutical needs assessments) may not be made unless a draft of the instrument has been laid before, and approved by resolution of, the National Assembly for Wales.”.	by the Welsh Ministers, they will be subject to the affirmative procedure. This means that the first regulations about the preparation, publication, review and revision of pharmaceutical needs assessments will be required to be laid before, and approved by resolution of, the National Assembly for Wales. Subsequent regulations will be subject to the negative procedure.
90.	Section 114, page 68, line 11, leave out ‘A local authority must make available to each person consulted under subsection (1) the strategy which it is proposing to publish’ and insert ‘As part of the consultation, the local authority must make available to each person consulted under subsection (1) a draft local toilets strategy’.	Adran 114, tudalen 68, llinell 11, hepgorer ‘Rhaid i awdurdod lleol roi ar gael i bob person yr ymgynghorir ag ef o dan is-adran (1) y strategaeth y mae’n bwriadu ei chyhoeddi’ a mewnosoder ‘Fel rhan o’r ymgynghori, rhaid i’r awdurdod lleol roi strategaeth toiledau lleol ddrafft ar gael i bob person yr ymgynghorir ag ef o dan is-adran (1)’.	<p>The purpose of this amendment is to replace wording in section 114 in relation to consultation for local toilet strategies.</p> <p>The effect of the amendment is to clarify that as part of the consultation on its local toilets strategy or revised strategy, a local authority must make a draft of the local toilets strategy available to any person it considers likely to be interested in the provision of toilets in its area that are available for use by the public.</p>
91.	There is no need to amend the English version.	Adran 115, tudalen 68, llinell 27, hepgorer ‘gyfagos i briffordd’ a mewnosoder ‘cydffinio â phriffordd’.	The purpose of this amendment is to achieve consistency of drafting throughout the Bill.
92.	Page 69, after line 17, insert a new section— <i>‘Health impact assessments</i>	Tudalen 69, ar ôl llinell 16, mewnosoder adran newydd—	The purpose of this amendment is to insert a new section defining health impact assessments and requiring them to be carried

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>118 Requirement to carry out health impact assessments</p> <p>(1) Regulations must make provision about the carrying out of health impact assessments by public bodies.</p> <p>(2) The regulations must specify—</p> <p>(a) the circumstances in which a public body must carry out a health impact assessment;</p> <p>(b) the way in which a health impact assessment is to be carried out.</p> <p>(3) The regulations may require the Public Health Wales National Health Service Trust to give assistance to another public body carrying out a health impact assessment.</p> <p>(4) The regulations may make provision about how the assistance is to be given, including (among other things) about the time at which it is to be given.</p> <p>(5) The regulations may make provision which applies subject to exceptions specified in the regulations.</p>	<p><i>'Asesiadau o'r effaith ar iechyd</i></p> <p>118 Gofyniad i gynnal asesiadau o'r effaith ar iechyd</p> <p>(1) Rhaid i reoliadau wneud darpariaeth ynghylch cynnal asesiadau o'r effaith ar iechyd gan gyrrff cyhoeddus.</p> <p>(2) Rhaid i'r rheoliadau bennu—</p> <p>(a) yr amgylchiadau y mae rhaid i gorff cyhoeddus gynnal asesiad o'r effaith ar iechyd odanynt;</p> <p>(b) y ffordd y mae asesiad o'r effaith ar iechyd i gael ei gynnal.</p> <p>(3) Caiff y rheoliadau ei gwneud yn ofynnol i Ymddiriedolaeth Gwasanaeth Iechyd Gwladol Iechyd Cyhoeddus Cymru roi cymorth i gorff cyhoeddus arall sy'n cynnal asesiad o'r effaith ar iechyd.</p> <p>(4) Caiff y rheoliadau wneud darpariaeth ynghylch sut y mae'r cymorth i gael ei roi, gan gynnwys (ymhlith pethau eraill) ynghylch yr adeg y mae i gael ei roi.</p>	<p>out by public bodies in accordance with regulations.</p> <p>The effect of this amendment is to place a duty on the Welsh Ministers to make regulations which must specify the circumstances and the way in which a public body must carry out a health impact assessment. These regulations may require Public Health Wales to give assistance to other public bodies carrying out a health impact assessment, and must be consulted on with key stakeholders.</p> <p>The amendment should be considered alongside amendments 93, 94 and 98.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(6) A health impact assessment is an assessment of the likely effect, both in the short term and in the long term, of a proposed action on the physical and mental health of the people of Wales or of some of the people of Wales.</p> <p>(7) Before making regulations under this section, the Welsh Ministers must—</p> <p>(a) consider whether there are persons who appear to be representative of the interests of those likely to be affected by the regulations (“representative persons”), and</p> <p>(b) carry out consultation with any representative persons whom the Welsh Ministers consider it appropriate to consult.</p> <p>(8) Subsection (7) does not require the Welsh Ministers to consult themselves.’</p>	<p>(5) Caiff y rheoliadau wneud darpariaeth sy’n gymwys yn ddarostyngedig i eithriadau a bennir yn y rheoliadau.</p> <p>(6) Mae asesiad o’r effaith ar iechyd yn asesiad o effaith debygol, yn y tymor byr ac yn y tymor hir, gam arfaethedig ar iechyd corfforol ac iechyd meddwl pobl Cymru neu ar iechyd corfforol ac iechyd meddwl rhai o bobl Cymru.</p> <p>(7) Cyn gwneud rheoliadau o dan yr adran hon, rhaid i Weinidogion Cymru—</p> <p>(a) ystyried a oes personau yr ymddengys eu bod yn cynrychioli buddiannau’r rheini y mae’r rheoliadau yn debygol o effeithio arnynt (“personau cynrychiadol”), a</p> <p>(b) cynnal ymgynghoriad ag unrhyw bersonau cynrychiadol y mae Gweinidogion Cymru yn ystyried ei bod yn briodol ymgynghori â hwy.</p> <p>(8) Nid yw is-adran (7) yn ei gwneud yn ofynnol i Weinidogion Cymru ymgynghori â hwy eu hunain.’</p>	



No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
93.	<p>Page 69, after line 17, insert a new section—</p> <p><b>‘119 Health impact assessments: publication and taking into account</b></p> <p>(1) Where a public body has carried out a health impact assessment in accordance with regulations under section (<i>section to be inserted by amendment 3 in AIC 70/45</i>) it must—</p> <p>(a) publish the assessment, and</p> <p>(b) take the assessment into account when exercising those functions in connection with which the assessment was carried out.</p> <p>(2) When taking the assessment into account, the public body must act in accordance with the sustainable development principle.</p> <p>(3) For the purpose of subsection (2), the reference to acting in accordance with the sustainable development principle is to be construed in accordance with section 5 of the Well-being of Future Generations (Wales) Act 2015 (anaw 2).</p>	<p>Tudalen 69, ar ôl llinell 16, mewnosoder adran newydd—</p> <p><b>‘119 Asesiadau o’r effaith ar iechyd: eu cyhoeddi a’u hystyried</b></p> <p>(1) Pan fo corff cyhoeddus wedi cynnal asesiad o’r effaith ar iechyd yn unol â rheoliadau o dan adran () rhaid iddo—</p> <p>(a) cyhoeddi’r asesiad, a</p> <p>(b) ystyried yr asesiad wrth arfer y swyddogaethau hynny y cynhaliwyd yr asesiad mewn cysylltiad â hwy.</p> <p>(2) Wrth ystyried yr asesiad, rhaid i’r corff cyhoeddus weithredu yn unol â’r egwyddor datblygu cynaliadwy.</p> <p>(3) At ddiben is-adran (2), mae’r cyfeiriad at weithredu yn unol â’r egwyddor datblygu cynaliadwy i gael ei ddehongli yn unol ag adran 5 o Ddeddf Llesiant Cenedlaethau’r Dyfodol (Cymru) 2015 (dccc 2).</p> <p>(4) Caiff rheoliadau wneud darpariaeth ynghylch sut y mae’r asesiad i gael ei gyhoeddi, gan gynnwys (ymhlith pethau eraill) ynghylch yr adeg y mae</p>	<p>The purpose of this amendment is to insert a new section which makes provision for the publishing and taking of account of health impact assessments carried out by public bodies, in accordance with regulations made by the Welsh Ministers</p> <p>The effect of this amendment is that public bodies undertaking a health impact assessment as provided for by amendment 92 will be required to publish their findings and take them into account in their decision making. In taking the health impact assessment into account, they will need to act in accordance with the sustainable development principle as defined in the Well-being of Future Generations (Wales) Act 2015. The amendment should be considered alongside amendments 92 and 94.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	(4) Regulations may make provision about how the assessment is to be published, including (among other things) about the time at which it is to be published.’	i gael ei gyhoeddi.’.	
94.	<p>Page 69, after line 17, insert a new section—</p> <p><b>‘120 Meaning of “public body”</b></p> <p>(1) For the purposes of sections [<i>section to be inserted by amendment 3 in AiC 70/45</i>] and [<i>section to be inserted by amendment 4 in AiC 70/45</i>], each of the following persons is a “public body”—</p> <p>(a) the Welsh Ministers;</p> <p>(b) a local authority;</p> <p>(c) a Local Health Board;</p> <p>(d) the following National Health Service Trusts—</p> <p>(i) Public Health Wales;</p> <p>(ii) Velindre;</p> <p>(e) a National Park authority for a National Park in Wales;</p> <p>(f) a Welsh fire and rescue</p>	<p>Tudalen 69, ar ôl llinell 16, mewnosoder adran newydd—</p> <p><b>‘120 Ystyr “corff cyhoeddus”</b></p> <p>(1) At ddibenion adrannau () a (), mae pob un o’r personau a ganlyn yn “corff cyhoeddus”—</p> <p>(a) Gweinidogion Cymru;</p> <p>(b) awdurdod lleol;</p> <p>(c) Bwrdd Iechyd Lleol;</p> <p>(d) yr Ymddiriedolaethau Gwasanaeth Iechyd Gwladol a ganlyn—</p> <p>(i) Iechyd Cyhoeddus Cymru;</p> <p>(ii) Felindre;</p> <p>(e) awdurdod Parc Cenedlaethol ar gyfer Parc Cenedlaethol yng Nghymru;</p>	<p>The purpose of this amendment is to insert a new section outlining which “public bodies” are covered by the provisions on health impact assessments introduced by amendments 92 and 93.</p> <p>The effect of this amendment is that all the public bodies covered by the Well-being of Future Generations (Wales) Act 2015 will be covered by the requirements to carry out, publish and take into account health impact assessments. The aim is that health impact assessment is not a stand alone activity but one which forms part of the work of these bodies to achieve the “a healthier Wales” and other well-being goals under that Act.</p> <p>The amendment should be considered alongside amendments 92 and 93.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>authority;</p> <p>(g) the Natural Resources Body for Wales;</p> <p>(h) the Higher Education Funding Council for Wales;</p> <p>(i) the Arts Council of Wales;</p> <p>(j) the Sports Council for Wales;</p> <p>(k) the National Library of Wales;</p> <p>(l) the National Museum of Wales.</p> <p>(2) Regulations may amend subsection (1) by—</p> <p>(a) adding a person,</p> <p>(b) removing a person, or</p> <p>(c) amending the description of a person.</p> <p>(3) But the regulations may not amend subsection (1) by adding a person unless that person exercises functions of a public nature.</p>	<p>(f) awdurdod tân ac achub yng Nghymru;</p> <p>(g) Corff Adnoddau Naturiol Cymru;</p> <p>(h) Cyngor Cyllido Addysg Uwch Cymru;</p> <p>(i) Cyngor Celfyddydau Cymru;</p> <p>(j) Cyngor Chwaraeon Cymru;</p> <p>(k) Llyfrgell Genedlaethol Cymru;</p> <p>(l) Amgueddfa Genedlaethol Cymru.</p> <p>(2) Caiff rheoliadau ddiwygio is-adran (1) drwy—</p> <p>(a) ychwanegu person,</p> <p>(b) dileu person, neu</p> <p>(c) diwygio'r disgrifiad o berson.</p> <p>(3) Ond ni chaiff y rheoliadau ddiwygio is-adran (1) drwy ychwanegu person oni</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(4) If the regulations amend subsection (1) so as to add a person who has functions of a public nature and other functions, sections [<i>section to be inserted by amendment 3 in AiC 70/45</i>] and [<i>section to be inserted by amendment 4 in AiC 70/45</i>] apply to that person only in relation to those of its functions which are of a public nature.</p> <p>(5) In this section—</p> <p>“Local Health Board” (<i>“Bwrdd Iechyd Lleol”</i>) means a Local Health Board established under section 11 of the National Health Service (Wales) Act 2006 (c.42);</p> <p>“Welsh fire and rescue authority” (<i>“awdurdod tân ac achub yng Nghymru”</i>) means the authority in Wales constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 (c.21) or a scheme to which section 4 of that Act applies.’.</p>	<p>bai bod y person hwnnw yn arfer swyddogaethau o natur gyhoeddus.</p> <p>(4) Os yw'r rheoliadau yn diwygio is-adran (1) er mwyn ychwanegu person a chanddo swyddogaethau o natur gyhoeddus a swyddogaethau eraill, dim ond mewn perthynas â'r swyddogaethau hynny sydd o natur gyhoeddus y mae adrannau () a () yn gymwys i'r person hwnnw.</p> <p>(5) Yn yr adran hon—</p> <p>ystyr “awdurdod tân ac achub yng Nghymru” (<i>“Welsh fire and rescue authority”</i>) yw'r awdurdod yng Nghymru a gyfansoddwyd drwy gynllun o dan adran 2 o Ddeddf Gwasanaethau Tân ac Achub 2004 (p.21) neu gynllun y mae adran 4 o'r Ddeddf honno yn gymwys iddo;</p> <p>ystyr “Bwrdd Iechyd Lleol” (<i>“Local Health Board”</i>) yw Bwrdd Iechyd Lleol a sefydlwyd o dan adran 11 o Ddeddf y Gwasanaeth Iechyd Gwladol (Cymru) 2006 (p.42).’.</p>	
95.	Section 122, page 71, line 33, leave out ‘7(2)’ and insert ‘7(1) or (2)’.	Adran 122, tudalen 71, llinell 35, hepgorer ‘7(2)’ a mewnosoder ‘7(1) neu (2)’.	The purpose of this amendment is to insert reference to regulations made under section 7(1) into the list of regulations which will be

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			<p>subject to the affirmative procedure.</p> <p>The effect of this amendment is that regulations made under the regulation-making powers inserted by amendment 58 will be required to be laid before, and approved by the resolution of, the National Assembly for Wales.</p>
96.	<p>Section 122, page 71, line 33, after '7(2)', insert '<i>[section to be inserted by amendment 3 in AiC 73/48]</i> (6), <i>[section to be inserted by amendment 4 in AiC 73/48]</i> (5),'.</p>	<p>Adran 122, tudalen 71, llinell 35, ar ôl '7(2)', mewnosoder '( ) (6), ( ) (5),'.</p>	<p>The purpose of this amendment is to insert reference to regulations which make provision about exemptions from the smoke-free requirements for school grounds and hospital grounds into the list of regulations which will be subject to the affirmative procedure.</p> <p>The effect of this amendment is that regulations made under the regulation-making powers inserted by amendments 60 and 61, in relation to designations of areas in school grounds and hospital grounds as being areas where smoking is permitted, will be required to be laid before, and approved by the resolution of, the National Assembly for Wales.</p>
97.	<p>Section 122, page 71, line 34, after '52(2)', insert 'or paragraph <i>[the fifth paragraph to be inserted by amendment 2 in AiC 79/54]</i> (2)(c) or <i>[the sixth paragraph to be inserted by amendment 2 in AiC 79/54]</i> of Schedule 1'.</p>	<p>Adran 122, tudalen 71, llinell 36, ar ôl '52(2)', mewnosoder 'neu baragraff ( ) (2)(c) neu ( ) o Atodlen 1'.</p>	<p>The purpose of this amendment is to insert reference to regulations which set conditions that must be satisfied before premises fall within the general exemption from the NID-free requirements for specialist NID retailers and pharmacy consulting rooms into the list of</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			<p>regulations which will be subject to the affirmative procedure.</p> <p>The effect of this amendment is that regulations relating to specialist retailers of nicotine inhaling devices and pharmacy consulting rooms, made under the new regulation-making powers inserted by amendment 124, will be required to be laid before, and approved by the resolution of, the National Assembly for Wales.</p>
98.	<p>Section 122, page 71, after line 35, insert—</p> <p style="padding-left: 40px;">(c) regulations made under section [section to be inserted by amendment 3 in AIC 70/45] or [section to be inserted by amendment 5 in AIC 70/45] (2);’.</p>	<p>Adran 122, tudalen 71, ar ôl llinell 38, mewnosoder—</p> <p style="padding-left: 40px;">(c) rheoliadau a wneir o dan adran () neu ()(2);’.</p>	<p>The purpose of this amendment is to insert reference to regulations relating to the carrying out of health impact assessments and the meaning of “public body” for the purposes of health impact assessments into the list of regulations which will be subject to the affirmative procedure.</p> <p>The effect of this amendment is that regulations relating to the carrying out of health impact assessments and the meaning of “public body” for the purposes of health impact assessments, inserted by amendments 92 and 94, will be required to be laid before, and approved by the resolution of, the National Assembly for Wales.</p>
99.	<p>Schedule 1, page 74, line 15, after ‘NID-free’, insert ‘by virtue of this paragraph’.</p>	<p>Atodlen 1, tudalen 74, llinell 15, ar ôl ‘ddi-DMN’, mewnosoder ‘yn rhinwedd y paragraff hwn’.</p>	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.
100.	There is no need to amend the English version.	Atodlen 1, tudalen 74, llinell 16, hepgorer 'yw mangre' a mewnosoder 'yw'r fangre'.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
101.	Schedule 1, page 74, line 16, after 'NID-free', insert 'by virtue of this paragraph'.	Atodlen 1, tudalen 74, llinell 18, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.</p>
102.	Schedule 1, page 74, line 19, after 'NID-free', insert 'by virtue of this paragraph'.	Atodlen 1, tudalen 74, llinell 20, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
103.	Schedule 1, page 74, line 22, leave out 'only when' and insert 'by virtue of this paragraph only when the premises, or any part of the premises, are'.	Atodlen 1, tudalen 74, llinell 23, hepgorer 'yw mangre yn cael ei defnyddio at ddiben darparu addysg y mae'r fangre yn ddi-DMN' a mewnosoder 'yw'r fangre, neu unrhyw ran o'r fangre, yn cael ei defnyddio at ddiben darparu addysg y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to replace wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly. The amendment also clarifies that the premises are NID-free when only part of the premises is being used for the purpose of providing education.</p>
104.	Schedule 1, page 74, line 23, after 'NID-free', insert 'by virtue of this paragraph'.	Atodlen 1, tudalen 74, llinell 26, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.</p>
105.	<p>Schedule 1, page 74, after line 23, insert—</p> <p><i>'School grounds: non-residential establishments</i></p> <p>5 Premises consisting of the grounds of a school within paragraph [<i>the final paragraph to be inserted by this amendment</i>].</p> <p>6 In the case of premises consisting of grounds</p>	<p>Atodlen 1, tudalen 74, ar ôl llinell 26, mewnosoder—</p> <p><i>'Tir ysgolion: sefydliadau dibreswyl</i></p> <p>5 Mangre sy'n dir ysgol o fewn paragraff ().</p> <p>6 Yn achos mangre sy'n dir sy'n cydffinio â'r ysgol o dan sylw, dim ond pan yw'r naill neu'r llall neu'r ddau o'r canlynol yn cael ei</p>	<p>The purpose of this amendment is to insert additional paragraphs into Part 1 of Schedule 1 relating to the grounds of schools in Wales that do not provide residential accommodation.</p> <p>The effect of the amendment is to make the grounds of schools that do not provide residential accommodation NID-free. Grounds</p>



No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>that adjoin the school concerned, the premises are NID-free by virtue of this paragraph only when either or both of—</p> <p>(a) the grounds, or any part of the grounds, or</p> <p>(b) the school, or any part of it,</p> <p>are being used for the purpose of education or childcare.</p> <p>7 In the case of premises consisting of grounds that do not adjoin the school concerned, the premises are NID-free by virtue of this paragraph only when the grounds, or any part of the grounds, are being used for the purpose of education or childcare.</p> <p>8 References in this Schedule to the grounds of a school are to premises that—</p> <p>(a) are used exclusively or mainly by the school, for purposes that include educational, sporting or recreational purposes, and</p> <p>(b) are not enclosed or substantially enclosed.</p> <p>9 A school is within this paragraph if it does not provide residential accommodation to</p>	<p>ddefnyddio at ddiben addysg neu ofal plant y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn—</p> <p>(a) y tir, neu unrhyw ran o'r tir, neu</p> <p>(b) yr ysgol, neu unrhyw ran ohoni.</p> <p>7 Yn achos mangre sy'n dir nad yw'n cydffinio â'r ysgol o dan sylw, dim ond pan yw'r tir, neu unrhyw ran o'r tir, yn cael ei ddefnyddio at ddiben addysg neu ofal plant y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>8 Mae cyfeiriadau yn yr Atodlen hon at dir ysgol yn gyfeiriadau at fangre—</p> <p>(a) a ddefnyddir yn gyfan gwbl neu'n bennaf gan yr ysgol, at ddibenion sy'n cynnwys dibenion addysgol, dibenion chwaraeon neu ddibenion hamdden, a</p> <p>(b) nad yw'n gaeedig nac yn sylweddol gaeedig.</p> <p>9 Mae ysgol o fewn y paragraff hwn os nad yw'n darparu llety preswyl i ddisgyblion.'</p>	<p>that adjoin the school concerned are NID-free when the grounds or the school (or both) are being used for the purpose of education or childcare. Grounds that do not adjoin the school are NID-free when the grounds are being used for the purpose of education or childcare. There is no ability for areas within the premises to be designated as not NID-free. The amendment describes the extent of the NID-free requirements, which mirror the smoke-free requirements for schools that do not provide residential accommodation in amendment 60.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	pupils.’.		
106.	Schedule 1, page 74, leave out lines 28 to 31.	Atodlen 1, tudalen 74, hepgorer llinellau 32 hyd at 35.	<p>The purpose of the amendment is to remove wording relating to food business establishments from Part 1 of Schedule 1.</p> <p>The effect of the amendment is to remove from Part 1 of Schedule 1 the exemption from the NID-free requirements for food business establishments from which unaccompanied children are prohibited. This is instead inserted into the general exemptions in Part 3 of Schedule 1 by amendment 124.</p>
107.	There is no need to amend the English version.	Atodlen 1, tudalen 75, llinell 1, hepgorer ‘yw mangre’ a mewnosoder ‘yw’r mangreoedd’.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
108.	There is no need to amend the English version.	Atodlen 1, tudalen 75, llinell 2, hepgorer ‘fangre’ a mewnosoder ‘mangreoedd’.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
109.	Schedule 1, page 75, line 1, after ‘NID-free’, insert ‘by virtue of this paragraph’.	Atodlen 1, tudalen 75, llinell 2, ar ôl ‘ddi-DMN’, mewnosoder ‘yn rhinwedd y paragraff hwn’.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.
110.	There is no need to amend the English version.	Atodlen 1, tudalen 75, llinell 3, hepgorer 'fangre' a mewnosoder 'mangreodd'.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
111.	Schedule 1, page 75, line 3, after 'NID-free', insert 'by virtue of this paragraph'.	Atodlen 1, tudalen 75, llinell 4, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.</p>
112.	There is no need to amend the English version.	Atodlen 1, tudalen 75, llinell 12, hepgorer 'yw' a mewnosoder 'yw'r'.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
113.	Schedule 1, page 75, line 11, after 'NID-free', insert 'by virtue of this paragraph'.	Atodlen 1, tudalen 75, llinell 13, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			accordingly.
114.	There is no need to amend the English version.	Atodlen 1, tudalen 75, llinell 14, hepgorer 'fangre' a mewnosoder 'mangreoedd'.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
115.	Schedule 1, page 75, line 13, after 'NID-free', insert 'by virtue of this paragraph'.	Atodlen 1, tudalen 75, llinell 15, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.</p>
116.	<p>Schedule 1, page 75, after line 13, insert—</p> <p><i>'Retail premises</i></p> <p>9 (1) Premises consisting of a shop, except in so far as consisting of a specialist tobacconist.</p> <p>(2) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are open to the public.</p> <p>(3) The premises are NID-free by virtue of</p>	<p>Atodlen 1, tudalen 75, ar ôl llinell 15, mewnosoder—</p> <p><i>'Mangreoedd manwerthu</i></p> <p>9 (1) Mangre sy'n siop, ac eithrio i'r graddau y mae'n werthwr tybaco arbenigol.</p> <p>(2) Dim ond pan yw'r fangre ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p>	<p>The purpose of this amendment is to insert wording relating to retail premises, healthcare premises, general entertainment venues, children's entertainment venues, public playgrounds and sports grounds and centres, to Part 1 of Schedule 1.</p> <p>The effect of this amendment is to make the enclosed and substantially enclosed areas of retail premises, healthcare premises, general entertainment venues, children's entertainment venues, and sports grounds and centres in Wales NID-free. All areas of public playgrounds in Wales will be required to</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>this paragraph only in those areas that are enclosed or substantially enclosed.</p> <p>10 (1) Premises consisting of any common areas of a shopping centre, or stalls within the centre, to which those using the centre have or are allowed access in connection with their use of the centre.</p> <p>(2) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are open to the public.</p> <p>(3) The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.</p>	<p>(3) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>10 (1) Mangre sy'n cynnwys unrhyw ardaloedd cyffredin mewn canolfan siopa, neu stondinau yn y ganolfan, y mae gan y rheini sy'n defnyddio'r ganolfan fynediad iddynt mewn cysylltiad â'u defnydd o'r ganolfan neu y caniateir iddynt gael mynediad iddynt mewn cysylltiad â'u defnydd o'r ganolfan.</p> <p>(2) Dim ond pan yw'r fangre ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p>	<p>be NID-free.</p> <p>Detail is provided about the extent of the NID-free requirements for each type of premises. The premises are to be NID-free, with no ability for areas within the premises to be designated as an area where NID-use is permitted.</p> <p>The requirements for NID-free public playgrounds mirror the smoke-free requirements in amendment 62.</p>
	<p>11 (1) Premises consisting of a market containing retail stalls (whether or not it also contains shops, food business establishments within paragraph 5(1) or other premises).</p> <p>(2) A "retail stall" is a stall from which is carried on a trade or business consisting wholly or mainly of the sale of goods by retail.</p> <p>(3) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are</p>	<p>(3) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>11 (1) Mangre sy'n farchnad sy'n cynnwys stondinau manwerthu (pa un a yw hefyd yn cynnwys siopau, sefydliadau busnes bwyd o fewn paragraff 5(1) neu fangreoedd eraill ai peidio).</p> <p>(2) Mae "stondin fanwerthu" yn stondin y</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>open to the public.</p> <p>(4) For the purpose of sub-paragraph (3) every part of a stall in a market is to be treated as an area that is open to the public.</p> <p>(5) The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.</p> <p>12 (1) Premises consisting of car parking facilities where—</p> <p>(a) the facilities are provided for persons present at a shop, shopping centre or market within paragraph [<i>the third paragraph to be inserted by this amendment</i>](1), and</p> <p>(b) the premises are contiguous or adjacent to the shop, shopping centre or market.</p> <p>(2) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are open to the public.</p> <p>(3) The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.</p>	<p>cynhelir ohoni fasnach neu fusnes nad yw ond yn gwerthu drwy fanwerthu nwyddau neu sy'n gwneud hynny'n bennaf.</p> <p>(3) Dim ond pan yw'r fangre ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>(4) At ddiben is-baragraff (3) mae pob rhan o stondin mewn marchnad i gael ei thrin fel ardal sydd ar agor i'r cyhoedd.</p> <p>(5) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>12 (1) Mangre sy'n gyfleusterau parcio ceir pan fo—</p> <p>(a) y cyfleusterau yn cael eu darparu ar gyfer personau sy'n bresennol mewn siop, canolfan siopa neu farchnad o fewn paragraff (1), a</p> <p>(b) y fangre yn gyffiniol â'r siop, y ganolfan siopa neu'r farchnad neu'n gyfagos iddi.</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
13	<p><i>Healthcare premises</i></p> <p>(1) Premises, other than a hospital, consisting of healthcare premises.</p> <p>(2) Healthcare premises, for the purpose of this paragraph, are premises—</p> <p>(a) at which a person who is a member of a health care profession within paragraph (3) provides services in that person's capacity as such a member, and</p> <p>(b) which have been constructed or adapted wholly or mainly for the purpose of providing those services.</p> <p>(3) A health care profession within this sub-paragraph is—</p> <p>(a) one that is regulated by a body mentioned in paragraphs (a) to (ga) of section 25(3) of the National Health Service Reform and Health Care Professions Act 2002 (c.17), or</p> <p>(b) a relevant profession within</p>	<p>(2) Dim ond pan yw'r fangre ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>(3) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p><i>Mangreoedd gofal iechyd</i></p> <p>13 (1) Mangre, ac eithrio ysbty, sy'n fangre gofal iechyd.</p> <p>(2) Mangre gofal iechyd, at ddiben y paragraff hwn, yw mangre—</p> <p>(a) lle y mae person sy'n aelod o broffesiwn gofal iechyd o fewn paragraff (3) yn darparu gwasanaethau yn rhinwedd y person hwnnw fel aelod o'r fath, a</p> <p>(b) sydd wedi ei hadeiladu neu ei haddasu yn gyfan gwbl neu'n bennaf at ddiben darparu'r gwasanaethau hynny.</p> <p>(3) Mae proffesiwn gofal iechyd o fewn yr</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>the meaning of Schedule 3 to the Health and Social Work Professions Order 2001 (SI 2002/254) other than biomedical scientists, clinical scientists, paramedics, radiographers, social workers and operating department practitioners.</p> <p>14 (1) The premises are NID-free by virtue of this paragraph—</p> <p>(a) only in those parts that are either or both—</p> <p>(i) open to the public;</p> <p>(ii) used for the purpose of providing the services concerned, and</p> <p>(b) only when either or both—</p> <p>(i) open to the public;</p> <p>(ii) used for the purpose of providing the services concerned.</p> <p>(2) The premises are NID-free by virtue of this paragraph only in those areas that</p>	<p>is-baragraff hwn yn—</p> <p>(a) un sy'n cael ei reoleiddio gan gorff a grybwyllir ym mharagraffau (a) i (ga) o adran 25(3) o Ddeddf Diwygio'r Gwasanaeth Iechyd Gwladol a Phroffesiynau Gofal Iechyd 2002 (p.17), neu</p> <p>(b) proffesiwn perthnasol o fewn ystyr "relevant professions" yn Atodlen 3 i Orchymyn Proffesiynau Iechyd a Gwaith Cymdeithasol 2001 (OS 2002/254) ac eithrio gwyddonwyr biomeddygol, gwyddonwyr clinigol, parafeddygon, radiograffwyr, gweithwyr cymdeithasol ac ymarferwyr adrannau llawdriniaeth.</p> <p>14 (1) Nid yw'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn—</p> <p>(a) ond yn y rhannau hynny y mae naill ai is-baragraff (i) neu is-baragraff (ii), neu'r ddau is-baragraff yn gymwys iddynt—</p>	



No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>are enclosed or substantially enclosed.</p> <p><i>General entertainment venues</i></p> <p>15 Premises consisting of—</p> <p>(a) performing arts centres;</p> <p>(b) cinemas;</p> <p>(c) amusement parks;</p> <p>(d) zoos;</p> <p>(e) family entertainment centres;</p> <p>(f) museums;</p> <p>(g) public libraries and the National Library of Wales.</p> <p>16 (1) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are open to the public.</p> <p>(2) The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.</p> <p><i>Children's entertainment venues</i></p> <p>17 (1) Premises which are—</p>	<p>(i) maent ar agor i'r cyhoedd;</p> <p>(ii) maent yn cael eu defnyddio at ddiben darparu'r gwasanaethau o dan sylw, a</p> <p>(b) ond pan fo naill ai is-baragraff (i) neu is-baragraff (ii) yn gymwys, neu pan fo'r ddau is-baragraff yn gymwys—</p> <p>(i) mae ar agor i'r cyhoedd;</p> <p>(ii) mae'n cael ei defnyddio at ddiben darparu'r gwasanaethau o dan sylw.</p> <p>(2) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p><i>Lleoliadau adloniant cyffredinol</i></p> <p>15 Mangreoedd sy'n—</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(a) used wholly or mainly for the purpose of providing children with entertainment or occupation or for the purpose of enabling children to entertain or occupy themselves, and</p> <p>(b) open to the public, other than premises within sub-paragraph (2).</p> <p>(2) Premises within this sub-paragraph are—</p> <p>(a) premises used for the provision of childcare by a person in return for payment of money in those parts in which, and at those times at which, the premises are so used.</p> <p>(b) premises consisting of a school or a further education institution.</p> <p>(3) “Entertainment or occupation” includes access to livestock or other domestic animals, agriculture, horticulture, educational activities and to play</p>	<p>(a) canolfannau celfyddydau perfformio;</p> <p>(b) sinemâu;</p> <p>(c) parciau difyrion;</p> <p>(d) swâu;</p> <p>(e) canolfannau adloniant i deuluoedd;</p> <p>(f) amgueddfeydd;</p> <p>(g) llyfrgelloedd cyhoeddus a Llyfrgell Genedlaethol Cymru.</p> <p>16 (1) Dim ond pan yw'r mangreoedd ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r mangreoedd yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>(2) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r mangreoedd yn ddi-DMN yn rhinwedd y paragraff hwn.</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	facilities.	<i>Lleoliadau adloniant i blant</i>	
	(4) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are open to the public.	17 (1) Mangre sydd—	
	(5) The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.	(a) yn cael ei defnyddio'n gyfan gwbl neu'n bennaf at ddiben darparu adloniant neu ddifyrrwch i blant neu at ddiben galluogi plant i'w hadlonni eu hunain neu i'w difyrru eu hunain, a	
	<i>Public playgrounds</i>	(b) ar agor i'r cyhoedd,	
18	Premises that consist of a public playground.	ac eithrio mangre o fewn is-baragraff (2).	
19	(1) The premises are NID-free by virtue of this paragraph—	(2) Mae mangre o fewn yr is-baragraff hwn yn—	
	(a) if the premises are within clearly marked boundaries, in the whole of the area within those boundaries;	(a) mangre sy'n cael ei defnyddio i ddarparu gofal plant gan berson yn gyfnewid am daliad o arian yn y rhannau hynny, ac ar yr adegau hynny, y caiff y fangre ei defnyddio felly.	
	(b) otherwise, only so far as within five metres of any item of playground equipment.	(b) mangre sy'n ysgol neu'n sefydliad addysg bellach.	
	(2) The premises are NID-free by virtue of this paragraph at all times.	(3) Mae "adloniant neu ddifyrrwch" yn cynnwys mynediad at dda byw neu	
	(3) Premises consist of a public playground for the purposes of paragraph [ <i>the tenth paragraph to be inserted by this</i>		

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p><i>amendment</i>—</p> <p>(a) if they are designed or adapted for the use, by children, of one or more items of playground equipment,</p> <p>(b) if a local authority or community council, or a person acting by virtue of arrangements made with a local authority or community council, controls them or is to any extent engaged in their management or maintenance, or makes arrangements in respect of their control or management or maintenance,</p> <p>(c) if they are open to the public, for the purpose (or the primary purpose) of the provision of play facilities for children, and</p> <p>(d) whether or not they are enclosed or substantially enclosed.</p> <p><i>Sports grounds and centres</i></p> <p>20 Premises consisting of—</p> <p>(a) sports grounds;</p>	<p>anifeiliaid dof eraill, amaethyddiaeth, garddwriaeth, gweithgareddau addysgol ac at gyfleusterau chwarae.</p> <p>(4) Dim ond pan yw'r fangre ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>(5) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p><i>Meysydd chwarae cyhoeddus</i></p> <p>18 Mangre sy'n faes chwarae cyhoeddus.</p> <p>19 (1) O ran y fangre—</p> <p>(a) os yw o fewn ffiniau sydd wedi eu marcio'n glir, mae'n ddi-DMN yn rhinwedd y paragraff hwn yn yr ardal gyfan o fewn y ffiniau hynny;</p> <p>(b) fel arall, nid yw'n ddi-DMN yn rhinwedd y paragraff hwn ond i'r graddau y mae o fewn pum metr i unrhyw eitem o gyfarpar maes chwarae.</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>(b) sports centres.</p> <p>21 (1) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are open to the public.</p> <p>(2) The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.'.</p>	<p>(2) Mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn drwy'r amser.</p> <p>(3) Mae mangre yn faes chwarae cyhoeddus at ddibenion paragraff ()—</p> <p>(a) os yw wedi ei dylunio neu ei haddasu ar gyfer defnyddio un neu ragor o eitemau o gyfarpar maes chwarae gan blant,</p> <p>(b) os oes gan awdurdod lleol neu gyngor cymuned, neu berson sy'n gweithredu yn rhinwedd trefniadau a wneir gydag awdurdod lleol neu gyngor cymuned, reolaeth drosti neu os yw i unrhyw raddau yn ymwneud â'i rheoli neu ei chynnal a'i chadw, neu'n gwneud trefniadau mewn cysylltiad â rheolaeth drosti, neu ei rheoli neu ei chynnal a'u chadw,</p> <p>(c) os yw ar agor i'r cyhoedd, at ddiben (neu at brif ddiben) darparu cyfleusterau chwarae i blant, a</p> <p>(d) pa un a yw'n gaeedig neu'n sylweddol gaeedig ai peidio.</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
		<p><i>Meysydd a chanolfannau chwaraeon</i></p> <p>20 Mangreoedd sy'n—</p> <p>(a) meysydd chwaraeon;</p> <p>(b) canolfannau chwaraeon.</p> <p>21 (1) Dim ond pan yw'r mangreoedd ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r mangreoedd yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>(2) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r mangreoedd yn ddi-DMN yn rhinwedd y paragraff hwn.'</p>	
117.	<p>Schedule 1, page 75, after line 15, insert—</p> <p><i>'School grounds: residential establishments</i></p> <p>9 Premises consisting of the grounds of a school within paragraph (<i>the final paragraph to be inserted by this amendment</i>).</p> <p>10 In the case of premises consisting of grounds that adjoin the school concerned, the premises are NID-free by virtue of this paragraph only</p>	<p>Atodlen 1, tudalen 75, ar ôl llinell 17, mewnosoder—</p> <p><i>'Tir ysgolion: sefydliadau preswyl</i></p> <p>9 Mangre sy'n dir ysgol o fewn paragraff ().</p> <p>10 Yn achos mangre sy'n dir sy'n cydffinio â'r ysgol o dan sylw, dim ond pan yw'r naill neu'r llall neu'r ddau o'r canlynol yn cael ei ddefnyddio at ddiben addysg neu ofal plant y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn—</p>	<p>The purpose of this amendment is to insert paragraphs relating to the grounds of schools in Wales that provide residential accommodation into Part 2 of Schedule 1.</p> <p>The effect of this amendment is to make the grounds of schools in Wales that provide residential accommodation NID-free. Grounds that adjoin the school concerned are NID-free when the grounds or the school (or both) are being used for the purpose of education or childcare. Grounds that do not adjoin the</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>when either or both of—</p> <p>(a) the grounds, or any part of the grounds, or</p> <p>(b) the school, or any part of it,</p> <p>are being used for the purpose of education or childcare.</p> <p>11 In the case of premises consisting of grounds that do not adjoin the school concerned, the premises are NID-free by virtue of this paragraph only when the grounds, or any part of the grounds, are being used for the purpose of education or childcare.</p> <p>12 A school is within this paragraph if it provides residential accommodation to pupils.’.</p>	<p>(a) y tir, neu unrhyw ran o'r tir, neu</p> <p>(b) yr ysgol, neu unrhyw ran ohoni.</p> <p>11 Yn achos mangre sy'n dir nad yw'n cydffinio â'r ysgol o dan sylw, dim ond pan yw'r tir, neu unrhyw ran o'r tir, yn cael ei ddefnyddio at ddiben addysg neu ofal plant y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>12 Mae ysgol o fewn y paragraff hwn os yw'n darparu llety preswyl i ddisgyblion.’.</p>	<p>school are NID-free when the grounds are being used for the purpose of education or childcare. Managers of the premises are able to designate areas of the premises as areas where NID use is permitted. The amendment describes the extent of the NID-free requirements, which mirrors the smoke-free requirements for schools that provide residential accommodation in amendment 60.</p>
118.	There is no need to amend the English version.	Atodlen 1, tudalen 75, llinell 20, ar ôl 'ond', mewnosoder 'yn y rhannau hynny’.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
119.	Schedule 1, page 75, line 18, after 'NID-free', insert 'by virtue of this paragraph’.	Atodlen 1, tudalen 75, llinell 21, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn’.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			accordingly.
120.	There is no need to amend the English version.	Atodlen 1, tudalen 75, llinell 24, hepgorer 'fangre' a mewnosoder 'mangreodd'.	The purpose of this technical amendment is to achieve consistency of drafting throughout the Bill.
121.	Schedule 1, page 75, line 21, after 'NID-free', insert 'by virtue of this paragraph'.	Atodlen 1, tudalen 75, llinell 25, ar ôl 'ddi-DMN', mewnosoder 'yn rhinwedd y paragraff hwn'.	<p>The purpose of this amendment is to insert additional wording in Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1, and that when they do, the NID-free requirements apply accordingly.</p>
122.	<p>Schedule 1, page 75, after line 21, insert—</p> <p><i>'Hospital grounds</i></p> <p>11 Premises consisting of hospital grounds.</p> <p>12 The grounds of a hospital, for the purposes of this paragraph and paragraph [<i>the fourth paragraph to be inserted by this amendment</i>], are premises that—</p> <p>(a) adjoin the hospital, and</p> <p>(b) are used or occupied by it.</p>	<p>Atodlen 1, tudalen 75, ar ôl llinell 25, mewnosoder—</p> <p><i>'Tir ysbytai</i></p> <p>11 Mangre sy'n dir ysbyty.</p> <p>12 Mae tir ysbyty, at ddibenion y paragraff hwn a pharagraff (), yn fangre—</p> <p>(a) sy'n cydffinio â'r ysbyty, a</p> <p>(b) a ddefnyddir ganddo neu sydd wedi ei meddiannu ganddo.</p>	<p>The purpose of this amendment is to insert paragraphs relating to hospital grounds, hospital car parks and youth detention accommodation to Part 2 of Schedule 1.</p> <p>The effect is to make the non-enclosed areas of hospital grounds and the enclosed and substantially enclosed areas of hospital car parks and youth detention accommodation in Wales NID-free. Managers of the premises may designate areas in the premises as areas where NID use is permitted.</p> <p>The amendment describes the extent of the NID-free requirements. For hospital grounds,</p>



No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>13 (1) The premises are NID-free by virtue of this paragraph at all times.</p> <p>(2) The premises are NID-free by virtue of this paragraph only in those areas that are not enclosed or substantially enclosed.</p> <p><i>Hospital car parks</i></p>	<p>13 (1) Mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn drwy'r amser.</p> <p>(2) Dim ond yn yr ardaloedd hynny nad ydynt yn gaeedig nac yn sylweddol gaeedig y mae'r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p><i>Meysydd parcio ysbytai</i></p>	these mirror the smoke-free requirements for hospital grounds in amendment 61.
	<p>14 Premises consisting of car parking facilities provided for persons present at a hospital, where the premises are-</p> <p>(a) in the grounds of the hospital, or</p> <p>(b) contiguous or adjacent to the hospital.</p>	<p>14 Mangreoedd sy'n gyfleusterau parcio ceir a ddarperir ar gyfer personau sy'n bresennol mewn ysbyty, pan fo'r mangreoedd—</p> <p>(a) yn nhir ysbyty, neu</p> <p>(b) yn gyffiniol ag ysbyty neu'n gyfagos i ysbyty.</p>	
	<p>15 (1) The premises are NID-free by virtue of this paragraph only when open to the public and only in those areas that are open to the public.</p> <p>(2) The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.</p> <p><i>Youth detention accommodation</i></p>	<p>15 (1) Dim ond pan yw'r mangreoedd ar agor i'r cyhoedd a dim ond yn yr ardaloedd hynny sydd ar agor i'r cyhoedd y mae'r mangreoedd yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p>(2) Dim ond yn yr ardaloedd hynny sy'n gaeedig neu'n sylweddol gaeedig y mae'r mangreoedd yn ddi-DMN yn rhinwedd y paragraff hwn.</p> <p><i>Llety cadw ieuenctid</i></p>	
	<p>16 Premises consisting of youth detention accommodation.</p>	<p>16 Mangre sy'n llety cadw ieuenctid.</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	17 The premises are NID-free by virtue of this paragraph only in those areas that are enclosed or substantially enclosed.’	17 Dim ond yn yr ardaloedd hynny sy’n gaeedig neu’n sylweddol gaeedig y mae’r fangre yn ddi-DMN yn rhinwedd y paragraff hwn.’	
123.	Schedule 1, page 75, line 29, leave out ‘or at those times’ and insert ‘in which, or at those times at which.’	Atodlen 1, tudalen 75, llinell 32, ar ôl ‘hynny’, mewnosoder ‘y’i defnyddir ynddynt felly’.	<p>The purpose of this amendment is to replace wording in Part 3 of Schedule 1.</p> <p>This is a technical amendment, the effect of which is to provide clarity in relation to the general exemption from the NID-free requirements for dwellings.</p>
124.	<p>Schedule 1, page 75, after line 29, insert—</p> <p>‘14 (1) Premises where a performance within sub-paragraph (2) is taking place in the presence of an audience or in connection with making a film or a television programme.</p> <p>(2) A performance is within this sub-paragraph if artistic integrity makes it appropriate for a person participating in the performance (“the performer”) to use a nicotine inhaling device.</p> <p>(3) But only that part of the premises where the performer is performing comes within this paragraph, and that part does so only during the</p>	<p>Atodlen 1, tudalen 75, ar ôl llinell 33, mewnosoder—</p> <p>‘14 (1) Mangre lle y mae perfformiad o fewn is-baragraff (2) yn digwydd yng ngŵydd cynulleidfa neu mewn cysylltiad â gwneud ffilm neu raglen deledu.</p> <p>(2) Mae perfformiad o fewn yr is-baragraff hwn os yw uniondeb artistig yn ei gwneud yn briodol i berson sy’n cymryd rhan yn y perfformiad (“y perfformiwr”) ddefnyddio dyfais mewnanadlu nicotin.</p> <p>(3) Ond dim ond y rhan honno o’r fangre lle y mae’r perfformiwr yn perfformio sy’n dod o fewn y paragraff hwn, a</p>	<p>The purpose of this amendment is to insert new paragraphs which add to the general exemptions from the NID-free requirements in Part 3 of Schedule 1.</p> <p>The effect of the amendment is to provide exemptions from the NID-free requirements for premises where a performance is taking place in the presence of an audience or in connection with making a film or television programme, licensed premises from which unaccompanied children are prohibited, sex establishments, casinos, betting shops, adult gaming centres, premises with a bingo licence, specialist retailers of NIDs, and pharmacy consulting rooms. The exemptions apply irrespective of whether the premises are covered in Part 1 or Part 2 of Schedule 1.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>performance in question and in relation to the performer in question.</p> <p>15 Premises within the meaning of “relevant premises” in section 145(4) of the Licensing Act 2003 (c.17) (premises from which unaccompanied children are prohibited).</p> <p>16 Premises used as a sex establishment (and for this purpose “sex establishment” has the same meaning as in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (c.30)).</p> <p>17 Premises in respect of which any of the following premises licences under Part 8 of the Gambling Act 2005 (c.19) has effect—</p> <p>(a) a casino premises licence, including a converted casino premises licence (for which see section 150 of the Gambling Act 2005 as modified by paragraph 65 of Schedule 4 to the Gambling Act 2005 (Commencement No. 6 and Transitional Provisions) Order 2006 (SI 2006/3272));</p> <p>(b) a betting premises licence;</p> <p>(c) an adult gaming centre</p>	<p>dim ond yn ystod y perfformiad o dan sylw ac mewn perthynas â'r perfformiwr o dan sylw y mae'r rhan honno yn gwneud hynny.</p> <p>15 Mangre o fewn ystyr “relevant premises” yn adran 145(4) o Ddeddf Trwyddedu 2003 (p.17) (mangreoedd y mae plant sydd ar eu pennau eu hunain wedi eu gwahardd rhag mynd iddynt).</p> <p>16 Mangre sy'n cael ei defnyddio fel sefydliad rhyw (ac at y diben hwn mae i “sefydliad rhyw” yr un ystyr ag sydd i “sex establishment” yn Atodlen 3 i Ddeddf Llywodraeth Leol (Darpariaethau Amrywiol) 1982 (p.30)).</p> <p>17 Mangre y mae unrhyw un neu ragor o'r trwyddedau mangre a ganlyn o dan Ran 8 o Ddeddf Gamblo 2005 (p.19) yn cael effaith mewn cysylltiad â hi—</p> <p>(a) trwydded mangre casino, gan gynnwys trwydded mangre casino wedi ei throsi (gweler adran 150 o Ddeddf Gamblo 2005 fel y'i haddaswyd gan baragraff 65 o Atodlen 4 i Orchymyn Deddf Gamblo 2005 (Cychwyn Rhif 6 a Darpariaethau Trosiannol) 2006 (OS 2006/3272));</p> <p>(b) trwydded mangre fetio;</p>	<p>The amendment describes the extent of each of the general exemptions. The exemption for use of a NID during a performance is limited to performances where it is appropriate to the artistic integrity of the performance to use a NID, and it only applies to the performer for the duration of the performance.</p> <p>Certain conditions must be met for a retailer to qualify as a specialist retailer of NIDs. These relate to proportion of sales resulting from retail of NIDs and their related components, liquids and accessories. Further conditions may be specified in regulations.</p> <p>The Welsh Ministers may also make regulations about the requirements that pharmacy consulting rooms must satisfy before the general exemption applies.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>premises licence;</p> <p>(d) a bingo premises licence.</p> <p>(1) Premises in respect of which the conditions in sub-paragraph (2) are satisfied.</p> <p>(2) The conditions are that the premises are premises—</p> <p>(a) at which nicotine inhaling devices are sold by retail (whether or not other things are also sold),</p> <p>(b) in respect of which the sales condition in sub-paragraph (3) is met, and</p> <p>(c) that satisfy any requirements that may be specified in regulations.</p> <p>(3) The sales condition is that more than half of the sales on the premises, when taken together over the relevant period and measured by sale price, derive from the sale of nicotine inhaling devices, components of nicotine inhaling devices, liquids for use in nicotine inhaling devices and accessories for nicotine inhaling</p>	<p>(c) trwydded mangre canolfan hapchwarae i oedolion;</p> <p>(d) trwydded mangre bingo.</p> <p>18 (1) Mangre y mae'r amodau yn is-baragraff (2) wedi eu bodloni mewn cysylltiad â hi.</p> <p>(2) Yr amodau yw bod y fangre yn fangre—</p> <p>(a) lle y mae dyfeisiau mewnanadlu nicotin yn cael eu gwerthu drwy fanwerthu (pa un a yw pethau eraill yn cael eu gwerthu hefyd ai peidio),</p> <p>(b) y mae'r amod gwerthu yn is-baragraff (3) wedi ei fodloni mewn cysylltiad â hi, ac</p> <p>(c) sy'n bodloni unrhyw ofynion y caniateir iddynt gael eu pennu mewn rheoliadau.</p> <p>(3) Yr amod gwerthu yw bod mwy na hanner y gwerthiannau yn y fangre, pan y'u cymerir gyda'i gilydd dros y cyfnod perthnasol a phan y'u mesurir yn ôl pris gwerthu, yn deillio o werthu</p>	

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<p>devices.</p> <p>(4) In sub-paragraph (3) “the relevant period” means—</p> <p>(a) the most recent period of twelve months for which accounts are available, or</p> <p>(b) the period for which nicotine inhaling devices have been sold at the premises if that period is not long enough for twelve months’ accounts to be available.</p> <p>19 A consulting room in premises consisting of a registered pharmacy, provided that the room satisfies any requirements that may be specified in regulations.’.</p>	<p>dyfeisiau mewnanadlu nicotin, cydrannau dyfeisiau mewnanadlu nicotin, hylifau i’w defnyddio mewn dyfeisiau mewnanadlu nicotin ac ategolion ar gyfer dyfeisiau mewnanadlu nicotin.</p> <p>(4) Yn is-baragraff (3), ystyr “y cyfnod perthnasol” yw—</p> <p>(a) y cyfnod diweddaraf o ddeuddeng mis y mae cyfrifon ar gael ar ei gyfer, neu</p> <p>(b) y cyfnod y mae dyfeisiau mewnanadlu nicotin wedi eu gwerthu ar ei gyfer yn y fangre os nad yw’r cyfnod hwnnw yn ddigon hir i ddeuddeng mis o gyfrifon fod ar gael.</p> <p>19 Ystafell ymgynghori mewn mangre sy’n fferyllfa gofrestredig, ar yr amod bod yr ystafell yn bodloni unrhyw ofynion y caniateir iddynt gael eu pennu mewn rheoliadau.’.</p>	
125.	Schedule 1, page 76, leave out lines 4 to 7.	Atodlen 1, tudalen 76, hepgorer llinellau 4 hyd at 7.	<p>The purpose of this amendment is to remove a definition from Schedule 1.</p> <p>The effect of the amendment is that the</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			definition of 'adult care home' is removed from Schedule 1. This is inserted elsewhere by amendment 68.
126.	Schedule 1, page 76, after line 10, insert—  “amusement park” (“ <i>parc difyrion</i> ”) means an area consisting wholly or mainly of funfair facilities (such as, for example, fairground rides, water rides, stalls, games, and other similar entertainments);’	Atodlen 1, tudalen 76, ar ôl llinell 30, mewnosoder—  ‘ystyr “ <i>parc difyrion</i> ” (“ <i>amusement park</i> ”) yw ardal sy’n cynnwys yn gyfan gwbl neu’n bennaf gyfleusterau ffair bleser (megis, er enghraifft, reidiau ffair, reidiau dŵr, stondinau, gemau, a gweithgareddau adloniant tebyg eraill);’	The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.  The effect of this amendment is to provide a definition for the term ‘amusement park.’ This provides clarity to the meaning of this term for the purposes of the NID-free requirements in Schedule 1.
127.	Schedule 1, page 76, leave out lines 8 to 10.	Atodlen 1, tudalen 76, hepgorer llinellau 15 hyd at 17.	The purpose of this amendment is to remove a definition from Schedule 1.  The effect of the amendment is that the definition of ‘adult hospice’ is removed from Schedule 1. This is inserted elsewhere by amendment 69.
128.	Schedule 1, page 76, leave out lines 11 to 15.	Atodlen 1, tudalen 76, hepgorer llinellau 10 hyd at 14.	The purpose of this amendment is to remove a definition from Schedule 1.  The effect of the amendment is that the definition of ‘childcare’ is removed from Schedule 1. This is inserted elsewhere by amendment 70.

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
129.	<p>Schedule 1, page 76, after line 15, insert—</p> <p>“cinema” (<i>“sinema”</i>) means premises which by virtue of a premises licence under section 11 of the Licensing Act 2003 (c.17) may be used for the exhibition of a film within the meaning of paragraph 15 of Schedule 1 to that Act, where the exhibition amounts to the provision of regulated entertainment for the purpose of that Act;’</p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 40, mewnosoder—</p> <p>‘ystyr “sinema” (<i>“cinema”</i>) yw mangre y caniateir iddi gael ei defnyddio, yn rhinwedd trwydded mangre o dan adran 11 o Ddeddf Trwyddedu 2003 (p.17), i arddangos ffilm o fewn ystyr “exhibition of a film” ym mharagraff 15 o Atodlen 1 i’r Ddeddf honno, pan fo’r arddangosiad yn gyfystyr â darparu adloniant rheoleiddiedig at ddiben y Ddeddf honno;’</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of this amendment is to provide a definition for the term ‘cinema’. This provides clarity to the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>
130.	<p>Schedule 1, page 76, after line 15, insert—</p> <p>“family entertainment centre” (<i>“canolfan adloniant i deuluoedd”</i>) means premises in respect of which a family entertainment centre premises licence under Part 8 of the Gambling Act 2005 (c.19), or a family entertainment centre gaming permit under section 247 of that Act, has effect;’</p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 3, mewnosoder—</p> <p>‘ystyr “canolfan adloniant i deuluoedd” (<i>“family entertainment centre”</i>) yw mangre y mae trwydded mangre canolfan adloniant i deuluoedd o dan Ran 8 o Ddeddf Gamblo 2005 (p.19), neu hawlen hapchwarae canolfan adloniant i deuluoedd o dan adran 247 o’r Ddeddf honno, yn cael effaith mewn cysylltiad â hi;’</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of this amendment is to provide a definition for the term ‘family entertainment centre’. This provides clarity to the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>
131.	<p>Schedule 1, page 76, leave out lines 19 to 20.</p>	<p>Atodlen 1, tudalen 77, hepgorer llinellau 1 hyd at 2.</p>	<p>The purpose of this amendment is to remove a definition from Schedule 1.</p> <p>The effect of the amendment is that the definition of ‘hospital’ is removed from Schedule 1. The definition is inserted elsewhere by amendment 71.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
132.	<p>Schedule 1, page 76, after line 20, insert—</p> <p>“museum” (<i>“amgueddfa”</i>) includes a gallery and means an institution which has as its purpose, or one of its purposes, the preservation, display and interpretation of material of historical, artistic, cultural or scientific interest;’</p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 3, mewnosoder—</p> <p>‘mae “amgueddfa” (<i>“museum”</i>) yn cynnwys oriel a’i hystyr yw sefydliad a chanddo’r unig ddiben o ddiogelu, arddangos a dehongli deunydd sydd o ddiddordeb hanesyddol, artistig, diwylliannol neu wyddonol neu a chanddo’r diben hwnnw ymhlith ei ddibenion;’</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of this amendment is to provide a definition of the term “museum”. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>
133.	<p>Schedule 1, page 76, after line 20, insert—</p> <p>“performance” (<i>“perfformiad”</i>) means a performance of a literary, dramatic, musical or other work;’</p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 30, mewnosoder—</p> <p>ystyr “perfformiad” (<i>“performance”</i>) yw perfformiad o waith llenyddol, dramatig neu gerddorol neu waith arall;’</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of the amendment is to provide a definition for the term ‘performance’. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>
134.	<p>Schedule 1, page 76, leave out lines 21 to 22.</p>	<p>Atodlen 1, tudalen 76, hepgorer llinellau 35 hyd at 37.</p>	<p>The purpose of this amendment is to remove a definition from Schedule 1.</p> <p>The effect of the amendment is that the definition of ‘parent’ is removed from Schedule 1. The definition is inserted elsewhere by amendment 72 .</p>
135.	<p>Schedule 1, page 76, after line 22, insert—</p> <p>“performing arts centre” (<i>“canolfan celfyddydau”</i></p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 3, mewnosoder—</p> <p>‘ystyr “canolfan celfyddydau perfformio”</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p>



No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
	<i>performid</i> ) means a building, or part of a building, that is constructed or adapted wholly or mainly for the purpose of giving a performance, or playing live or recorded music, in the presence of an audience;'	("performing arts centre") yw adeilad, neu ran o adeilad, sydd wedi ei adeiladu neu ei addasu yn gyfan gwbl neu'n bennaf at ddiben rhoi perfformiad, neu chwarae cerddoriaeth fyw neu gerddoriaeth wedi ei recordio, yng ngŵydd cynulleidfa;'	The effect of the amendment is to provide a definition for the term 'performing arts centre'. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.
136.	Schedule 1, page 76, after line 22, insert—  "public library" ("llyfrgell gyhoeddus") means a library administered by or on behalf of a library authority within the meaning of the Public Libraries and Museums Act 1964 (c.75);'	Atodlen 1, tudalen 76, ar ôl llinell 30, mewnosoder—  'ystyr "llyfrgell gyhoeddus" ("public library") yw llyfrgell a weinyddir gan awdurdod llyfrgell neu ar ran awdurdod llyfrgell o fewn ystyr "library authority" yn Neddf Llyfrgelloedd ac Amgueddfeydd Cyhoeddus 1964 (p.75);'	The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.  The effect of the amendment is to provide a definition for the term 'public library'. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.
137.	Schedule 1, page 76, after line 22, insert—  "registered pharmacy" ("fferyllfa gofrestredig") means premises for the time being entered in the register established and maintained under article 19 of the Pharmacy Order 2010 (SI 2010/231);'.	Atodlen 1, tudalen 76, ar ôl llinell 9, mewnosoder—  'ystyr "fferyllfa gofrestredig" ("registered pharmacy") yw mangre sydd am y tro wedi ei chofnodi yn y gofrestr sydd wedi ei sefydlu ac sy'n cael ei chynnal o dan erthygl 19 o Orchymyn Fferylliaeth 2010 (OS 2010/231);'.	The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.  The effect of the amendment is to provide a definition for the term 'registered pharmacy'. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.
138.	Schedule 1, page 76, leave out lines 23 to 24.	Atodlen 1, tudalen 76, hepgorer llinellau 8 hyd at 9.	The purpose of this amendment is to remove a definition from Schedule 1.  The effect of the amendment is that the definition of 'registered pupil' is removed from

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			Schedule 1. The definition is inserted elsewhere by amendment 74.
139.	<p>Schedule 1, page 76, after line 24, insert—</p> <p>“shop” (“<i>siop</i>”) means any premises where there is carried on a trade or business consisting wholly or mainly of the sale of goods by retail;</p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 14, mewnosoder—</p> <p>‘ystyr “siop” (“<i>shop</i>”) yw unrhyw fangre lle y cynhelir masnach neu fusnes sy’n cynnwys yn gyfan gwbl neu’n bennaf werthu drwy fanwerthu nwyddau;’</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of the amendment is to provide a definition for the term ‘shop’. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>
140.	<p>Schedule 1, page 76, leave out lines 25 to 27.</p>	<p>Atodlen 1, tudalen 76, hepgorer llinellau 31 hyd at 34.</p>	<p>The purpose of this amendment is to remove a definition from Schedule 1.</p> <p>The effect of the amendment is that the definition of ‘relative’ is removed from Schedule 1. The definition is inserted elsewhere by amendment 75.</p>
141.	<p>Schedule 1, page 76, after line 27, insert—</p> <p>“shopping centre” (“<i>canolfan siopa</i>”) means a building containing a number of shops or food business establishments within paragraph 5(1) or both;</p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 3, mewnosoder—</p> <p>‘ystyr “canolfan siopa” (“<i>shopping centre</i>”) yw adeilad sy’n cynnwys nifer o siopau neu sefydliadau busnes bwyd o fewn paragraff 5(1) neu’r ddau;’</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of the amendment is to provide a definition for the term ‘shopping centre’. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
142.	<p>Schedule 1, page 76, after line 27, insert—</p> <p>“specialist tobacconist” (“<i>gwerthwr tybaco arbenigol</i>”) has the meaning given by section 6(2) of the Tobacco Advertising and Promotion Act 2002 (c. 36);</p>	<p>Atodlen 1, tudalen 76, ar ôl llinell 14, mewnosoder—</p> <p>‘mae i “gwerthwr tybaco arbenigol” yr ystyr a roddir i “specialist tobacconist” gan adran 6(2) o Ddeddf Hysbysebu a Hyrwyddo Tybaco 2002 (p.36);’.</p>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of the amendment is to provide a definition for the term ‘specialist tobacconist’. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>
143.	<p>Schedule 1, page 76, after line 27, insert—</p> <p>“sports centre” (“<i>canolfan chwaraeon</i>”) means a building containing any one or more of the following—</p> <ul style="list-style-type: none"> <li>(a) swimming pool;</li> <li>(b) gymnasium;</li> <li>(c) areas for indoor or outdoor sports, athletics or other physical recreation, physical activity or physical exercise, whether for participating or spectating;</li> <li>(d) facilities and accommodation for those participating in sports, athletics or other physical recreation, physical activity or physical exercise;’</li> </ul>	<p>Atodlen 1, tudalen 76, ar ôl llinell 3, mewnosoder—</p> <p>‘ystyr “canolfan chwaraeon” (“<i>sports centre</i>”) yw adeilad sy’n cynnwys unrhyw un neu ragor o’r canlynol—</p> <ul style="list-style-type: none"> <li>(a) pwll nofio;</li> <li>(b) campfa;</li> <li>(c) ardaloedd ar gyfer chwaraeon o dan do neu awyr agored, athletau neu weithgareddau hamdden corfforol eraill, gweithgarwch corfforol arall neu ymarfer corff arall, pa un ai i gymryd rhan ynddynt neu eu gwyllo;</li> <li>(d) cyfleusterau a llety i’r rheini sy’n cymryd rhan mewn chwaraeon, athletau neu</li> </ul>	<p>The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.</p> <p>The effect of the amendment is to provide a definition for the term ‘sports centre’. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.</p>

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
		weithgareddau hamdden corfforol eraill, gweithgarwch corfforol arall neu ymarfer corff arall;’	
144.	Schedule 1, page 76, after line 27, insert—  “sports ground” (“ <i>maes chwaraeon</i> ”) has the meaning given by section 17(1) of the Safety of Sports Grounds Act 1975 (c.52);’.	Atodlen 1, tudalen 76, ar ôl llinell 30, mewnosoder—  ‘mae i “maes chwaraeon” yr ystyr a roddir i “sports ground” gan adran 17(1) o Ddeddf Diogelwch Meysydd Chwaraeon 1975 (p.52);’	The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.  The effect of the amendment is to provide a definition for the term ‘sports ground’. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.
145.	Schedule 1, page 77, after line 14, insert—  “zoo” (“ <i>sw</i> ”) has the meaning given by section 1(2) of the Zoo Licensing Act 1981 (c.37).’.	Atodlen 1, tudalen 76, ar ôl llinell 40, mewnosoder—  ‘mae i “sw” yr ystyr a roddir i “zoo” gan adran 1(2) o Ddeddf Trwyddedu Sŵau 1981 (p.37).’	The purpose of this amendment is to insert an additional definition into Part 4 of Schedule 1.  The effect is to provide a definition for the term ‘zoo’. This provides clarity about the meaning of this term for the purposes of the NID-free requirements in Schedule 1.
146.	Schedule 1, page 77, leave out lines 15 to 23.	Atodlen 1, tudalen 77, hepgorer llinellau 3 hyd at 11.	The purpose of this amendment is to remove an explanation of what is not covered by ‘childcare’ and a definition of ‘foster parent’ from Schedule 1.  The effect of the amendment is that the explanation of what is not covered by ‘childcare’ and the definition of ‘foster parent’

No.	GOVERNMENT AMENDMENT	GWELLIANT Y LLYWODRAETH	PURPOSE AND EFFECT
			are removed from Schedule 1. These are inserted elsewhere by amendment 76.
147.	<p>Schedule 1, page 77, after line 23, insert—</p> <p>‘(4) Premises listed in this Schedule may be NID-free by virtue of more than one paragraph in Part 1 or by virtue of more than one paragraph in Part 2.’</p>	<p>Atodlen 1, tudalen 77, ar ôl llinell 11, mewnosoder—</p> <p>‘(4) Gall mangreoedd a restrir yn yr Atodlen hon fod yn ddi-DMN yn rhinwedd mwy nag un paragraff yn Rhan 1 neu yn rhinwedd mwy nag un paragraff yn Rhan 2.’</p>	<p>The purpose of this amendment is to insert new wording into Part 4 of Schedule 1.</p> <p>The effect of the amendment is to clarify that premises may fall within more than one paragraph in Schedule 1.</p>
148.	<p>Schedule 4, page 89, line 25, leave out ‘paragraph 16’ and insert ‘paragraphs 16 and 17’.</p>	<p>Atodlen 4, tudalen 89, llinell 26, hepgorer ‘paragraff 16’ a mewnosoder ‘paragraffau 16 a 17’.</p>	<p>The purpose of this amendment is to replace cross-referencing within paragraph 21 of Schedule 4.</p> <p>The effect of this amendment is to include the giving of a notice of a decision to take or not to take action set out in a warning notice to a special procedures applicant or licence holder, to the list of functions delegated to a licensing committee.</p>