

Tystysgrif methiant neu wrthodiad gan dyst i fod yn bresennol gerbron arholwr

At ddefnydd swyddfa'n unig

Certificate of failure or refusal of witness to attend before an examiner

For office use only

Rhif yr Achos

Case no.

Enw llawn y person y mae'r achos yn ymwneud ag ef/hi (dyma'r person nad oes ganddo allu, neu yr honnir nad oes ganddo allu)

Full name of person to whom the application relates (this is the person who lacks, or is alleged to lack, capacity)

Darllenwch hwn i ddechrau

- Os oeddech angen deponiad a bod y person y gorchmynnwyd iddo/iddi fod yn bresennol gerbron yr arholwr wedi methu â bod yn bresennol neu wedi gwrthod tyngu llw, ateb cwestiwn neu gyflwyno dogfen, yna mae angen i chi lenwi'r dystysgrif hon a'i ffeilio gyda'r llys.
- Mae angen i chi drefnu i'r arholwr lenwi a llofnodi adran 1 y dystysgrif hon.
- Gallwch wneud cais i'r llys am orchymyn pellach mewn perthynas â'r tyst ar ôl i'r dystysgrif hon gael ei ffeilio.
- Defnyddiwch ddalen bapur ar wahân i barhau os oes angen mwy o le arnoch i ateb cwestiwn. Ysgrifennwch rif yr achos, eich enw, enw'r person y mae'r cais yn ymwneud ag ef, a rhif y cwestiwn yr ydych yn ei ateb ar bob dalen ar wahân.
- Os ydych angen cymorth i lenwi'r ffurflen hon, edrychwch ar y wefan, www.publicguardian.gov.uk am fwy o arweiniad neu wybodaeth, neu cysylltwch â Gwasanaethau Cwsmeriaid ar 0845 330 2900.
- Ni all staff y Llys Gwarchod roi cyngor cyfreithiol. Os oes angen cyngor cyfreithiol arnoch, cysylltwch â thwrnai.

Please read first

- If you required a deposition and the person ordered to attend before the examiner failed to attend or refused to be sworn, answer a question or produce a document, then you need to complete this certificate and file it with the court.
- You need to arrange for the examiner to complete and sign section 1 of this certificate.
- You may apply to the court for a further order in respect of the witness after this certificate has been filed.
- Please continue on a separate sheet of paper if you need more space to answer a question. Write the case number, your name, the name of the person to whom the application relates, and the number of the question you are answering on each separate sheet.
- If you need help completing this form please check the website, www.publicguardian.gov.uk, for further guidance or information, or contact Customer Services on 0845 330 2900.
- Court of Protection staff cannot give legal advice. If you need legal advice please contact a solicitor.

Adran 1 – Tystysgrif methiant neu wrthodiad gan dyst i fod yn bresennol gerbron arholwr

Mae'r adran hon i'w llenwi a'i llofnodi gan yr arholwr

1.1 Beth yw enw'r tyst?

1.2 Beth oedd dyddiad y gorchymyn a gyfarwyddodd yr arholiad?

D	D	M	M	B	B	B	B
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1.3 Ar ba ddiwrnod ac am faint o'r gloch oedd yr arholiad i gael ei gynnal?

D	D	M	M	B	B	B	B
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Amser

1.4 Ym mhle yr oedd yr arholiad i gael ei gynnal?

1.5 Bu i'r tyst a enwir uchod:

- fethu â bod yn bresennol yn yr arholiad
- wrthod tyngu llw i ddiben yr arholiad
- wrthod ateb y cwestiwn/cwestiynau cyfreithlon canlynol yn yr arholiad (nodwch pa rai os gwelwch yn dda)

Section 1 - Failure or refusal of witness to attend before an examiner

This section is to be completed and signed by the examiner

1.1 What is the name of the witness?

1.2 What was the date of the order directing the examination?

D	D	M	M	Y	Y	Y	Y
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1.3 On what day and at what time was the examination due to take place?

D	D	M	M	Y	Y	Y	Y
---	---	---	---	---	---	---	---

Time

1.4 Where was the examination due to take place?

1.5 The above named witness:

- failed to attend the examination
- refused to be sworn for the purpose of the examination
- refused to answer the following lawful question(s) at the examination (please specify)

wrthod cyflwyno'r ddogfen/dogfennau canlynol yn yr arholiad (nodwch pa rai os gwelwch yn dda)

refused to produce the following document(s) at the examination (please specify)

1.6 Rhowch unrhyw sylwadau ar ymddygiad y deponiwr neu unrhyw berson a oedd yn bresennol yn yr arholiad.

1.6 Please provide any comments as to the conduct of the deponent or of any person attending the examination.

Llofnodwyd

Signed

Enw

Name

Safle neu swydd a ddelir

Position or office held

Dyddiad

Date

Adran 2 – Eich manylion (y parti sy'n gofyn am y deponiad)

Mae'r adran hon i'w llenwi a'i llofnodi gan y parti sy'n gofyn am y deponiad

2.1

- Mr. Mrs. Miss
 Ms. Arall _____

Enw cyntaf

Enw(au) canol

Cyfenw

2.2

Cyfeiriad (yn cynnwys y cod post)

Rhif ffôn

2.3 Beth yw eich rôl chi yn yr achos hwn?

- Ceisydd (y person a ffeiliodd y ffurflen gais COP1)
 Yr Atebydd
 Arall (rhowch fanylion os gwelwch yn dda)

Section 2 - Your details (party requiring the deposition)

This section is to be completed and signed by the party requiring the deposition

2.1

- Mr. Mrs. Miss
 Ms. Other _____

First name

Middle name(s)

Last name

2.2

Address (including postcode)

Telephone no.

2.3 What is your role in these proceedings?

- Applicant (the person who filed the COP1 application form)
 Respondent
 Other (please provide details)

Adran 3 – Llofnod

Llofnodwyd

*(Ceisydd)(Atebydd)(twrnai'r ceisydd/atebydd)(cyfaill cyfreitha'r ceisydd/atebydd)

Enw

Dyddiad

Enw'r ffym

Safle neu swydd a ddelir

* Dilêwch yr opsiynau mewn cromfachau nad ydynt yn berthnasol.

Dychweler y dystysgrif wedi'i chwblhau at:

Y Llys Gwarchod, Archway
Tower, 2 Junction Road,
Llundain N19 5SZ

Section 3 – Signature

Signed

*(Applicant)(Respondent)(s litigation friend)(s solicitor)

Name

Date

Name of firm

Position or office held

* Please delete the options in brackets that do not apply.

Please return the completed certificate to:

Court of Protection, Archway
Tower, 2 Junction Road,
London N19 5SZ