

HIGHWAYS, WALES

2013 NO. 12

TOWN AND COUNTRY PLANNING ACT 1990

**THE STOPPING UP OF HIGHWAYS (FORMER
DICKIES BOAT YARD, GARTH ROAD,
BANGOR, GWYNEDD) ORDER 2013**

Made 21 May 2013

Coming into Force 30 May 2013

The Welsh Ministers make this Order in exercise of their powers under section 249 of the Town and Country Planning Act 1990(1) (hereinafter referred to as "the Act of 1990").

Title, Interpretation and Commencement

1. (1) The title of this Order is The Extinguishment of Vehicular Rights (Former Dickies Boat Yard, Garth Road, Bangor, Gwynedd) Order 2013.

(2) In this Order:- "the deposited plan" ("y *plan a adnewydd*") means the plan entitled "The Extinguishment of Vehicular Rights (Former Dickies Boat Yard, Garth Road, Bangor, Gwynedd) Order 2013" which accompanies this Order.

(3) This Order comes into force on the date on which notice that it has been made is published in accordance with section 252 (10) of the 1990 Act.

Extinguishment of Vehicular Rights

2. Subject to the provisions of article 3 of this Order, any right of way which persons may have to use vehicles on the areas of highway described in Schedule 1 to this Order and shown edged black on the deposited plan is hereby extinguished as from the date of the coming into operation of this Order.

3. Notwithstanding the provisions of article 2 of this Order, vehicles may be used on the said highway in the cases specified in Schedule 2 to this Order.

Signed under authority of the Minister for Economy, Science and Transport, one of the Welsh Ministers.

Dated 21 May 2013

R Morgan

R MORGAN

Head of Asset Management and Standards
Welsh Government

- (1) 1980 c. 8. By virtue of S.I. 1999/672, article 2 and Schedule 1, the functions of the Secretary of State, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales and are now exercisable by the Welsh Ministers by virtue of section 162 of and paragraph 30 (2) of Schedule 11 to the Government of Wales Act 2006.

SCHEDULES

SCHEDULE 1

(All measurements are approximate)

**Description of the area of highway over which
vehicular rights are to be extinguished under this
Order**

That length of byway known as public byway number 29 in the City of Bangor, which extends from its junction with Beach Road to a point 60 metres north of that junction. The byway to be converted extends from point A to point B on the deposited plan.

SCHEDULE 2

**Cases where vehicles are permitted to use the
highway described in Schedule 1 to this Order**

- i. For Police, Fire Brigade or Ambulance purposes.
- ii. On behalf of a statutory undertaker or public communications providers engaged on the laying, erection, inspection, maintenance, alteration, repair, renewal or removal of any main, pipe, conduit, wire, cable or other apparatus for the supply of gas, water, electricity or telecommunications signal under, in, on, along or across the highways or any land adjacent to the highways.

TOWN AND COUNTRY PLANNING ACT 1990

**THE EXTINGUISHMENT OF VEHICULAR
RIGHTS (FORMER DICKIES BOAT YARD,
GARTH ROAD, BANGOR, GWYNEDD) ORDER
2013**

NOTICE IS HEREBY GIVEN that, following Gwynedd Council's resolution to improve the amenity of the area, the Welsh Ministers have made an Order under section 249 of the Town and Country Planning Act 1990 to authorise, subject to certain exceptions

listed in Schedule 2 to this Notice, the extinguishment of vehicular rights over the area of highway described in Schedule 1 to this Notice.

During the 6 weeks from 30 May 2013, copies of the Order and the deposited plan may be inspected free of charge at Bangor Library, Ffordd Gwynedd, Bangor, Gwynedd LL57 1DT or may be obtained free of charge from the address below quoting the Welsh Government reference qA1043064

If a person is aggrieved by the Order, on the ground that:

- a. it is not within the powers of the Town and Country Planning Act 1990; or
- b. a procedural requirement of the Act has not been complied with,

that person may, within 6 weeks of 30 May 2013 make an application for the purpose to the High Court.

A copy of the Order, deposited plan and Notice can be viewed at the Welsh Government's website at www.wales.gov.uk (Select: Legislation / Subordinate Legislation / Non-Statutory Instruments / Transport, Wales / TCPA Stopping Up Orders / 2013).

A copy of this Notice in larger print can be obtained from Transport, Orders Branch, Welsh Government, Cathays Park, Cardiff CF10 3NQ.

M D Burnell

M D BURNELL
Transport
Welsh Government

SCHEDULES

(All measurements are approximate)

SCHEDULE 1

Description of the area of highway over which vehicular rights are to be extinguished under this Order

That length of byway known as public byway number 29 in the City of Bangor, which extends from its junction with Beach Road to a point 60 metres north of that junction. The byway to be converted extends from point A to point B on the deposited plan.

SCHEDULE 2

Cases where vehicles are permitted to use the highway described in Schedule 1 to this Order

- i. For Police, Fire Brigade or Ambulance purposes.
- ii. On behalf of a statutory undertaker or public communications providers engaged on the laying, erection, inspection, maintenance, alteration, repair, renewal or removal of any main, pipe, conduit, wire, cable or other apparatus for the supply of gas, water, electricity or telecommunications signal under, in, on, along or across the highways or any land adjacent to the highways.