

PRIFFYRDD, CYMRU

2013 RHIF 28

DEDDF CYNLLUNIO GWLAD A THREF 1990

**GORCHYMYN CAU PRIFFYRDD (TIR SY'N
WYNEBU RHIFAU 45 – 49 CATH COB CLOSE,
TROWBRIDGE, CAERDYDD) 2013**

Gwnaed 15 *Tachwedd 2013*

Yn dod i rym 22 *Tachwedd 2013*

Mae Gweinidogion Cymru yn gwneud y Gorchymyn hwn drwy arfer eu pwerau o dan adran 247 o Ddeddf Cynllunio Gwlad a Thref 1990(1).

Enwi, Dehongli a Chychwyn

1. (1) Enw'r Gorchymyn hwn yw Gorchymyn Cau Priffyrdd (Tir sy'n Wynebu Rhifau 45 – 49 Cath Cob Close, Trowbridge, Caerdydd) 2013.

(2) Yn y Gorchymyn hwn:-

ystyr “y Cyngor” (“*the Council*”) yw Cyngor Dinas a Sir Caerdydd;

ystyr “y datblygwr” (“*the developer*”) yw'r person sy'n gwneud y datblygiad y mae'r caniatâd cynllunio wedi ei roi iddo;

ystyr “Deddf 1990” (“*the 1990 Act*”) yw Deddf Cynllunio Gwlad a Thref 1990; ac

ystyr “y plan a adnewyd” (“*the deposited plan*”) yw'r plan o'r enw “Gorchymyn Cau Priffyrdd (Tir sy'n Wynebu Rhifau 45 - 49 Cath Cob Close, Trowbridge, Caerdydd) 2013” sy'n dod gyda'r Gorchymyn hwn.

(3) Daw'r Gorchymyn hwn i rym ar y dyddiad y cyhoeddir yr hysbysiad ei fod wedi ei wneud yn unol ag adran 252(10) o Ddeddf 1990.

Cau Priffyrdd

2. Yn ddarostyngedig i erthyglau 3, 4 a 5, mae Gweinidogion Cymru yn awdurdodi cau'r rhan o briffordd a ddisgrifir yn Atodlen 1 ac a ddangosir â llinellau sebra ar y plan a adnewyd. Mae Gweinidogion Cymru wedi eu bodloni ei bod yn angenrheidiol cau'r briffordd i alluogi'r datblygiad i gael ei wneud yn unol â'r caniatâd cynllunio a roddwyd o dan Ran III o Ddeddf 1990 gan y Cyngor ar 24 Gorffennaf 2013 o dan y cyfeirnod 13/01081/DCO

HIGHWAYS, WALES

2013 NO. 28

TOWN AND COUNTRY PLANNING ACT 1990

**THE STOPPING UP OF HIGHWAYS (LAND
FRONTING NOS. 45 – 49 CATH COB CLOSE,
TROWBRIDGE, CARDIFF) ORDER 2013**

Made 15 *November 2013*

Coming into Force 22 *November 2013*

The Welsh Ministers make this Order in exercise of their powers under section 247 of the Town and Country Planning Act 1990(1).

Title, Interpretation and Commencement

1. (1) The title of this Order is the Stopping Up of Highways (Land Fronting Nos.45 – 49 Cath Cob Close, Trowbridge, Cardiff) Order 2013.

(2) In this Order:-

“the Council” (“*y Cyngor*”) means the Council of the City and County of Cardiff;

“the developer” (“*y datblygwr*”) means the person carrying out the development for which the planning permission has been given;

“the deposited plan” (“*y plan a adnewyd*”) means the plan entitled “The Stopping Up of Highways (Land Fronting Nos. 45 - 49 Cath Cob Close, Trowbridge, Cardiff) Order 2013” which accompanies this Order; and

“the 1990 Act” (“*Deddf 1990*”) means the Town and Country Planning Act 1990.

(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.

Stopping Up

2. Subject to articles 3, 4 and 5, the Welsh Ministers authorise the stopping up of the area of highway described in Schedule 1 shown by zebra hatching on the deposited plan. The Welsh Ministers are satisfied that the stopping up is necessary to enable development to be carried out in accordance with planning permission granted under Part III of the 1990 Act by the Council on 24 July 2013 under reference

ac a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn.

Darpariaethau Angenrheidiol neu Hwylus cyn Cau Priffordd

3. Ni chaniateir cau'r rhan o'r briffordd yn Atodlen 1:-

(a) hyd nes y bydd y datblygwr wedi darparu, er boddhad rhesymol y Cyngor, blaniau sy'n dangos drwy ba fodd y bwriedir cau'r rhan o briffordd;

(b) hyd nes y bydd y datblygiad yn Atodlen 2 wedi ei ddechrau a bod y datblygwr wedi hysbysu'r Cyngor yn ysgrifenedig ei bod yn angenrheidiol cau'r briffordd i alluogi'r datblygiad i fynd rhagddo; ac

(c) hyd nes y bydd y Cyngor wedi cadarnhau'n ysgrifenedig i'r datblygwr fod paragraffau (a) a (b) wedi eu bodloni.

Ymgwymerwyr Statudol a Darparwyr

4. Pan fo gan ymgwymerwyr statudol neu ddarparwyr system gyfathrebu gyhoeddus unrhyw gyfarpar o dan y briffordd, ynddi, arni, drosti, ar ei hyd neu ar ei thraws yn union cyn cau'r rhan o briffordd (yn ddarostyngedig i adran 261(4) o Ddeddf 1990), bydd gan yr ymgwymerwyr neu'r darparwyr yr un hawliau o ran y cyfarpar ag a oedd ganddynt cyn cau'r briffordd.

Cyfnod Para'r Gorchymyn hwn

5. Os na fydd y datblygiad yn Atodlen 2 wedi ei ddechrau o fewn y cyfnod perthnasol a bennir yn Rhan III o Ddeddf 1990 fel cyfnod para'r caniatâd cynllunio, neu os yw'r caniatâd yn cael ei ddirymu cyn diwedd y cyfnod hwnnw, bydd y Gorchymyn hwn yn peidio â chael effaith pan ddaw'r caniatâd cynllunio i ben.

Llofnodwyd o dan awdurdod Gweinidog yr Economi, Gwyddoniaeth a Thrafnidiaeth, un o Weinidogion Cymru.

Dyddiedig 15 Tachwedd 2013



RICHARD MORGAN
Pennaeth Rheoli Asedau a Safonau
Llywodraeth Cymru

- (1) 1990 p. 8. Yn rhinwedd O.S. 1999/672, erthygl 2 ac Atodlen 1, trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol, i'r graddau yr oeddent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru, ac maent yn arferadwy bellach gan Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 a pharagraff 30(2) o Atodlen 11 iddi.
- (2) 1980 p.66

number 13/01081/DCO and described in Schedule 2 to this Order.

Provisions Necessary or Expedient before Stopping Up

3. The area of highway in Schedule 1 must not be stopped up until:-

(a) the developer has provided, to the reasonable satisfaction of the Council, plans showing the means whereby the area of highway is to be stopped up;

(b) the development in Schedule 2 has commenced and the developer has informed the Council in writing of the necessity to close the highway to allow the development to proceed; and

(c) the Council has confirmed in writing to the developer that paragraphs (a) and (b) are satisfied.

Statutory Undertakers and Providers

4. Where immediately before the area of highway is stopped up, there is under, in, on, over, along or across the highway any apparatus of statutory undertakers or public communications providers then (subject to section 261(4) of the 1990 Act) the undertakers or providers continue to have the same rights in respect of the apparatus as they had before the stopping up.

Duration of this Order

5. If the development in Schedule 2 has not begun within the relevant period specified in Part III of the 1990 Act as being the duration of the planning permission, or the permission is revoked before the end of such period, this Order ceases to have effect upon the cessation of the planning permission.

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

Dated 15 November 2013



RICHARD MORGAN
Head of Asset Management and Standards
Welsh Government

- (1) 1990 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.
- (2) 1980 c.66

YR ATODLENNI

ATODLEN 1

(Bras amcan yw pob mesuriad)

**Disgrifiad o'r rhan o briffordd sydd i'w chau o dan
y Gorchymyn hwn**

Rhan afreolaidd ei siâp o briffordd hollbwrpasol a'i hyd ar y mwyaf yw 12 o fetrau a'i lled ar y mwyaf yw 6 o fetrau, yn wynebu Rhifau 45 – 49 Cath Cob Close, Trowbridge, Caerdydd.

**ATODLEN 2
Y Datblygiad**

Estyniad i'r gerddi blaen a darparu parcio ar y plot ar gyfer Rhifau 45 – 49 Cath Cob Close, Trowbridge, Caerdydd.

SCHEDULES

SCHEDULE 1

(All measurements are approximate)

**Description of the area of highway to be stopped
up under this Order**

An irregularly shaped area of all purpose highway with a maximum length of 12 metres and a maximum width of 6 metres, fronting Nos. 45 – 49 Cath Cob Close, Trowbridge, Cardiff.

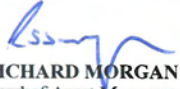
**SCHEDULE 2
The Development**

Extension of the front gardens and provision of on-plot parking for Nos. 45 – 49 Cath Cob Close, Trowbridge, Cardiff.

The Welsh Ministers hereby certify that this is the plan referred to in The Stopping Up of Highways (Land Fronting Nos. 45 - 49 Cath Cob Close, Trowbridge, Cardiff) Order 2013

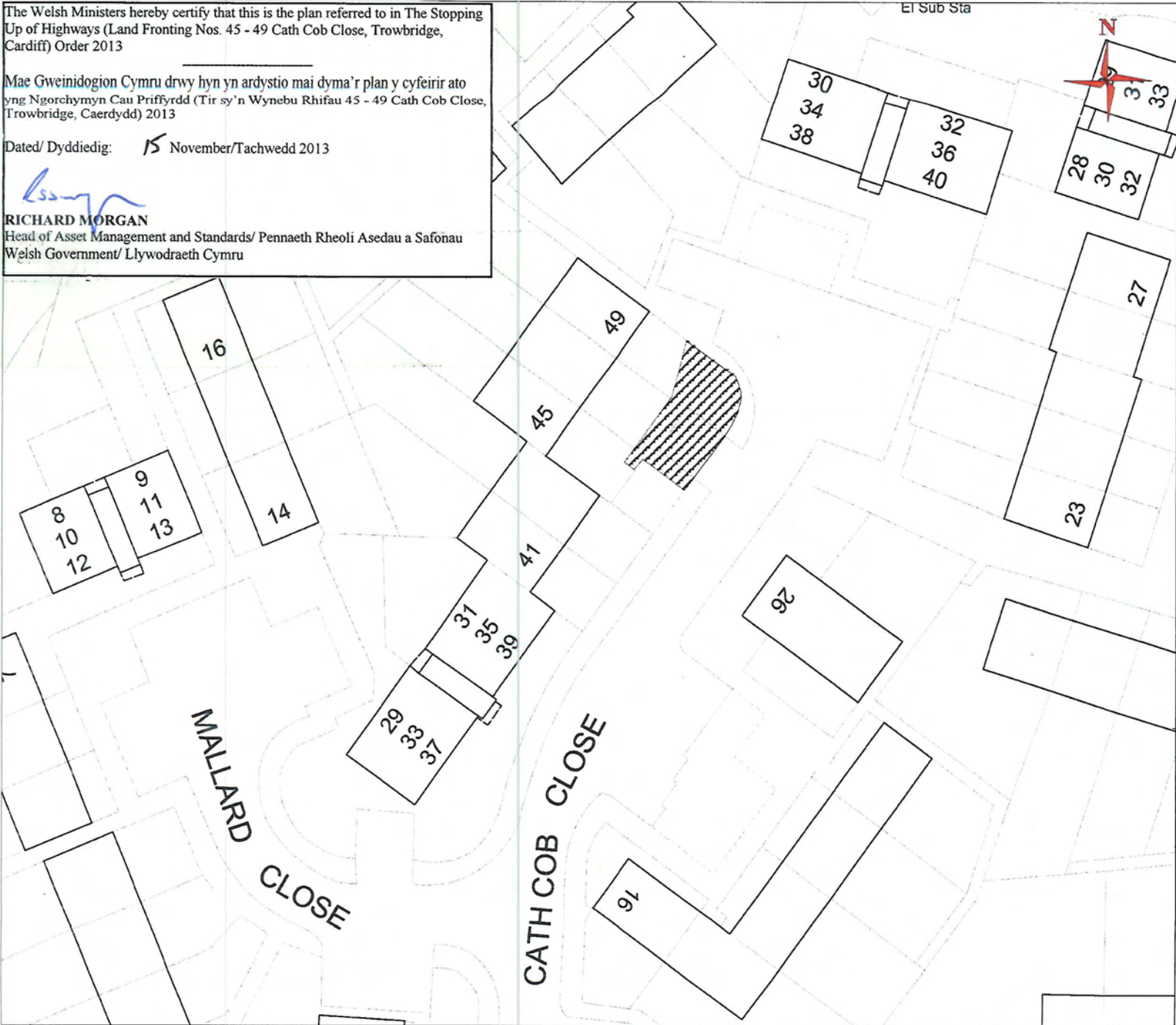
Mae Gweinidogion Cymru drwy hyn yn ardstyio mai dyma'r plan y cyfeirir ato yng Ngorchymyn Cau Priffyrdd (Tir sy'n Wynebu Rhifau 45 - 49 Cath Cob Close, Trowbridge, Caerdydd) 2013

Dated/ Dyddiedig: 15 November/Tachwedd 2013



RICHARD MORGAN
Head of Asset Management and Standards/ Pennaeth Rheoli Asedau a Safonau
Welsh Government/ Llywodraeth Cymru

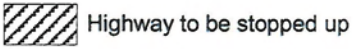
El Sub Sta



CARDIFF COUNCIL
CYNGOR CAERDYDD

Proposed Order Plan

KEY



Title: 45-49 Cath Cob Close
Drawn by: Nicky Scott
Date: 17 June, 2013
Grid Ref: 323085 181083
Scale: 1:500

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Cardiff Council: 1999/259/02/15

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DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (TIR SY'N WYNEBU RHIFAU 45 – 49 CATH COB CLOSE, TROWBRIDGE, CAERDYDD) 2013

Mae Gweinidogion Cymru wedi gwneud Gorchymyn o dan adran 247 o Ddeddf Cynllunio Gwlad a Thref 1990 (“y Ddeddf”) i awdurdodi cau'r rhan o briffordd a ddisgrifir yn Atodiad 1 i'r Hysbysiad hwn i alluogi'r datblygiad a ddisgrifir yn Atodlen 2 i gael ei wneud. Bydd Gorchymyn Cau Priffyrdd (Tir sy'n Wynebu Rhifau 45 – 49 Cath Cob Close, Trowbridge, Caerdydd) 2013 (“y Gorchymyn”) yn peidio â chael effaith os daw'r caniatâd cynllunio ar gyfer y datblygiad i ben neu os caiff ei ddirymu.

Gellir edrych ar gopiâu o'r Gorchymyn a'r plan a adnewydw yn rhad ac am ddim yn ystod oriau swyddfa arferol yn swyddfa'r Tîm Rheoli Datblygu, Cyngor Caerdydd, Neuadd y Ddinas, Parc Cathays, Caerdydd CF10 3ND neu gellir eu cael yn rhad ac am ddim o'r cyfeiriad isod gan ddyfynnu'r cyfeirnod qA1117029/1.

Os caiff person ei dramgwyddo gan y Gorchymyn, ar y sail:

- a. nad yw o fewn pwerau'r Ddeddf; neu
- b. na chydymffurfiwyd ag un o ofynion gweithdrefnol y Ddeddf;

caiff y person hwnnw, o fewn 6 wythnos i 22 Tachwedd 2013 wneud cais at y diben hwnnw i'r Uchel Lys.

Gellir gweld copi o'r Gorchymyn a'r Hysbysiad yn www.cymru.gov.uk (Detholer: [Deddfwriaeth/Is-ddeddfwriaeth/Offerynnau](http://www.cymru.gov.uk/deddfwriaeth/Is-ddeddfwriaeth/Offerynnau) Anstatudol/Trafnidiaeth Cymru/ Gorchymyn Cau TCPA, 2013).

Gellir cael copi print bras o'r Hysbysiad hwn oddi wrth: Y Gangen Orchmynion, Trafnidiaeth, Llywodraeth Cymru, Parc Cathays, Caerdydd CF10 3NQ.



M D BURNELL
Trafnidiaeth
Llywodraeth Cymru

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (LAND FRONTING NOS. 45 – 49 CATH COB CLOSE, TROWBRIDGE, CARDIFF) ORDER 2013

The Welsh Ministers have made an Order under section 247 of the Town and Country Planning Act 1990 (“the Act”) to authorise the stopping up of the area of highway described in Schedule 1 to this Notice to enable the development in Schedule 2 to be carried out. The Stopping up of Highways (Land Fronting Nos. 45 – 49 Cath Cob Close, Trowbridge, Cardiff) Order 2013 (“the Order”) ceases to have effect if planning permission in respect of the development expires or is revoked.

Copies of the Order and the deposited plan may be inspected free of charge during normal office hours at Development Control, Cardiff Council, City Hall, Cathays Park, Cardiff CF10 3ND or may be obtained free of charge from the address below quoting reference qA1117029/1.

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

- a. it is not within the powers of the Act; or
- b. a procedural requirement of the Act has not been complied with;

that person may, within 6 weeks of 22 November 2013 make an application for the purpose to the High Court.

A copy of the Order and Notice can be viewed 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 Orders Branch, Transport, Welsh Government, Cathays Park, Cardiff CF10 3NQ.



M D BURNELL
Transport
Welsh Government

YR ATODLENNI

ATODLEN 1

(Bras amcan yw pob mesuriad)

Disgrifiad o'r rhan o briffordd sydd i'w chau o dan y Gorchymyn hwn

Rhan afreolaidd ei siâp o briffordd hollbwrpasol a'i hyd ar y mwyaf yw 12 o fetrau a'i lled ar y mwyaf yw 6 o fetrau, yn wynebu Rhifau 45 – 49 Cath Cob Close, Trowbridge, Caerdydd.

ATODLEN 2 **Y Datblygiad**

Estyniad i'r gerddi blaen a darparu parcio ar y plot ar gyfer Rhifau 45 – 49 Cath Cob Close, Trowbridge, Caerdydd yn unol â'r caniatâd cynllunio a roddwyd o dan Ran III o'r Ddeddf gan Gyngor Caerdydd ar 24 Gorffennaf 2013 o dan gyfeirnod 13/01081/DCO.

SCHEDULES

SCHEDULE 1

(All measurements are approximate)

Description of the area of highway to be stopped up under this Order

An irregularly shaped area of all purpose highway with a maximum length of 12 metres and a maximum width of 6 metres, fronting Nos. 45 – 49 Cath Cob Close, Trowbridge, Cardiff.

SCHEDULE 2 **The Development**

Extension of the front gardens and provision of on-plot parking for Nos. 45 – 49 Cath Cob Close, Trowbridge, Cardiff in accordance with the planning permission granted under Part III of the Act by Cardiff Council on 24 July 2013 under reference number 13/01081/DCO.