PRIFFYRDD, CYMRU

2018 RHIF 68

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (TIR CYFAGOS I FFORDD STAD DDIWYDIANNOL, LLANGEFNI, YNYS MÔN) 2018

Gwnaed *4 Hydref 2018*

Yn dod i rym *10 Hydref 2018*

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 Cyfagos i Ffordd Stad Ddiwydiannol, Llangefni, Ynys Môn) 2018.

(2) Yn y Gorchymyn hwn:-

ystyr "y Cyngor" ("*the Council*") yw Cyngor Sir Ynys Môn;

ystyr "y datblygwr" ("*the developer*") yw'r person sy'n gwneud y datblygiad y mae'r caniatâd cynllunio wedi ei roi ar ei gyfer;

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

ystyr "y plan a adneuwyd" ("*the deposited plan*") yw'r plan sy'n dwyn yr enw "Gorchymyn Cau Priffyrdd (Tir Cyfagos i Ffordd Stad Ddiwydiannol, Llangefni, Ynys Môn) 2018" 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.

(1) 1990 p.8; diwygiwyd adran 247 gan adran 20(4) o Ddeddf Llywodraeth Leol (Cymru) 1994 (p.19) a pharagraff 24 o Atodlen 6 iddi. Yn rhinwedd O.S. 1999/672, ac adran 162 o Ddeddf Llywodraeth Cymru 2006 (p.32) a pharagraff 30 o Atodlen 11 iddi, mae'r pwerau hyn yn arferadwy bellach gan Weinidogion Cymru o ran Cymru.

HIGHWAYS, WALES

2018 NO. 68

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (LAND ADJACENT TO INDUSTRIAL ESTATE ROAD, LLANGEFNI, ANGLESEY) ORDER 2018

Made *4 October 2018*

Coming into Force *10 October 2018*

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 adjacent to Industrial Estate Road, Llangefni, Anglesey) Order 2018.

(2) In this Order:-

"the Council" *("y Cyngor")* means the Council of the Isle of Anglesey;

"the deposited plan" *("y plan a adneuwyd")* means the plan entitled "The Stopping Up of Highways (Land adjacent to Industrial Estate Road, Llangefni, Anglesey) Order 2018" which accompanies this Order; and

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

"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.

(1) 1990 c.8; section 247 was amended by section 20(4) of, and paragraph 24 of Schedule 6 to, the Local Government (Wales) Act 1994 (c.19). By virtue of S.I. 1999/672, and section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c.32), these powers are now exercisable by the Welsh Ministers in relation to Wales.

Cau Priffyrdd

2. Yn ddarostyngedig i erthyglau 3 a 4 o'r Gorchymyn hwn, mae Gweinidogion Cymru yn awdurdodi cau'r darn o briffordd a ddisgrifir yn Atodlen 1 i'r Gorchymyn hwn ac a ddangosir â llinellau sebra ar y plan a adneuwyd. Mae Gweinidogion Cymru wedi eu bodloni bod angen cau'r briffordd er mwyn gwneud y datblygiad yn unol â'r caniatâd cynllunio a roddwyd o dan Ran 3 o Ddeddf 1990 gan y Cyngor ar 24 Mai 2017 o dan y cyfeirnod 34C705/ECON, ac a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn.

Y Darpariaethau sy'n Angenrheidiol neu'n Hwylus cyn Cau Priffyrdd

3. Ni chaniateir cau'r darn o briffordd yn Atodlen 1 i'r Gorchymyn hwn:-

(a) hyd nes y bydd y datblygwr wedi darparu, er boddhad rhesymol y Cyngor, blaniau sy'n dangos sut y mae'r darn o briffordd i'w gau;

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

(c) hyd nes y bydd y Cyngor wedi ysgrifennu at y datblygwr i gadarnhau bod paragraffau (a) a (b) wedi eu bodloni.

Ymgymerwyr Statudol a Darparwyr

4. Pan fo gan ymgymerwyr 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 darn o briffordd yna (yn ddarostyngedig i adran 261(4) o Ddeddf 1990), bydd gan yr ymgymerwyr neu'r darparwyr yr un hawliau mewn cysylltiad â'r cyfarpar ag a oedd ganddynt cyn cau'r briffordd.

Cyfnod Para'r Gorchymyn hwn

5. Os na fydd y datblygiad a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn wedi ei ddechrau yn y cyfnod perthnasol a bennir yn Rhan 3 o Ddeddf 1990 fel cyfnod para'r caniatâd cynllunio, neu os caiff y caniatâd ei ddirymu cyn diwedd y cyfnod hwnnw, bydd y Gorchymyn hwn yn peidio â chael effaith pan ddaw'r caniatâd cynllunio i ben.

Stopping Up

2. Subject to articles 3 and 4 of this Order, the Welsh Ministers authorise the stopping up of the length of highway described in Schedule 1 to this Order and 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 3 of the 1990 Act by the Council on 24 May 2017 under reference number 34C705/ECON and described in Schedule 2 to this Order.

Provisions Necessary or Expedient before Stopping Up

3. The length of highway in Schedule 1 to this Order must not be stopped up until:-

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

(b) the development described in Schedule 2 to this Order 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 length 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 described in Schedule 2 to this Order has not begun within the relevant period specified in Part 3 of the 1990 Act as being the duration of the planning permission, or the permission is revoked before the end of that period, this Order ceases to have effect upon the cessation of the planning permission.

Llofnodwyd o dan awdurdod Ysgrifennydd y Cabinet dros yr Economi a Thrafnidiaeth, un o Weinidogion Cymru.

Dyddiedig 4 Hydref 2018

Richard Morgan
Pennaeth Cynllunio, Rheoli Asedau a Safonau
Llywodraeth Cymru

Signed under authority of the Cabinet Secretary for Economy and Transport, one of the Welsh Ministers.

Dated 4 October 2018

Richard Morgan
Head of Planning, Asset Management and Standards
Welsh Government

YR ATODLENNI
(Bras amcan yw pob mesuriad)

ATODLEN 1
Disgrifiad o'r darn o briffordd sydd i'w gau o dan y Gorchymyn hwn

Darn trapesoidaidd ei siâp o briffordd at bob diben sy'n 95 o fetrau yn y man hiraf ac yn 7 metr yn y man lletaf sy'n ymestyn i gyfeiriad y de o'r ffordd ymyl sy'n gyfagos i'r ffordd fynediad un lôn i Stryd y Bont hyd at bwynt gyferbyn â'r ffordd fynediad sy'n arwain at swyddfa ddosbarthu'r Post Brenhinol ac i'r de ohoni.

ATODLEN 2
Disgrifiad o'r datblygiad

Dymchwel yr ysgol bresennol, codi archfarchnad newydd, gwneud gwelliannau i'r ffordd fynediad bresennol ynghyd â gwaith cysylltiedig yn hen safle Ysgol y Graig, Llangefni.

SCHEDULES
(All measurements are approximate)

SCHEDULE 1
Description of the length of highway to be stopped up under this Order

A trapezoidal shaped length of all purpose highway with a maximum length of 95 metres and a maximum width of 7 metres that extends in a southerly direction from the side road adjacent to the single track road access to Bridge Street to a point opposite and south of the access road leading to the Royal Mail delivery office.

SCHEDULE 2
Description of the development

The demolition of the existing school, erection of a new supermarket, improvements to the existing access together with associated works at former Ysgol y Graig, Llangefni.

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (TIR CYFAGOS I FFORDD STAD DDIWYDIANNOL, LLANGEFNI, YNYS MÔN) 2018

Mae Gweinidogion Cymru wedi gwneud Gorchymyn o dan adran 247 o Ddeddf Cynllunio Gwlad a Thref 1990 ("y Ddeddf") i awdurdodi cau'r darn o briffordd a ddisgrifir yn Atodlen 1 i'r Hysbysiad hwn er mwyn gwneud y datblygiad a ddisgrifir yn Atodlen 2. Bydd Gorchymyn Cau Priffyrdd (Tir Cyfagos i Ffordd Stad Ddiwydiannol, Llangefni, Ynys Môn) 2018 ("y Gorchymyn"), yn peidio â chael effaith os daw'r caniatâd cynllunio mewn cysylltiad â'r datblygiad i ben neu os caiff ei ddirymu.

Gellir edrych ar gopïau o'r Gorchymyn a'r planiau a adneuwyd yn rhad ac am ddim yn ystod oriau swyddfa arferol yn Llyfrgell Llangefni, 20 Stryd y Bont, Llangefni, Ynys Môn LL77 7PN neu gellir eu cael yn rhad ac am ddim o'r cyfeiriad isod gan ddyfynnu'r cyfeirnod qA1307855/1.

Caiff unrhyw berson a dramgwyddir 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;

o fewn 6 wythnos i 10 Hydref 2018, wneud cais i'r Uchel Lys at y diben hwnnw.

Gellir gweld copi o'r Gorchymyn a'r Hysbysiad ar www.llyw.cymru (Detholer: Deddfwriaeth/ Is-ddeddfwriaeth/ Offerynnau Anstatudol/ Trafnidiaeth/ Deddf Cynllunio Gwlad a Thref: Gorchmynion Cau/ 2018).

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 ADJACENT TO INDUSTRIAL ESTATE ROAD, LLANGEFNI, ANGLESEY) ORDER 2018

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 length of highway described in Schedule 1 to this Notice to enable the development described in Schedule 2 to be carried out. The Stopping Up of Highways (Land adjacent to Industrial Estate Road, Llangefni, Anglesey) Order 2018 ("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 plans may be inspected free of charge during normal opening hours at Llangefni Library, 20 Bridge Street, Llangefni, Anglesey LL77 7PN or may be obtained free of charge from the address below quoting reference qA1307855/1.

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 10 October 2018 make an application for the purpose to the High Court.

A copy of the Order and Notice can be viewed at www.gov.wales (Select: Legislation/ Subordinate legislation/ Non-Statutory Instruments/ Transport/ TCPA Stopping Up Orders/ 2018).

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
(Bras amcan yw pob mesuriad)

ATODLEN 1
Disgrifiad o'r darn o briffordd sydd i'w gau o dan y Gorchymyn hwn

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ATODLEN 2
Disgrifiad o'r datblygiad

Dymchwel yr ysgol bresennol, codi archfarchnad newydd, gwneud gwelliannau i'r ffordd fynediad bresennol ynghyd â gwaith cysylltiedig yn hen safle Ysgol y Graig, Llangefni.

Bydd y gwaith yn cael ei wneud yn unol â'r caniatâd cynllunio a roddwyd gan Gyngor Sir Ynys Môn ar 24 Mai 2017 o dan Ran 3 o'r Ddeddf o dan y cyfeirnod 34C705/ECON.

SCHEDULES
(All measurements are approximate)

SCHEDULE 1
Description of the length of highway to be stopped up under this Order

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SCHEDULE 2
Description of the development

The demolition of the existing school, erection of a new supermarket, improvements to the existing access together with associated works at former Ysgol y Graig, Llangefni.

The works will be carried out in accordance with the planning permission granted by the Isle of Anglesey County Council on 24 May 2017 under Part 3 of the Act under reference number 34C705/ECON.