

HIGHWAYS, WALES

2012 No.9

**THE HIGHWAYS ACT 1980 and
THE ACQUISITION OF LAND ACT 1981**

**THE WELSH MINISTERS (THE CARDIFF
TO GLAN CONWY TRUNK ROAD
(A470) MAES YR HELMAU TO CROSS
FOXES IMPROVEMENT)
COMPULSORY PURCHASE ORDER
2012**

The Welsh Ministers (in this Order called “the acquiring authority”) make the following Order.

1. Subject to the provisions of this Order, the acquiring authority is, under sections 239, 240, 246, 250 and 260 of the Highways Act 1980⁽¹⁾ and under section 2 of, and paragraph 1(1)(b), (3) and (4) of Part 1 of Schedule 2 to the Acquisition of Land Act 1981⁽²⁾, and all other enabling powers⁽³⁾, hereby authorised to purchase compulsorily the land and the new rights over land described in paragraph 2 for the purpose of:

- (a) the construction of the new trunk road between Maes yr Helmau and Cross Foxes, in the Town of Dolgellau in the County of Gwynedd, in pursuance of the Trunk Road Order;
- (b) the construction and improvement of highways and the provision of new means of access to premises between Maes yr Helmau and Cross Foxes, in the said Town in the said County, in pursuance of the Side Roads Order;
- (c) the improvement of the Trunk Road, in the said Town in the said County;
- (d) the execution of works on watercourses in connection with the construction of the new trunk road and the construction and improvement of other highways and the execution of other works mentioned above;

- (e) use by the Welsh Ministers in connection with such improvement of highways and the execution of other works mentioned above, and
- (f) the mitigation of any adverse effects which the existence or use of certain of the highways proposed to be improved will have on the surroundings thereof.

Copies of the Trunk Road Order and the Side Roads Order and the accompanying plans are deposited along with the map referred to in Article 5.

2. (1) The land authorised to be purchased compulsorily under this Order is the land described in the accompanying Schedule and delineated and shown coloured pink edged red on the map prepared in duplicate and marked “The Welsh Ministers (The Cardiff to Glan Conwy Trunk Road (A470) Maes yr Helmau to Cross Foxes Improvement) Compulsory Purchase Order 2012”.

(2) The new rights to be purchased compulsorily under this Order are described in the Schedule and the land is shown coloured blue edged red on the said map.

3. Parts II and III of Schedule 2 to the Acquisition of Land Act 1981 are hereby incorporated with this Order subject to the modifications that references in the said Parts of the said Schedule to the undertaking shall be construed as references to the land authorised to be purchased and any buildings or works constructed or to be constructed thereon.

4. For the purpose of the provisions of Schedule 2 to the Acquisition of Land Act 1981, as incorporated in this Order, the prescribed distance in relation to any seam of minerals lying under land adjoining the works to be constructed upon the land described in the Schedule to this Order shall be such a lateral distance from the said works on every side thereof as is equal at every point along the said works to one half of the depth of the seam

below the natural surface of the ground at that point or 37 metres whichever is the greater.

5. In this Order:

“the map” (“*y map*”) means the map marked “The Welsh Ministers (The Cardiff to Glan Conwy Trunk Road (A470) Maes yr Helmau to Cross Foxes Improvement) Compulsory Purchase Order 2012” signed by an official of the acquiring authority;

“the trunk road” (“*y gefnffordd*”) means the Cardiff to Glan Conwy Trunk Road (A470);

“the Trunk Road Order” (“*y Gorchymyn Cefnffordd*”) means “The Cardiff to Glan Conwy Trunk Road (A470) (Maes yr Helmau to Cross Foxes Improvement and De-Trunking) Order 2012”;

“the Side Roads Order” (“*y Gorchymyn Ffyrdd Ymyl*”) means “The Cardiff to Glan Conwy Trunk Road (A470) (Maes yr Helmau to Cross Foxes Improvement Side Roads) Order 2012”.

6. The title of this Order is The Welsh Ministers (The Cardiff to Glan Conwy Trunk Road (A470) Maes yr Helmau to Cross Foxes Improvement) Compulsory Purchase Order 2012.

G R Morgan

Signed by an official of the Welsh Government on behalf of the Welsh Ministers.

Dated 23 January 2012

- (1) 1980 c.66
- (2) 1981 c.67
- (3) By virtue of S.I.1999/672, article 2 and Schedule 1 and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now exercisable by the Welsh Ministers in relation to Wales.

**THE WELSH MINISTERS (THE CARDIFF TO
GLAN CONWY TRUNK ROAD (A470)
MAES YR HELMAU TO CROSS FOXES
IMPROVEMENT) COMPULSORY
PURCHASE ORDER 2012**

**COMPULSORY PURCHASE OF LAND AND
NEW RIGHTS AT MAES YR HELMAU TO
CROSS FOXES, GWYNEDD.**

NOTICE IS HEREBY GIVEN that the Welsh Ministers have, on the 23 January 2012, made ‘The Welsh Ministers (The Cardiff to Glan Conwy Trunk Road (A470) Maes yr Helmau to Cross Foxes Improvement) Compulsory Purchase Order 2012’, under sections 239, 240, 246, 250 and 260 of the Highways Act 1980 and under section 2 of, and paragraph 1(1)(b), (3) and (4) of Part 1 of Schedule 2 to, the Acquisition of Land Act 1981. The Order will authorise the Welsh Ministers to purchase compulsorily the land and new rights described below for the purpose of:-

- (a) the construction of the new trunk road between Maes yr Helmau and Cross Foxes, in the Town of Dolgellau in the County of Gwynedd, in pursuance of The Cardiff to Glan Conwy Trunk Road (A470) (Maes yr Helmau to Cross Foxes Improvement and De-Trunking) Order 2012;
- (b) the construction and improvement of highways and the provision of new means of access to premises between Maes yr Helmau and Cross Foxes, in the said Town in the said County, in pursuance of The Cardiff to Glan Conwy Trunk Road (A470) (Maes yr Helmau to Cross Foxes Improvement Side Roads) Order 2012;
- (c) the improvement of the Trunk Road, in the said Town in the said County;
- (d) the execution of works on watercourses in connection with the construction of the new trunk road and the construction and improvement of other highways and the execution of other works mentioned above;
- (e) use by the Welsh Ministers in connection with such improvement of highways and the execution of other works mentioned above, and

- (f) the mitigation of any adverse effects which the existence or use of certain of the highways proposed to be improved will have on the surroundings thereof.

A copy of the Order as made and of the accompanying map may be seen at all reasonable hours from 2 February 2012 to 15 March 2012 at the following venues:

- Gwynedd Council, Meirionnydd Area Office, Cae Penarlâg, Dolgellau, Gwynedd LL40 2YB.
- Welsh Government, Roads and Projects Division, Sarn Mynach, Llandudno Junction, Conwy LL31 9RZ.
- Welsh Government, Orders Branch, Transport, Cathays Park, Cardiff CF10 3NQ.

The Order as made comes into force on the date on which this Notice is first published but a person aggrieved by the Order may, by application to the High Court within 6 weeks from the operative date, question its validity on the grounds:-

- a. that the authorisation granted by the Order is not empowered to be granted, or
- b. that his/her interests have been substantially prejudiced by failure to comply with any statutory requirement relating to the Order.

A copy of the Order and public notice can be viewed at <http://wales.gov.uk/?lang=en> (select 'Legislation', 'Subordinate Legislation', 'Non-Statutory Instruments', 'Transport Wales', 'Highways Act Side Roads and Compulsory Purchase Orders', '2012').

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

DESCRIPTION OF THE LAND AND THE NEW RIGHTS

NOTE: The land comprised in each item below is identified on the map referred to in the draft Order by means of the number or numbers against that item below.

In the Town of Dolgellau:-

Woodland south of the A470 Trunk Road and half width of the A470 Trunk Road, to the west of the property known as The Lodge. (plot 1/1).

Woodland east and west of the A470 Trunk Road and half width and full width of the A470 Trunk Road, west and south of the property known as The Lodge; Rough grazing land north west of the property known as The Lodge and north of the A470 Trunk Road; Rough grazing land north of the A470 Trunk Road and half width of the A470 Trunk Road, north west of the property known as The Lodge; Watercourse and rough grazing land north west of the property known as The Lodge and north of the A470 Trunk Road; Half width of the A470 Trunk Road north west of the property known as The Lodge; Woodland to the south of the A470 Trunk Road and half width of the A470 Trunk Road, north west of the property known as The Lodge; Part of the A470 Trunk Road north west of the property known as The Lodge; Rough grazing land and part of access track north of the A470 Trunk Road and part of the A470 Trunk Road, north west of the property known as The Lodge; Part of access track to the property known as The Lodge north east of the A470 Trunk Road; Woodland south west of the A470 Trunk Road and half width of the A470 Trunk Road, south west of the property known as The Lodge; Woodland and watercourse east of the A470 Trunk Road and full width and half width of the A470 Trunk Road, south east of the property known as The Lodge; Pasture land north east of the A470 Trunk Road and half width of the A470 Trunk Road, south east of the property known as The Lodge; Half width of the A470 Trunk Road west of the property known as 'R Efail; Half width of the A470 Trunk Road south of the property known as 'R Efail; Half width of the A470 Trunk Road north east of the unclassified road to Tabor; Half width of the A470 Trunk Road east of the unclassified road to Tabor; Pasture land and watercourses south east of the unclassified road to Tabor and north east of the A470 Trunk Road and half width of the A470 Trunk Road; Part of the A470 Trunk Road south of the property known as 'R Efail; Pasture land east of the A470 Trunk Road and part of the A470 Trunk Road, south of the property known as 'R Efail; Pasture land and watercourse east of the A470 Trunk Road and half width of the A470 Trunk Road, south of the property known as 'R Efail; Woodland and watercourses south of the property known as 'R Efail and east of the A470 Trunk Road; Woodland and watercourse south east of the property known as The Lodge and east of the A470 Trunk Road and half width of A470 Trunk Road; Pasture land and watercourses north west of the access track to the property known as Caerynwch Farm and north east of

the A470 Trunk Road and half width of the A470 Trunk Road; Pasture land and watercourse north west of the access track to the property known as Caerynwch Farm and north east of the A470 Trunk Road; Pasture land and watercourses south west of the access track to the property known as Caerynwch Farm and west of the A470 Trunk Road and half width of the A470 Trunk Road; Pasture land and watercourse north west of the access track to the property known as Caerynwch Farm and north east of the A470 Trunk Road; Pasture land north west of the access track to the property known as Caerynwch Farm and part of access track to the property known as Caerynwch Farm, north east of the A470 Trunk Road; Part of access track to the property known as Caerynwch Farm north east of the A470 Trunk Road; Pasture land north of the access track to the property known as Caerynwch Farm and north east of the A470 Trunk Road; Half width of the A470 Trunk Road south of the access track to the property known as Caerynwch Farm; Pasture land and watercourse south east of the access track to the property known as Caerynwch Farm and east of the A470 Trunk Road; Pasture land south east of the access track to the property known as Caerynwch Farm and east of the A470 Trunk Road; Pasture land and watercourse north west of the property known as Rhiwspardyn and east of the A470 Trunk Road and half width of part of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new culvert and headwall over watercourse and rough grazing land north west of the property known as The Lodge and north of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new embankment over watercourse and rough grazing land north west of the property known as The Lodge and north of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new culvert and stream diversion over woodland and watercourse west of the property known as The Lodge and south of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over woodland and watercourse south of the property known as The Lodge and south west of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over pasture land south east of the property known as The Lodge and north east of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over woodland and watercourse south of the property known as 'R Efail and east of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected

species fence over pasture land south of the property known as 'R Efail and north of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over pasture land and watercourse north west of the track to the property known as Caerynwch Farm and north east of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new retaining wall over pasture land and watercourse north west of the access track to the property known as Caerynwch Farm and north east of the A470 Trunk Road and half width of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of new headwall and culvert over pasture land and watercourse north west of the access track to the property known as Caerynwch Farm and north east of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new headwall and culvert over pasture land and watercourse north west of the access track to the property known as Caerynwch Farm and part of access track to the property known as Caerynwch Farm, north east of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over pasture land and watercourse north west of the property known as Rhiwspardyn and east of the A470 Trunk Road. (Plots 1/2, 1/2a, 1/2b, 1/2c, 1/2d, 1/2e, 1/2f, 1/2g, 1/2h, 1/2i 1/2j, 1/2k, 1/2l, 1/2m, 1/2n, 1/2o, 1/2p, 1/2q, 1/2r, 1/2s, 1/2t, 1/2u, 1/2v 1/2w, 1/2x, 1/2y, 1/2z, 1/2aa, 1/6, 1/6a, 1/6b, 1/6c, 1/6d, 1/6e, 1/6f, 1/6g, 1/7, 2/1, 2/1a, 2/1b, 2/1c, 2/1d, 2/1e, 2/1f, 2/3, 2/3a, 2/3b, 2/3c, 2/3d, 2/3e, 2/3f, 2/3g, 2/3h, 2/3i, 2/3j, 2/3k, 2/3l, 2/3m and 2/3n).

Woodland and watercourse south of the A470 Trunk Road and half width of the A470 Trunk Road, west of the property known as The Lodge; Pasture land, part of access track to the property known as Hendre Gyfeilliad and half width of the unclassified road to Tabor west of the A470 Trunk Road and half width of the A470 Trunk Road; Half width of the A470 Trunk Road west of the property known as 'R Efail; Part of access track to the property known as Hendre Gyfeilliad and part of pasture land east of the property known as Hendre Gyfeilliad south of the A470 Trunk Road; Pasture land south of the A470 Trunk Road and half width of the A470 Trunk Road, west of the property known as 'R Efail; Pasture land south of the property known as 'R Efail and west of the A470 Trunk Road; Half width of the A470 Trunk Road south of the property known as 'R Efail; Pasture land south west of the property known as 'R Efail and west of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new culvert and stream diversion over woodland

and watercourse west of the property known as The Lodge and south of the A470 Trunk Road. (Plots 1/3, 1/3a, 1/4, 1/4a, 1/4b, 1/4c, 1/4d, 1/4e, 1/4f, 1/4g, 1/4h, 1/4i, 1/4j and 1/4k).

Pasture land and half width of part of the unclassified road to Tabor west of the A470 Trunk Road and half width of the A470 Trunk Road, south of the property known as 'R Efail; Pasture land west of the A470 Trunk Road and half width of the A470 Trunk Road, south of the property known as 'R Efail; Pasture land south of the property known as 'R Efail and west of the A470 Trunk Road; Half width of the A470 Trunk Road south of the property known as 'R Efail; Pasture land and watercourse south of the property known as 'R Efail and west of the A470 Trunk Road; Pasture land south of the A470 Trunk Road and half width of the A470 Trunk Road, south of the property known as 'R Efail; Wooded area, pasture land and watercourse west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road and half width of the A470 Trunk Road; Wooded area and watercourse north west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road; Pasture land south west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road; Half width of the A470 Trunk Road south of the access track to the property known as Caerynwch Farm; Pasture land and part of field access track south of the access track to the property known as Caerynwch Farm and west of the A470 Trunk Road; Half width of the A470 Trunk Road north west of the property known as Rhiwspardyn; The right to enter for all purposes in connection with the construction and maintenance of new a protected species fence over pasture land south of the property known as 'R Efail and south of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over wooded area and watercourse north west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence, headwall and culvert over wooded area and watercourse north west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over pasture land north west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence, headwall and culvert over wooded area and

watercourse west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over pasture land west of the access track to the property known as Caerynwch Farm and south west of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new retaining wall over pasture land south of the access track to the property known as Caerynwch Farm and west of the A470 Trunk Road and part of the A470 Trunk Road. (Plots 1/5, 1/5a, 1/5b, 1/5c, 1/5d, 1/5e, 1/5f, 1/5g, 2/2, 2/2a, 2/2b, 2/2c, 2/2d, 2/2e, 2/2f, 2/2g, 2/2h, 2/2i, 2/2j, 2/2k, 2/2l, 2/2m, 2/2n, 2/2o, 2/2p, 2/2q, 2/2r and 2/2s).

Pasture land, and watercourse north west of the property known as Rhiwspardyn and south west of the A470 Trunk Road and half width of part of the A470 Trunk Road; Half width of the A470 Trunk Road north west of the property known as Rhiwspardyn; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over pasture land and watercourse north west of the property known as Rhiwspardyn and south west of the A470 Trunk Road and part of the A470 Trunk Road. (Plots 2/4, 2/4a and 2/4b).

Pasture land and watercourse north west of the property known as Rhiwspardyn east of the A470 Trunk Road and half width of the A470 Trunk Road; Pasture land and watercourse north west of the property known as Rhiwspardyn and north east of the A470 Trunk Road; Pasture land north west of the property known as Rhiwspardyn and north east of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new protected species fence over pasture land and watercourse north west of the property known as Rhiwspardyn and east of the A470 Trunk Road; The right to enter for all purposes in connection with the construction and maintenance of a new headwall culvert and protected species fence over pasture land and watercourse north west of the property known as Rhiwspardyn and north east of the A470 Trunk Road. (Plots 2/6, 2/6a, 2/6b, 2/6c, 2/6d, 2/6e, 2/6f and 2/6g).

M D Burnell

M D BURNELL
Transport
Welsh Government