

PRIFFYRDD, CYMRU

202- RHIF

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (PENTWYN ROAD, CAERDYDD) 2020

Gwnaed 20 Gorffennaf 2020

Yn dod i rym 24 Gorffennaf 2020

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

Enwi, Cychwyn a Dehongli

1.-(1) Enw'r Gorchymyn hwn yw Gorchymyn Cau Priffyrdd (Pentwyn Road, Caerdydd) 202- a daw i rym ar 24 Gorffennaf 2020.

(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 ar ei gyfer;

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 sy'n dwyn yr enw “Gorchymyn Cau Priffyrdd (Pentwyn Road, Caerdydd) 2020” sy'n dod gyda'r Gorchymyn hwn.

Cau Priffordd

2. Yn ddarostyngedig i erthyglau 3, 4, 5, 6 a 7 mae Gweinidogion Cymru yn awdurdodi cau'r darnau o briffordd a ddisgrifir yn Atodlen 1 i'r Gorchymyn hwn. 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 14 Hydref 2019 gyda'r cyfeirnod 19/02148/MNR ac a ddisgrifir yn Atodlen 4 i'r Gorchymyn hwn.

(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

202- NO.

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (PENTWYN ROAD, CARDIFF) ORDER 2020

Made 20 July 2020

Coming into Force 24 July 2020

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

Title, Commencement and Interpretation

1.-(1) The title of this Order is the Stopping Up of Highways (Pentwyn Road, Cardiff) Order 202- and it comes into force on 24 July 2020.

(2) In this Order—

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

“the deposited plan” (“*y plan a adnewyd*”) means the plan entitled “The Stopping Up of Highways (Pentwyn Road, Cardiff) Order 2020” which accompanies this Order;

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

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

Stopping Up

2. Subject to articles 3, 4, 5, 6 and 7 the Welsh Ministers authorise the stopping up of the lengths of highway described in Schedule 1 to this Order. 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 14 October 2019 with reference number 19/02148/MNR and described in Schedule 4 to this Order.

(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.

Prifffordd Newydd

3. Rhaid creu, er boddhad rhesymol y Cyngor, y darnau newydd o brifffordd a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn, ac mae'r darnau hyn o brifffordd, at ddibenion Deddf Priffyrdd 1980(2), i'w cynnal ar draul y pwrs cyhoeddus. Y Cyngor fydd yr awdurdod priffyrdd sy'n gyfrifol amdanynt.

Y Brifffordd y Gwneir Gwelliannau Iddi

4. Rhaid gwneud gwelliannau, er boddhad rhesymol y Cyngor, i'r darnau o brifffordd a ddisgrifir yn Atodlen 3 i'r Gorchymyn hwn, ac mae'r darnau hyn o brifffordd, at ddibenion Deddf Priffyrdd 1980, i'w cynnal ar draul y pwrs cyhoeddus. Y Cyngor fydd yr awdurdod priffyrdd sy'n gyfrifol amdanynt.

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

5. Ni chaniateir cau'r darnau o brifffordd a ddisgrifir 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 darnau o brifffordd i'w cau;

(b) hyd nes y bydd y datblygwr wedi darparu'r darnau newydd o brifffordd a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn er boddhad rhesymol y Cyngor;

(c) hyd nes y bydd y datblygwr wedi darparu'r darnau o brifffordd y gwneir gwelliannau iddynt a ddisgrifir yn Atodlen 3 i'r Gorchymyn hwn er boddhad rhesymol y Cyngor;

(d) hyd nes y bydd y datblygiad a ddisgrifir yn Atodlen 4 i'r Gorchymyn hwn wedi ei ddechrau a bod y datblygwr wedi hysbysu'r Cyngor yn ysgrifenedig ei bod yn angenrheidiol cau'r brifffordd er mwyn i'r datblygiad fynd rhagddo; ac

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

Ymgwymerwyr Statudol a Darparwyr

6. Pan fo gan ymgwymerwyr statudol neu ddarparwyr system gyfathrebu gyhoeddus unrhyw gyfarpar o dan y brifffordd, ynddi, arni, drosti, ar ei hyd neu ar ei thraws yn union cyn cau'r darnau o brifffordd yna (yn ddarostyngedig i adran 261(4) o Ddeddf 1990), bydd

New Highway

3. There must be created, to the reasonable satisfaction of the Council, the new lengths of highway described in Schedule 2 to this Order, which are highways maintainable at the public expense for the purposes of the Highways Act 1980(2) and the Council is to be the highway authority responsible for them.

Improved Highway

4. There must be improvements made, to the reasonable satisfaction of the Council, to the lengths of highway described in Schedule 3 to this Order, which are highways maintainable at the public expense for the purposes of the Highways Act 1980 and the Council is to be the highway authority responsible for them.

Provisions Necessary or Expedient before Stopping Up

5. The lengths of highway described 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 lengths of highway are to be stopped up;

(b) the developer has provided the new lengths of highway described in Schedule 2 to this Order to the reasonable satisfaction of the Council;

(c) the developer has improved the lengths of highway described in Schedule 3 to this Order to the reasonable satisfaction of the Council;

(d) the development described in Schedule 4 to this Order has commenced and the developer has informed the Council in writing of the necessity to stop up the highway to allow the development to proceed; and

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

Statutory Undertakers and Providers

6. Where immediately before the lengths of highway are 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

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

7. Os na fydd y datblygiad a ddisgrifir yn Atodlen 4 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.

Llofnodwyd o dan awdurdod Gweinidog yr Economi, Trafnidiaeth a Gogledd Cymru, un o Weinidogion Cymru.

Dyddiedig 20 July 2020



Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

rights in respect of the apparatus as they had before the stopping up.

Duration of this Order

7. If the development described in Schedule 4 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.

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

Dated 20 July 2020



Nicci Hunter
Business Team Leader
Welsh Government

ATODLEN 1 (Bras amcan yw pob mesuriad)

Y darnau o briffordd sydd i'w cau

1. Darn afreolaidd ei siâp o briffordd sy'n rhan o'r cyn fan troi i fysiau ar Pentwyn Road, ac i'r gogledd o Church Road, Caerdydd, sy'n 38 o fetrau yn y man hiraf ac yn 5.8 metr yn y man lletaf, a ddangosir â llinellau sebra ac y rhoddir y cyfeirnod 'A' iddo ar y plan a adnewwyd.

ATODLEN 2 (Bras amcan yw pob mesuriad)

Y darnau o briffordd newydd sydd i'w darparu

1. Darn afreolaidd ei siâp o briffordd ar Pentwyn Road, ac i'r de-orllewin o Vision Court, Caerdydd, sy'n 10 metr yn y man hiraf ac yn 5 metr yn y man lletaf, a ddangosir â dotwaith ac y rhoddir y cyfeirnod 'C' iddo ar y plan a adnewwyd.
2. Darn afreolaidd ei siâp o briffordd ar Pentwyn Road, ac i'r de-orllewin o Vision Court, Caerdydd, sy'n 16 o fetrau yn y man hiraf ac yn 5 metr yn y

SCHEDULE 1 (All measurements are approximate)

Lengths of highway to be stopped up

1. An irregular shaped length of highway being part of the former bus turning area located on Pentwyn Road and north of Church Road Cardiff, with a maximum length of 38 metres and a maximum width of 5.8 metres shown by zebra hatching and given the reference 'A' on the deposited plan.

SCHEDULE 2 (All measurements are approximate)

Lengths of new highway to be provided

1. An irregular shaped length of highway located on Pentwyn Road, and south west of Vision Court Cardiff, with a maximum length of 10 metres and a maximum width of 5 metres shown by stipple hatching and given the reference 'C' on the deposited plan.
2. An irregular shaped length of highway located on Pentwyn Road, and south west of Vision Court Cardiff, with a maximum length of 16 metres and a maximum width of 5 metres shown by stipple hatching and given the reference 'D' on the

man lletaf, a ddangosir â dotwaith ac y rhoddir y cyfeirnod 'D' iddo ar y plan a adnewwyd.

3. Darn afreolaidd ei siâp o briffordd ar Pentwyn Road, ac i'r gogledd o Church Road, Caerdydd, sy'n 3.5 metr yn y man hiraf ac yn 4.5 metr yn y man lletaf, a ddangosir â dotwaith ac y rhoddir y cyfeirnod 'E' iddo ar y plan a adnewwyd.

ATODLEN 3 **(Bras amcan yw pob mesuriad)**

Y darnau o briffordd sydd i'w gwella

1. Darn afreolaidd ei siâp o briffordd sy'n rhan o'r cyn fan troi i fysiau ar Pentwyn Road, ac i'r de-orllewin o Vision Court, Caerdydd, sy'n 27 metr yn y man hiraf ac yn 6.2 metr yn y man lletaf, a ddangosir â chroeslinellau ac y rhoddir y cyfeirnod 'B' iddo ar y plan a adnewwyd.
2. Darn afreolaidd ei siâp o briffordd sy'n rhan o'r cyn fan troi i fysiau ar Pentwyn Road, ac i'r gogledd o Church Road, Caerdydd, sy'n 14 o fetrau yn y man hiraf ac yn 5 metr yn y man lletaf, a ddangosir â chroeslinellau ac y rhoddir y cyfeirnod 'F' iddo ar y plan a adnewwyd.

ATODLEN 4

Y Datblygiad

Swyddfa 2 lawr newydd gyda lleoedd parcio cysylltiedig yn Vision Court, Caxton Place, Pentwyn, Caerdydd CF23 8HA.

deposited plan.

3. An irregular shaped length of highway located on Pentwyn Road, and north of Church Road Cardiff, with a maximum length of 3.5 metres and a maximum width of 4.5 metres shown by stipple hatching and given the reference 'E' on the deposited plan.

SCHEDULE 3 **(All measurements are approximate)**

Lengths of highway to be improved

1. An irregular shaped length of highway being part of the former bus turning area located on Pentwyn Road, and south west of Vision Court Cardiff, with a maximum length of 27 metres and a maximum width of 6.2 metres shown by cross hatching and given the reference 'B' on the deposited plan.
2. An irregular shaped length of highway being part of the former bus turning area located on Pentwyn Road, and north of Church Road Cardiff, with a maximum length of 14 metres and a maximum width of 5 metres shown by cross hatching and given the reference 'F' on the deposited plan.

SCHEDULE 4

The Development

A new 2 storey office accommodation with associated parking at Vision Court, Caxton Place Pentwyn, Cardiff, CF23 8HA.

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (PENTWYN ROAD, CAERDYDD) 2020

Mae Gweinidogion Cymru wedi gwneud Gorchymyn o dan adran 247 o Ddeddf Cynllunio Gwlad a Thref 1990 ("Deddf 1990") i awdurdodi cau'r darnau o briffordd a ddisgrifir yn Atodlen 1 i'r Hysbysiad hwn, i ddarparu ar gyfer y darnau o briffordd newydd a ddisgrifir yn Atodlen 2 i'r Hysbysiad hwn, ac i wella'r darnau o briffordd a ddisgrifir yn Atodlen 3 i'r Hysbysiad hwn. Nid awdurdodir cau'r briffordd ond er mwyn gwneud y datblygiad yn unol â'r caniatâd cynllunio a roddwyd o dan Ran 3 o Ddeddf 1990 gan y Cyngor ar 14 Hydref 2019 gyda'r cyfeirnod 19/02148/MNR a ddisgrifir yn Atodlen 4 i'r Hysbysiad hwn.

Bydd Gorchymyn Cau Priffyrdd (Pentwyn Road, Caerdydd) 2020 ("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 plan a adneuwyd yn rhad ac am ddim yn Waitrose, Adran Gwasanaethau Cwsmeriaid, Clos Croescadarn, Pontprennau, Caerdydd CF23 8AN yn ystod oriau swyddfa arferol neu gellir eu cael yn rhad ac am ddim o'r cyfeiriad isod gan ddyfynnu'r cyfeirnod qA1413661.

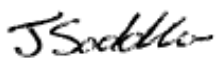
Caiff unrhyw berson a dramgwyddir gan y Gorchymyn, ar y sail:

- nad yw o fewn pwerau Deddf 1990; neu
- na chydymffurfiwyd ag un o ofynion gweithdrefnol Deddf 1990;

o fewn 6 wythnos i 24 Gorffennaf 2020, wneud cais at y diben hwnnw i'r Uchel Lys.

Gellir gweld copi o'r Gorchymyn a'r Hysbysiad ar <https://llyw.cymru/gorchymynion-cau>.

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



J SADDLER
Trafnidiaeth
Llywodraeth Cymru

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (PENTWYN ROAD, CARDIFF) ORDER 2020

The Welsh Ministers have made an Order under section 247 of the Town and Country Planning Act 1990 ("the 1990 Act") to authorise the stopping up of the lengths of highway described in Schedule 1 to this Notice and to provide for the lengths of new highway described in Schedule 2 to this Notice; to improve the areas of highway described in Schedule 3 to this Notice. The stopping up will be authorised only in order to enable the development to be carried out in accordance with planning permission granted under Part 3 of the 1990 Act by the Council on 14 October 2019 with reference number 19/02148/MNR described in Schedule 4 to this Notice.

The Stopping Up of Highways (Pentwyn Road, Cardiff) Order 2020 ("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 at Waitrose, Customer Services Department, Croescadarn Close, Pontprennau, Cardiff CF23 8AN during normal office hours or may be obtained free of charge from the address below quoting reference qA1413661.

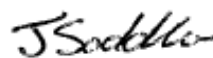
If a person is aggrieved by the Order, on the ground that:

- it is not within the powers of the 1990 Act; or
- a procedural requirement of the 1990 Act has not been complied with;

that person may, within 6 weeks of 24 July 2020 make an application for the purpose to the High Court.

A copy of the Order and Notice can be viewed at <https://gov.wales/stopping-orders>.

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



J SADDLER
Transport
Welsh Government

ATODLEN 1
(Bras amcan yw pob mesuriad)

Y darnau o briffordd sydd i'w cau

1. Darn afreolaidd ei siâp o briffordd sy'n rhan o'r cyn fan troi i fysiau ar Pentwyn Road, ac i'r gogledd o Church Road, Caerdydd, sy'n 38 o fetrau yn y man hiraf ac yn 5.8 metr yn y man lletaf, a ddangosir â llinellau sebra ac y rhoddir y cyfeirnod 'A' iddo ar y plan a adneuwyd.

ATODLEN 2
(Bras amcan yw pob mesuriad)

Y darnau o briffordd newydd sydd i'w darparu

1. Darn afreolaidd ei siâp o briffordd ar Pentwyn Road, ac i'r de-orllewin o Vision Court, Caerdydd, sy'n 10 metr yn y man hiraf ac yn 5 metr yn y man lletaf, a ddangosir â dotwaith ac y rhoddir y cyfeirnod 'C' iddo ar y plan a adneuwyd.
2. Darn afreolaidd ei siâp o briffordd ar Pentwyn Road, ac i'r de-orllewin o Vision Court, Caerdydd, sy'n 16 o fetrau yn y man hiraf ac yn 5 metr yn y man lletaf, a ddangosir â dotwaith ac y rhoddir y cyfeirnod 'D' iddo ar y plan a adneuwyd.
3. Darn afreolaidd ei siâp o briffordd ar Pentwyn Road, ac i'r gogledd o Church Road, Caerdydd, sy'n 3.5 metr yn y man hiraf ac yn 4.5 metr yn y man lletaf, a ddangosir â dotwaith ac y rhoddir y cyfeirnod 'E' iddo ar y plan a adneuwyd.

ATODLEN 3
(Bras amcan yw pob mesuriad)

Y darnau o briffordd sydd i'w gwella

3. Darn afreolaidd ei siâp o briffordd sy'n rhan o'r cyn fan troi i fysiau ar Pentwyn Road, ac i'r de-orllewin o Vision Court, Caerdydd, sy'n 27 metr yn y man hiraf ac yn 6.2 metr yn y man lletaf, a ddangosir â chroeslinellau ac y rhoddir y cyfeirnod 'B' iddo ar y plan a adneuwyd.
4. Darn afreolaidd ei siâp o briffordd sy'n rhan o'r cyn fan troi i fysiau ar Pentwyn Road, ac i'r gogledd o Church Road, Caerdydd, sy'n 14 o fetrau yn y man hiraf ac yn 5 metr yn y man lletaf, a ddangosir â chroeslinellau ac y rhoddir y cyfeirnod 'F' iddo ar y plan a adneuwyd.

SCHEDULE 1
(All measurements are approximate)

Lengths of highway to be stopped up

1. An irregular shaped length of highway being part of the former bus turning area located on Pentwyn Road and north of Church Road Cardiff, with a maximum length of 38 metres and a maximum width of 5.8 metres shown by zebra hatching and given the reference 'A' on the deposited plan.

SCHEDULE 2
(All measurements are approximate)

Lengths of new highway to be provided

1. An irregular shaped length of highway located on Pentwyn Road, and south west of Vision Court Cardiff, with a maximum length of 10 metres and a maximum width of 5 metres shown by stipple hatching and given the reference 'C' on the deposited plan.
2. An irregular shaped length of highway located on Pentwyn Road, and south west of Vision Court Cardiff, with a maximum length of 16 metres and a maximum width of 5 metres shown by stipple hatching and given the reference 'D' on the deposited plan.
3. An irregular shaped length of highway located on Pentwyn Road, and north of Church Road Cardiff, with a maximum length of 3.5 metres and a maximum width of 4.5 metres shown by stipple hatching and given the reference 'E' on the deposited plan.

SCHEDULE 3
(All measurements are approximate)

Lengths of highway to be improved

3. An irregular shaped length of highway being part of the former bus turning area located on Pentwyn Road, and south west of Vision Court Cardiff, with a maximum length of 27 metres and a maximum width of 6.2 metres shown by cross hatching and given the reference 'B' on the deposited plan.
4. An irregular shaped length of highway being part of the former bus turning area located on Pentwyn Road, and north of Church Road Cardiff, with a maximum length of 14 metres and a maximum width of 5 metres shown by cross hatching and given the reference 'F' on the deposited plan.

ATODLEN 4

Y Datblygiad

Swyddfa 2 lawr newydd gyda lleoedd parcio cysylltiedig yn Vision Court, Caxton Place, Pentwyn, Caerdydd CF23 8HA.

SCHEDULE 4

The Development

A new 2 storey office accommodation with associated parking at Vision Court, Caxton Place Pentwyn, Cardiff CF23 8HA.