PRIFFYRDD, CYMRU

LLC 202-

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (ALEXANDRA ROAD, Y RHYL, SIR DDINBYCH) 202-

Gwnaed	*202-*
Yn dod i rym	*202-*

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 a chychwyn

1. Enw'r Gorchymyn hwn yw Gorchymyn Cau Priffyrdd (Alexandra Road, y Rhyl, Sir Ddinbych) 202- a daw i rym ar ******* 202-.

Dehongli

2. Yn y Gorchymyn hwn—

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

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 (Alexandra Road, y Rhyl, Sir Ddinbych) 202-" sy'n dod gyda'r Gorchymyn hwn.

Cau Priffordd

3. Yn ddarostyngedig i erthyglau 4, 5 a 6 o'r Gorchymyn hwn, mae Gweinidogion Cymru yn awdurdodi cau'r darn 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 6 Tachwedd 2020 o dan y cyfeirnod 45/2020/0498/PF ac a ddisgrifir yn Atodlen 1 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

WG 202-

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (ALEXANDRA ROAD, RHYL, DENBIGHSHIRE) ORDER 202-

Made	*202-*
Coming into Force	*202-*

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

Title and commencement

1. The title of this Order is the Stopping Up of Highways (Alexandra Road, Rhyl, Denbighshire) Order 202- and it comes into force on ******* 202-.

Interpretation

2. In this Order—

"the Council" *("y Cyngor")* means Denbighshire County Council;

"the deposited plan" *("y plan a adneuwyd")* means the plan entitled "The Stopping Up of Highways (Alexandra Road, Rhyl, Denbighshire) Order 202-" 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

3. Subject to articles 4, 5 and 6 of this Order the Welsh Ministers authorise the stopping up of the length 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 6 November 2020 under reference number 45/2020/0498/PF and described in Schedule 1 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.

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

4. Ni chaniateir cau'r darn o briffordd 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 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 darn o briffordd er mwyn i'r datblygiad fynd rhagddo; a

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

Ymgymerwyr Statudol a Darparwyr

5. 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

6. 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.

Llofnodwyd ar ran y Dirprwy Weinidog Newid Hinsawdd, wrth weithredu o dan awdurdod y Gweinidog Newid Hinsawdd, un o Weinidogion Cymru.

Dyddiedig 202-

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

Provisions Necessary or Expedient before Stopping Up

4. The length 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 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 stop up the length of 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

5. 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

6. 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.

Signed on behalf of the Deputy Minister for Climate Change, acting under the authority of the Minister for Climate Change, one of the Welsh Ministers.

Dated 202-

Nicci Hunter
Business Team leader
Welsh Government

ATODLEN 1
Y darn o briffordd sydd i'w gau
(Bras amcan yw pob mesuriad)

Darn petryalog ei siâp o briffordd o'r enw Alexandra Road, y Rhyl sy'n 134 o fetrau yn y man hiraf ac yn 14 o fetrau yn y man lletaf a ddangosir â llinellau sebra ar y plan a adneuwyd.

ATODLEN 2
Y Datblygiad

Datblygu tir mewn cysylltiad â'r Ysbyty Brenhinol Alexandra presennol, Marine Drive, Y Rhyl, gan gynnwys codi adeilad ysbyty cymunedol pedwar llawr, adeilad canolfan ynni un llawr, adeiladau ar gyfer y system chwistrellu gan gynnwys adeilad pympiau ac adeilad storio beiciau; codi pedair caeadle dihangfa dân ar gyfer yr ysbyty presennol; gwaith i adfer adeilad yr ysbyty presennol a chreu mannau parcio, gwaith tirlunio, dodrefn awyr agored a gwaith cysylltiedig.

SCHEDULE 1
Length of highway to be stopped up
(All measurements are approximate)

A rectangular shaped length of highway known as Alexandra Road, Rhyl with a maximum length of 134 metres and a maximum width of 14 metres shown by zebra hatching on the deposited plan.

SCHEDULE 2
The Development

Development of land in connection with the existing Royal Alexandra Hospital, Marine Drive, Rhyl including the erection of a four storey community hospital building, a single storey energy centre building, a sprinkler compound including pump house and a bicycle store building; the erection of four fire escape enclosures to the existing hospital; reparation works to the existing hospital building and the formation of parking, landscaping, outdoor furniture and associated works.