PRIFFYRDD, CYMRU

LLC22-42

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (MILTON COURT A RINGLAND CENTRE, CASNEWYDD) 2022

Gwnaed	*26 Hydref 2022*
Yn dod i rym	*2 Tachwedd 2022*

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 (Milton Court a Ringland Centre, Casnewydd) 2022 a daw i rym ar 2 Tachwedd 2022.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "y Cyngor" ("*the Council*") yw Cyngor Dinas Casnewydd;

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 planiau a adneuwyd" ("*the deposited plans*") yw'r planiau sy'n dwyn yr enw "Gorchymyn Cau Priffyrdd (Milton Court a Ringland Centre, Casnewydd) 2022" ac a farciwyd Cam 1 a Cham 2 o dan y cyfeirnod qA1551887 sy'n dod gyda'r Gorchymyn hwn.

Cau Priffyrdd

3. Yn ddarostyngedig i erthyglau 4, 5, 6 a 7 o'r Gorchymyn hwn mae Gweinidogion Cymru yn awdurdodi cau'r darnau o briffordd a ddisgrifir yn Atodlen 1 i'r Gorchymyn hwn ac a ddangosir â llinellau sebra ar y planiau a adneuwyd. Mae Gweinidogion Cymru wedi eu bodloni bod angen cau'r priffyrdd er mwyn gwneud y datblygiad yn unol â'r caniatâd cynllunio amlinellol a roddwyd o

(**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 swyddogaethau hyn yn arferadwy bellach gan Weinidogion Cymru o ran Cymru.

HIGHWAYS, WALES

WG22-42

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (MILTON COURT AND RINGLAND CENTRE, NEWPORT) ORDER 2022

Made	*26 October 2022*
Coming into force	*2 November 2022*

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 (Milton Court and Ringland Centre, Newport) Order 2022 and it comes into force on 2 November 2022.

Interpretation

2. In this Order—

"the Council" *("y Cyngor")* means Newport City Council;

"the deposited plans" *("y planiau a adneuwyd")* means the plans entitled "The Stopping Up of Highways (Milton Court and Ringland Centre, Newport) Order 2022" and marked Phase 1 and 2 with reference qA1551887 which accompany 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, 6 and 7 of this Order the Welsh Ministers authorise the stopping up of the lengths of highway described in Schedule 1 to this Order and shown by zebra hatching on the deposited plans. The Welsh Ministers are satisfied that the stopping up is necessary to enable development to be carried out in accordance with outline planning permission granted under Part 3 of the 1990 Act by the

(**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 functions are now exercisable by the Welsh Ministers in relation to Wales.

dan Ran 3 o Ddeddf 1990 gan y Cyngor ar 3 Hydref 2019 o dan y cyfeirnod 18/1181 a'r gymeradwyaeth ar gyfer materion a gadwyd yn ôl a roddwyd ar 19 Ionawr 2022 o dan y cyfeirnod 19/1272 a ddisgrifir yn Atodlen 3 i'r Gorchymyn hwn.

Priffordd Newydd

4. Rhaid creu, er boddhad rhesymol y Cyngor, y darn newydd o briffordd a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn ac a ddangosir â dotwaith ar y plan a adneuwyd, sydd, at ddibenion Deddf Priffyrdd 1980**(1)**, i fod yn briffordd i'w chynnal ar draul y pwrs cyhoeddus. Y Cyngor fydd yr awdurdod priffyrdd sy'n gyfrifol amdani.

Y Priffyrdd y Gwneir Gwelliannau Iddynt

5. Rhaid gwneud gwelliannau, er boddhad rhesymol y Cyngor, i'r darnau o briffordd a ddisgrifir yn Atodlen 3 i'r Gorchymyn hwn, sydd, at ddibenion Deddf Priffyrdd 1980, yn briffyrdd 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 Priffyrdd

6. Ni chaniateir cau'r darnau 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 darnau o briffordd i'w cau;

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

(c) hyd nes y bydd y datblygwr wedi gwella'r darnau o briffordd 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 darnau o briffordd er mwyn i'r datblygiad fynd rhagddo; a

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

Ymgymerwyr Statudol a Darparwyr

7. Pan fo gan ymgymerwyr statudol neu ddarparwyr system gyfathrebu gyhoeddus unrhyw gyfarpar o dan y briffordd, ynddi, arni, drosti, ar ei

(1) 1980 p. 66

Council on 3 October 2019 with reference 18/1181 and the approval of reserved matters granted on 19 January 2022 with reference 19/1272 described in Schedule 3 to this Order.

New Highway

4. There will be created, to the reasonable satisfaction of the Council, the new length of highway described in Schedule 2 to this Order and shown by stipple marking on the deposited plan, which is to be highway maintainable at the public expense for the purposes of the Highways Act 1980**(1)** and the Council is to be the highway authority responsible for it.

Improved Highways

5. 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 is highway 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

6. 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 length 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 lengths of 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

7. 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

(1) 1980 c. 66

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 darn o briffordd.

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

Dyddiedig 26 Tachwedd 2022

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

(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.

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 26 October 2022

Nicci Hunter
Business Team Leader
Welsh Government

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

1. Y briffordd o'r enw Milton Court, yng Nghasnewydd, sydd i'r de o gylchfan Hendre Farm Court / Ringland Circle, yn mynd i gyfeiriad y de-orllewin o'i chyffordd â Hendre Farm Court hyd at ei chyffordd â Ringland Circle, sydd â chyfanswm arwynebedd o 1256.4 o fetrau sgwâr, ac sydd wedi ei labelu ag 'C' ac wedi ei marcio â llinellau sebra ar y plan a adneuwyd ar gyfer Cam 1.

2. Hyd a lled cyfan y briffordd o'r enw Ringland Centre, yng Nghasnewydd, yn mynd i gyfeiriad y gogledd-orllewin o'i chyffordd â Cot Farm Close, sydd â chyfanswm arwynebedd o 2563 o fetrau sgwâr, ac sydd wedi ei labelu â 'D' ac wedi ei marcio â llinellau sebra ar y plan a adneuwyd ar gyfer Cam 2.

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

1. The highway known as Milton Court, in Newport, located to the south of the Hendre Farm Court / Ringland Circle roundabout, heading in a south-westerly direction from its junction with Hendre Farm Court to its junction with Ringland Circle, with a maximum surface of 1256.4 square metres, labelled 'C' and marked with zebra hatching on the deposited plan for Phase 1.

2. The full extent of the highway known as Ringland Centre, in Newport, heading in a north-westerly direction from its junction with Cot Farm Close, with a maximum surface of 2563 square metres, labelled 'D' and marked with zebra hatching on the deposited plan for Phase 2.

ATODLEN 2
(Bras amcan yw pob mesuriad)
Y darn o briffordd newydd sydd i'w ddarparu

Darn afreolaidd ei siâp o briffordd sy'n cysylltu o bwynt i'r de o gylchfan Ringland â phwynt ar y gyffordd â Milton Court a Ringland Circle, yn mynd i gyfeiriad y de-orllewin, sydd â chyfanswm arwynebedd o 178 o fetrau sgwâr, ac sydd wedi ei labelu ag 'A' ac wedi ei marcio â dotwaith ar y plan a adneuwyd ar gyfer Cam 1.

SCHEDULE 2
(All measurements are approximate)
Length of new highway to be provided

An irregular shaped length of highway connecting from a point to the south of Ringland roundabout to a point on the junction of Milton Court and Ringland Circle, heading in a south-westerly direction, with a maximum surface of 178 square meters, labelled 'A' and marked with stipple hatching in the deposited plan for Phase 1.

ATODLEN 3
(Bras amcan yw pob mesuriad)
Y darnau o briffordd sydd i'w gwella

1. Darn afreolaidd ei siâp o briffordd ar y briffordd o'r enw Milton Court, Casnewydd, o bwynt ar ei chyffordd â Ringland Circle, yn mynd i gyfeiriad y de-ddwyrain, sydd â chyfanswm arwynebedd o 167 o fetrau sgwâr, ac a ddangosir â chroeslinellau ac y rhoddir y cyfeirnod 'B' iddi ar y plan a adneuwyd ar gyfer Cam 1.

2. Darn afreolaidd ei siâp o briffordd ar ymyl gorllewinol Ringland Centre, Casnewydd, o bwynt ar ei chyffordd â Cot Farm Circle yn mynd i gyfeiriad y gogledd-orllewin, sydd â chyfanswm arwynebedd o 66 o fetrau sgwâr, ac sydd wedi ei labelu ag 'E' ac wedi ei marcio â chroeslinellau ar y plan a adneuwyd ar gyfer Cam 2.

ATODLEN 4
Y Datblygiad

Dymchwel Ringland Centre, 6 byngalo a llyfrgell ac adeiladu tua 170 o gartrefi a 1700 o fetrau sgwâr o arwynebedd llawr a1/a2/a3, yn ogystal â gwaith tirlunio, rhwydwaith ffyrdd mewnol, cyfleusterau parcio a seilwaith cysylltiedig.

Caiff y datblygiad ei wneud mewn dau gam, a'i gyflawni ar adegau gwahanol. Gwneir gwaith ar yr ardal siopa ogleddol yn gynharach yn y rhaglen waith.

SCHEDULE 3
(All measurements are approximate)
Lengths of highway to be improved

1. An irregular shaped length of highway on the highway known as Milton Court, Newport, from a point on its junction with Ringland Circle, heading in a south-eastern direction, with a maximum surface of 167 square meters, shown by cross hatching and given the reference 'B' on the deposited plan for Phase 1.

2. An irregular shaped length of highway located on the west edge of Ringland Centre, Newport, from a point on its junction with Cot Farm Circle heading in a north-west direction, with a maximum surface of 66 square metres, labelled 'E' and marked with cross hatching in the deposited plan for Phase 2.

SCHEDULE 4
The Development

Demolition of Ringland Centre, 6no. bungalows and library and construction of approximately 170no. homes and 1700 square metres of a1/a2/a3 floorspace, landscaping, internal road network, car parking and associated infrastructure.

The development will fall into two phases and will be executed at different times, with the northern shopping area featuring earlier in the program.