. OFFERYNNAU STATUDOL CYMRU

2023 Rhif (Cy.)

TRAFFIG FFYRDD, CYMRU

Gorchymyn Cefnffordd yr A489 (Y Drenewydd i Gaersws, Powys) (Cyfyngiadau Cyflymder Dros Dro a Dim Goddiweddyd) 2023

Gwnaed	*12 Gorffennaf 2023*
Yn dod i rym	*18 Gorffennaf 2023*

Mae Gweinidogion Cymru, sef yr awdurdod traffig ar gyfer cefnffordd yr A489, wedi eu bodloni y dylid gwahardd traffig a/neu gyfyngu arno ar ddarn penodedig o'r gefnffordd oherwydd gwaith y bwriedir ei wneud ar y ffordd neu gerllaw iddi.

Mae Gweinidogion Cymru, felly, drwy arfer y pwerau a roddir iddynt gan adran 14(1), (4) a (7) o Ddeddf Rheoleiddio Traffig Ffyrdd 1984(**1**), yn gwneud y Gorchymyn hwn.

Enwi a chychwyn

1. Enw'r Gorchymyn hwn yw Gorchymyn Cefnffordd yr A489 (Y Drenewydd i Gaersws, Powys) (Cyfyngiadau Cyflymder Dros Dro a Dim Goddiweddyd) 2023 a daw'r Gorchymyn hwn i rym ar 18 Gorffennaf 2023.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "cerbyd esempt" ("*exempted vehicle*") yw:

(**1**) 1984 p. 27; amnewidiwyd adran 14 gan adran 1(1) o Ddeddf Traffig Ffyrdd (Cyfyngiadau Dros Dro) 1991 (p. 26) ac Atodlen 1 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.

WELSH STATUTORY INSTRUMENTS

2023 No. (W.)

ROAD TRAFFIC, WALES

The A489 Trunk Road (Newtown to Caersws, Powys) (Temporary Speed Restrictions & No Overtaking) Order 2023

Made	*12 July 2023*
Coming into force	*18 July 2023*

The Welsh Ministers, as traffic authority for the A489 trunk road, are satisfied that traffic on a specified length of the trunk road should be restricted and/or prohibited because of works proposed on or near the road.

The Welsh Ministers, therefore, in exercise of the powers conferred upon them by section 14(1), (4) and (7) of the Road Traffic Regulation Act 1984(**1**), make this Order.

Title and commencement

1. The title of this Order is the A489 Trunk Road (Newtown to Caersws, Powys) (Temporary Speed Restrictions & No Overtaking) Order 2023 and this Order comes into force on 18 July 2023.

Interpretation

2. In this Order—

"exempted vehicle" ("*cerbyd esempt*") means:

(**1**) 1984 c. 27; section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c. 26), section 1(1) and Schedule 1. 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.

(a) unrhyw gerbyd sy’n cael ei ddefnyddio at y dibenion a ddisgrifir yn adran 87 o Ddeddf Rheoleiddio Traffig Ffyrdd 1984(**1**);

(b) unrhyw gerbyd sy’n cael ei ddefnyddio at ddibenion y llynges, y fyddin neu’r llu awyr ac sy’n cael ei yrru gan berson sydd am y tro yn ddarostyngedig i orchmynion aelod o luoedd arfog y Goron, sy’n aelod o’r lluoedd arbennig—

(i) ac sydd wedi ei hyfforddi i yrru ar gyflymderau uchel ac sy’n gweithredu wrth ymateb, neu wrth ymarfer ymateb, i argyfwng diogelwch gwladol; neu

(ii) at ddiben hyfforddi person i yrru cerbydau ar gyflymderau uchel;

ystyr “cyfnod y gwaith” (“*works period*”) yw cyfnodau ysbeidiol a fydd yn cychwyn am 08:00 o’r gloch ar 18 Gorffennaf 2023 ac a ddaw i ben pan fydd yr arwyddion traffig dros dro ar gyfer pob cyfnod o waith wedi eu symud ymaith;

ystyr “y gefnffordd” (“*the trunk road*”) yw cefnffordd yr A489 y Drenewydd i Aberystwyth sy’n ymestyn o ganolbwynt ei chyffordd â’r A483 yn Ffordd Dolfor, y Drenewydd hyd at ganolbwynt ei chyffordd â’r A470 yn Moat Lane, Caersws, Powys;

ystyr “lluoedd arbennig” (“*special forces*”) yw'r unedau hynny o'r lluoedd arfog y mae Cyfarwyddwr y Lluoedd Arbennig yn gyfrifol am gynnal eu galluoedd neu sydd am y tro yn ddarostyngedig i reolaeth weithredol y Cyfarwyddwr hwnnw.

Cyfyngiadau a gwaharddiad

3. Ni chaiff neb, yn ystod cyfnod y gwaith, yrru unrhyw gerbyd modur yn gyflymach na 40 milltir yr awr ar y darn o’r gefnffordd.

4. Ni chaiff neb, yn ystod cyfnod y gwaith, yrru unrhyw gerbyd modur yn gyflymach na 30 milltir yr awr ar y darn o’r gefnffordd.

5. Ni chaiff neb, yn ystod cyfnod y gwaith, yrru unrhyw gerbyd modur yn gyflymach na 10 milltir yr awr ar y darn o’r gefnffordd.

(**1**) Diwygiwyd adran 87 gan baragraff 55 o Atodlen 1 i Ddeddf y Gwasanaethau Tân ac Achub 2004 (p. 21), paragraff 42 o Atodlen 4 i Ddeddf Troseddu Cyfundrefnol Difrifol a’r Heddlu 2005 (p. 15), paragraff 29(2) o Atodlen 8 i Ddeddf Troseddu a’r Llysoedd 2013 (p. 22) ac adran 50(4) a (5) o Ddeddf Dadreoleiddio 2015 (p. 20).

(a) any vehicle being used for the purposes described in section 87 of the Road Traffic Regulation Act 1984(**1**);

(b) any vehicle being used for naval, military or air force purposes and being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown, who is a member of the special forces—

(i) in response, or for practice in responding, to a national security emergency by a person who has been trained in driving at high speeds; or

(ii) for the purpose of training a person in driving vehicles at high speeds;

“special forces” (“*lluoedd arbennig*”) means those units of the armed forces the maintenance of whose capabilities is the responsibility of the Director of Special Forces or which are for the time being subject to the operational command of that Director;

“the trunk road” (“*y gefnffordd*”) means the A489 Newtown to Aberystwyth trunk road that extends from the centre-point of its junction with the A483 at Dolfor Road, Newtown to the centre-point of its junction with the A470 at Moat Lane, Caersws, Powys;

“works period” (“*cyfnod y gwaith*”) means intermittent periods commencing at 08:00 hours on 18 July 2023 and ending when the temporary traffic signs for each period of works are removed.

Restrictions and prohibition

3. No person may, during the works period, drive any motor vehicle at a speed exceeding 40 miles per hour on the length of the trunk road.

4. No person may, during the works period, drive any motor vehicle at a speed exceeding 30 miles per hour on the length of the trunk road.

5. No person may, during the works period, drive any motor vehicle at a speed exceeding 10 miles per hour on the length of the trunk road.

(**1**) Section 87 was amended by the Fire and Rescue Services Act 2004 (c. 21), Schedule 1, paragraph 55, the Serious Organised Crime and Police Act 2005 (c. 15), Schedule 4, paragraph 42, the Crime and Courts Act 2013 (c. 22), Schedule 8, paragraph 29(2) and the Deregulation Act 2015 (c. 20), section 50(4) and (5).

6. Ni chaiff neb, yn ystod cyfnod y gwaith, ddefnyddio cerbyd na chaniatáu i gerbyd, ac eithrio cerbyd esempt, gael ei ddefnyddio yn y fath fodd fel ei fod yn goddiweddyd unrhyw gerbyd arall ar y darn o'r gefnffordd ar yr adegau hynny pan fo'r cyfyngiad yn erthygl 5 yn weithredol.

Cymhwyso

7.—(1) Ni fydd y cyfyngiadau a'r gwaharddiad yn erthyglau 3, 4, 5 a 6 yn gymwys ond ar yr adegau ac i'r graddau y bydd arwyddion traffig yn eu dangos.

(2) Nid yw unrhyw terfynau cyflymder a osodir gan y Gorchymyn hwn yn gymwys i gerbyd esempt.

Atal dros dro

8. Mae unrhyw ddarpariaethau statudol sy'n cyfyngu ar gyflymder cerbydau ar y darn o'r gefnffordd wedi eu hatal dros dro ar yr adegau hynny pan fo'r cyfyngiadau a bennir yn erthyglau 3, 4 a 5 yn weithredol.

Cyfnod para'r Gorchymyn hwn

9. Bydd y Gorchymyn hwn yn para am 18 mis ar y mwyaf.

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

Dyddiedig 12 Gorffennaf 2023

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

6. No person may, during the works period, use or permit the use of a vehicle, other than an exempted vehicle, in such a way that it overtakes any other vehicle on the length of the trunk road during such times as the restriction referred to in article 5 is in operation.

Application

7.—(1) The restrictions and prohibition in articles 3, 4, 5 and 6 apply only during such times and to such extent as indicated by traffic signs.

(2) No speed limits imposed by this Order apply to an exempted vehicle.

Suspension

8. Any statutory provisions restricting the speed of vehicles on the length of the trunk road are suspended during such times as the restrictions specified in articles 3, 4 and 5 are in operation.

Duration of this Order

9. The maximum duration of this Order is 18 months.

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 12 July 2023

Nicci Hunter
Business Team Leader
Welsh Government