OFFERYNNAU STATUDOL CYMRU

2024 Rhif (Cy.)

TRAFFIG FFYRDD, CYMRU

Gorchymyn Cefnffordd yr A5 (Ffordd Osgoi'r Waun, Bwrdeistref Sirol Wrecsam) (Gwaharddiadau a Chyfyngiadau Traffig Dros Dro) 2024

Gwnaed	*28 Awst 2024*
Yn dod i rym	*1 Medi 2024*

Mae Gweinidogion Cymru, sef yr awdurdod traffig ar gyfer y darn perthnasol o gefnffordd yr A5, 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 A5 (Ffordd Osgoi'r Waun, Bwrdeistref Sirol Wrecsam) (Gwaharddiadau a Chyfyngiadau Traffig Dros Dro) 2024 a daw'r Gorchymyn hwn i rym ar 1 Medi 2024.

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

2024 No. (W.)

ROAD TRAFFIC, WALES

The A5 Trunk Road (Chirk Bypass, Wrexham County Borough) (Temporary Traffic Prohibitions & Restrictions) Order 2024

Made	*28 August 2024*
Coming into force	*1 September 2024*

The Welsh Ministers, as traffic authority for the relevant length of the A5 trunk road, are satisfied that traffic on a specified length of the trunk road should be prohibited and/or restricted 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 A5 Trunk Road (Chirk Bypass, Wrexham County Borough) (Temporary Traffic Prohibitions & Restrictions) Order 2024 and this Order comes into force on 1 September 2024.

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 sy’n dechrau am 06:00 o’r gloch ar 1 Medi 2024 ac sy’n dod i ben pan gaiff yr arwyddion traffig dros dro ar gyfer pob cyfnod gwaith eu symud ymaith;

ystyr “y gefnffordd” (“*the trunk road*”) yw cefnffordd yr A5 Llundain i Gaergybi a elwir yn Ffordd Osgoi’r Waun, Bwrdeistref Sirol Wrecsam sy'n ymestyn o ffin Cymru/Lloegr hyd at ei chyffordd ag ochr ddeheuol Cylchfan Halton;

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.

Gwaharddiadau a chyfyngiadau

3. Ni chaiff neb, yn ystod cyfnod y gwaith, yrru unrhyw gerbyd, ac eithrio cerbyd esempt, ar y darn o’r gefnffordd a bennir yn erthygl 2.

4. Ni chaiff neb, yn ystod cyfnod y gwaith, reidio unrhyw feic pedal ar y darn o’r gefnffordd a bennir yn erthygl 2.

5. Ni chaiff neb, yn ystod cyfnod y gwaith, fynd ar y darn o’r gefnffordd a bennir yn erthygl 2.

6. Ni chaiff neb, yn ystod cyfnod y gwaith, yrru unrhyw gerbyd modur yn gyflymach na 50 milltir yr awr ar y darn o’r gefnffordd a bennir yn erthygl 2.

(**1**) Diwygiwyd adran 87 gan baragraff 55 o Atodlen 1 i Ddeddf 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 A5 London to Holyhead trunk road known as Chirk Bypass, Wrexham County Borough that extends from the Wales/England border to its junction with the southern side of Halton Roundabout;

“works period” (“*cyfnod y gwaith*”) means intermittent periods commencing at 06:00 hours on 1 September 2024 and ending when the temporary traffic signs for each period of works are removed.

Prohibitions and restrictions

3. No person may, during the works period, drive any vehicle, other than an exempted vehicle, on the length of the trunk road specified in article 2.

4. No person may, during the works period, ride any pedal cycle on the length of the trunk road specified in article 2.

5. No pedestrian may, during the works period, proceed on the length of the trunk road specified in article 2.

6. No person may, during the works period, drive any motor vehicle at a speed exceeding 50 miles per hour on the length of the trunk road specified in article 2.

(**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).

7. 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 a bennir yn erthygl 2.

8. 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 a bennir yn erthygl 2.

9. 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 a bennir yn erthygl 2.

10. 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 a bennir yn erthygl 2 ar yr adegau hynny pan fo'r cyfyngiad yn erthygl 9 yn weithredol.

Cymhwyso

11.—(1) Nid yw’r gwaharddiadau a’r cyfyngiadau yn erthyglau 3, 4, 5, 6, 7, 8, 9 a 10 yn gymwys ond ar yr adegau hynny ac i’r graddau hynny y bydd arwyddion traffig yn eu dangos.

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

Atal dros dro

12. Mae unrhyw ddarpariaethau statudol sy’n cyfyngu ar gyflymder cerbydau ar y darn o’r gefnffordd yn erthygl 2 wedi eu hatal dros dro ar yr adegau hynny pan fo’r cyfyngiadau a bennir yn erthyglau 6, 7, 8 a 9 yn weithredol.

Cyfnod para’r Gorchymyn hwn

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

Llofnodwyd ar ran Ysgrifennydd y Cabinet dros yr Economi, Trafnidiaeth a Gogledd Cymru, un o Weinidogion Cymru.

Dyddiedig 28 Awst 2024

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

7. 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 specified in article 2.

8. 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 specified in article 2.

9. 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 specified in article 2.

10. 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 specified in article 2 during such times as the restriction in article 9 is in operation.

Application

11.—(1) The prohibitions and restrictions in articles 3, 4, 5, 6, 7, 8, 9 and 10 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

12. Any statutory provisions restricting the speed of vehicles on the length of the trunk road in article 2 are suspended during such times as the restrictions specified in articles 6, 7, 8 and 9 are in operation.

Duration of this Order

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

Signed on behalf of the Cabinet Secretary for the Economy, Transport and North Wales, one of the Welsh Ministers.

Dated 28 August 2024

Nicci Hunter
Business Team Leader
Welsh Government