

PRIFYRDD, CYMRU

LLC25****

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFYRDD (OAK ROAD, Tŷ-DU, CASNEWYDD) 202-

<i>Gwnaed</i>	202-
<i>Yn dod i rym</i>	2025

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 Prifffyrdd (Oak Road, Tŷ-du, Casnewydd) 202- a daw i rym ar ***** 202-.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr “y Cyngor” (“the Council”) yw Cyngor Dinas Casnewydd;

ystyr “Deddf 1990” (“the 1990 Act”) yw Deddf Cynllunio Gwlad a Thref 1990;

ystyr “y datblygwr” (“the developer”) yw'r person sy'n gwneud y datblygiad y mae'r caniatâd cynllunio wedi ei roi ar ei gyfer; ac

ystyr “y plan a adnewydd” (“the deposited plan”) yw'r plan sy'n dwyn yr enw “Gorchymyn Cau Prifffyrdd (Oak Road, Tŷ-du, Casnewydd) 202-” o dan y cyfeirnod qA2281183 sy'n dod gyda'r Gorchymyn hwn.

HIGHWAYS, WALES

WG25****

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (OAK ROAD, ROGERSTONE, NEWPORT) ORDER 202-

<i>Made</i>	202-
<i>Coming into force</i>	2025

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 (Oak Road, Rogerstone, Newport)) Order 202- and it comes into force on ** ***** 202-.

Interpretation

2. In this Order—

“the Council” (“y *Cyngor*”) means Newport City Council.

“the deposited plan” (“y plan a adnewydd”) means the plan entitled “The Stopping Up of Highways (Oak Road, Rogerstone, Newport) Order 202-” with reference qA2281183 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.

(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. Mae diwygiadau eraill, ond nid yw'r rhain yn berthnasol. 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.

(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). There are other amendments, but these are not relevant. 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.

Cau Priffordd

3. Yn ddarostyngedig i erthyglau 4 a 5 o'r Gorchymyn hwn mae Gweinidogion Cymru yn awdurdodi cau'r darnau o briffordd yn Oak Road, Tŷ-du, Casnewydd 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 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 8 Ionawr 2025 o dan y cyfeirnod 22/0919 a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn.

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

4. 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 darn o briffordd i'w cau;
- (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 darnau 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) a (b) wedi eu bodloni.

Ymgymrwyr Statudol a Darparwyr

5. Pan fo gan ymgymrwyr 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 (yn ddarostyngedig i adran 261(4) o Ddeddf 1990), bydd gan yr ymgymrwyr neu'r darparwyr yr un hawliau o ran y cyfarpar ag a oedd ganddynt cyn cau'r briffordd.

Llofnodwyd ar ran Ysgrifennydd y Cabinet dros Drafnidiaeth a Gogledd Cymru, un o Weinidogion Cymru.

Dyddiedig ** ***** 202-

Nicci Hunter
Arweinydd y Tîm Busnes
Trafnidiaeth
Llywodraeth Cymru

Stopping Up

3. Subject to articles 4 and 5 of this Order the Welsh Ministers authorise the stopping up of the lengths of highway at Oak Road, Rogerstone, Newport 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 planning permission granted under Part 3 of the 1990 Act by the Council on 8 January 2025 with reference 22/0919 described in Schedule 2 to this Notice.

Provisions Necessary or Expedient before Stopping Up

4. 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 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 lengths 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.

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

Dated ** *****202-

Nicci Hunter
Business Team Leader
Transport
Welsh Government

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

1. Darn bron yn betryalog ei siâp o briffordd ar y chwith i'r bloc fflatiau (Rhifau 15 i 18 Oak Road) gyda chyfanswm arwynebedd o 18.97 o fetrau sgwâr, wedi ei labelu'n 'A' ac wedi ei farcio â llinellau sebra ar y plan a adnewwyd.

2. Darn afreolaidd ei siâp o briffordd ar y chwith i'r bloc fflatiau (Rhifau 10 i 14 Oak Road) ac o flaen y bloc fflatiau (Rhifau 15 i 18 Oak Road) gyda chyfanswm arwynebedd o 46.86 o fetrau sgwâr, wedi ei labelu'n 'B' ac wedi ei farcio â llinellau sebra ar y plan a adnewwyd.

3. Darn afreolaidd ei siâp o briffordd y tu cefn i'r bloc fflatiau (Rhifau 6 i 9 Oak Road) ac sy'n ymestyn o flaen y bloc fflatiau (Rhifau 10 i 14 Oak Road) gyda chyfanswm arwynebedd o 191.79 o fetrau sgwâr, wedi ei labelu'n 'C' ac wedi ei farcio â llinellau sebra ar y plan a adnewwyd.

4. Darn bron yn betryalog ei siâp o briffordd o flaen y bloc fflatiau (Rhifau 1 i 5 Oak Road) gyda chyfanswm arwynebedd o 85.22 o fetrau sgwâr, wedi ei labelu'n 'D' ac wedi ei farcio â llinellau sebra ar y plan a adnewwyd.

5. Darn petryalog hir a thenau ei siâp o briffordd i'r dde o'r mynedfeydd i Rifau 44 a 45 Oak Road gyda chyfanswm arwynebedd o 9.54 o fetrau sgwâr, wedi ei labelu'n 'E' ac wedi ei farcio â llinellau sebra ar y plan a adnewwyd.

ATODLEN 2
Y Datblygiad

Dymchwel 1-23 Oak Road, Tŷ-du, Casnewydd ac ailddatblygu i ddarparu 43 o gartrefi preswyl sy'n cynnwys 5 tŷ a 9 fflat ar y safle gogleddol a 29 o fflatiau ar y safle deheuol ynghyd â gwaith tirlunio, mynediad, parcio a gwaith cysylltiedig.

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

1. An almost rectangular length of highway situated to the left side of the block of flats (No 15 to 18 Oak Road) with a total area of 18.97 metres squared, labelled 'A' and marked with zebra hatching on the deposited plan.

2. An irregular shaped length of highway situated to the left side of the block of flats (No 10 to 14 Oak Road) and to the front of the block of flats (No 15 to 18 Oak Road) with a total area of 46.86 metres squared, labelled 'B' and marked with zebra hatching on the deposited plan.

3. An irregular shaped length of highway with situated to the rear of the block of flats (No 6 to 9 Oak Road) and extending in front of the block of flats (No 10 to 14 Oak Road) with a total area of 191.79 metres squared, labelled 'C' and marked with zebra hatching on the deposited plan.

4. An almost rectangular length of highway situated to the front of the block of flats (No 1 to 5 Oak Road) with a total area of 85.22 metres squared, labelled 'D' and marked with zebra hatching on the deposited plan.

5. A long thin rectangular shaped length of highway situated to the right of the entrances to No 44 and 45 Oak Road with a total area of 9.54 metres squared, labelled 'E' and marked with zebra hatching on the deposited plan.

SCHEDULE 2
The Development

Demolition of 1-23 Oak Road, Rogerstone, Newport and redevelopment to provide 43 residential homes comprising 5 houses and 9 flats on the north site and 29 flats on the south site alongside landscaping, access, parking and associated works.