IS-DDEDDFWRIAETH CYMRU

NOSC 2026 RHIF 85

DEDDF CYNLLUNIO GWLAD A THREF 1990

Gorchymyn Cau Priffyrdd (Ysgol Fabanod Llanfabon, Bryncelyn, Nelson, Treharris CF46 6HL) 2026

Gwnaed	*28 Ebril 2026*
Yn dod i rym	*7 Mai 2026*

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 (Ysgol Fabanod Llanfabon, Bryncelyn, Nelson, Treharris CF46 6HL) 2026 a daw i rym ar 7 Mai 2026.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "y Cyngor" ("*the Council*") yw Cyngor Bwrdeistref Sirol Caerffili;

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;

ystyr "y plan a adneuwyd" ("*the deposited plan*") yw'r plan sy'n dwyn yr enw "Gorchymyn Cau Priffyrdd (Ysgol Fabanod Llanfabon, Bryncelyn, Nelson, Treharris CF46 6HL) 2026" o dan y cyfeirnod qA2374005 sy'n dod gyda'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 swyddogaethau hyn yn arferadwy bellach gan Weinidogion Cymru o ran Cymru.

WELSH SUBORDINATE LEGISLATION

NWSI 2026 NO. 85

TOWN AND COUNTRY PLANNING ACT 1990

The Stopping Up Of Highways (Llanfabon Infant School, Bryncelyn, Nelson, Treharris CF46 6HL) Order 2026

Made	*28 April 2026*
Coming into force	*7 May 2026*

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 (Llanfabon Infant School, Bryncelyn, Nelson, Treharris CF46 6HL) Order 2026 and it comes into force on 7 May 2026.

Interpretation

2. In this Order—

"the Council" *("y Cyngor")* means Caerphilly County Borough Council;

"the deposited plan" *("y plan a adneuwyd")* means the plan entitled "The Stopping Up of Highways (Llanfabon Infant School, Bryncelyn Nelson, Treharris CF46 6HL) Order 2026" with reference qA2374005 which accompanies this Order;

"the developer" *("y datblygwr")* means the person carrying out the development for which the planning permission has been granted;

"the 1990 Act" *("Deddf 1990")* means the Town and Country Planning Act 1990.

(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

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 ac a ddangosir â llinellau sebra ar y plan 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 13 Hydref 2023 o dan y cyfeirnod 23/0452/LA VERSION 4 ac 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, sy’n briffordd i’w chynnal ar draul y pwrs cyhoeddus at ddibenion Deddf Priffyrdd 1980(**1**). Y Cyngor fydd yr awdurdod priffyrdd sy’n gyfrifol amdani.

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

5. 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 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 datblygiad a ddisgrifir yn Atodlen 3 i’r Gorchymyn hwn wedi ei ddechrau a bod y datblygwr wedi hysbysu’r Cyngor yn ysgrifenedig ei bod yn angenrheidiol cau’r briffordd er mwyn i’r datblygiad fynd rhagddo; a

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

(**1**) 1980 p. 66

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 and shown by zebra hatching on the deposited plan. The Welsh Ministers are satisfied that the stopping up is necessary to enable development in accordance with planning permission granted under Part 3 of the 1990 Act by the Council on 13 October 2023 with reference 23/0452/LA VERSION 4 and described in Schedule 3 to this Order.

New Highway

4. There must be created, to the reasonable satisfaction of the Council, the new length of highway described in Schedule 2 to this Order, which is highway maintainable at the public expense for the purposes of the Highways Act 1980(**2**) and the Council is to be the highway authority responsible for it.

Provisions Necessary or Expedient before Stopping Up

5. 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 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 development described in Schedule 3 to this Order has commenced and the developer has informed the Council in writing of the necessity to stop up the highway to allow the development to proceed; and

(d) the Council has confirmed in writing to the developer that paragraphs (a), (b) and (c) are satisfied.

(**1**) 1980 c. 66

Ymgymerwyr Statudol a Darparwyr

6. Pan fo gan ymgymerwyr statudol unrhyw gyfarpar o dan y briffordd, ynddi, arni, drosti, ar ei hyd neu ar ei thraws yn union cyn cau'r darn o briffordd, bydd gan yr ymgymerwyr yr un hawliau mewn cysylltiad â'r 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 28 Ebrill 2026

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

ATODLEN 1

Y darn o briffordd sydd i'w gau

Darn afreolaidd ei siâp o briffordd sy'n rhan o fynedfa a maes parcio Ysgol Fabanod Llanfabon sydd â chyfanswm arwynebedd o 470 o fetrau sgwâr, a ddangosir â llinellau sebra ar y plan a adneuwyd ac a farciwyd fel cyfeirnod A.

ATODLEN 2
Y darn o briffordd sydd i'w ddarparu

Darn o droetffordd sy'n dechrau ym Mryncelyn ac yn ymestyn hyd at gyrion Ysgol Fabanod Llanfabon ac yn ymuno â'r droetffordd bresennol sy'n arwain at Ashgrove Terrace y mae ei hyd yn 100 metr a'i led yn 2 fetr, a ddangosir â dotwaith ar y plan a adneuwyd ac a farciwyd fel cyfeirnod B.

ATODLEN 2

Y Datblygiad

Codi estyniad deulawr gyda strwythur cyswllt unllawr ac uned gofal plant unllawr ar ei phen ei hun i uno Ysgol Fabanod Llanfabon ac Ysgol Iau Llancaeach i ffurfio cyfleuster Ysgol Gynradd newydd.

Statutory Undertakers and Providers

6. 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 then the undertakers 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 28 April 2026

Nicci Hunter
Business Team Leader
Welsh Government

SCHEDULE 1

Length of highway to be stopped up

An irregular shaped length of highway being part of the entrance and carpark of Llanfabon Infant School having a total area of 470 square metres, shown by zebra hatching on the deposited plan and marked as reference A.

SCHEDULE 2
Length of highway to be provided

A length of footway beginning at Bryncelyn and extends to the periphery of Llanfabon Infant school and joins onto the existing footway that leads to Ashgrove Terrace having a length of 100 metres and a width of 2 metres, shown by stipple hatching on the deposited plan and marked as reference B.

SCHEDULE 2

The Development

Erect two storey extension with single storey link and freestanding single storey childcare unit to amalgamate Llanfabon Infant and Llancaeach Junior Schools to form a new Primary School facility.