

PRIFFYRDD, CYMRU

2013 RHIF 29

DEDDF CYNLLUNIO GWLAD A THREF 1990

**GORCHYMYN CAU PRIFFYRDD (TIR Y TU
ALLAN I RIFAU 1 – 3, RHIF 9 A RHIF 14
GRESFORD CLOSE, TROWBRIDGE,
CAERDYDD) 2013**

Gwnaed

22 Tachwedd 2013

Yn dod i rym

29 Tachwedd 2013

Mae Gweinidogion Cymru yn gwneud y Gorchymyn hwn drwy arfer eu pwerau o dan adran 247 o Ddeddf Cynllunio Gwlad a Thref 1990(1).

Enwi, Dehongli a Chychwyn

1. (1) Enw'r Gorchymyn hwn yw Gorchymyn Cau Priffyrdd (Tir y Tu Allan i Rifau 1 – 3, Rhif 9 a Rhif 14 Gresford Close, Trowbridge, Caerdydd) 2013.

(2) Yn y Gorchymyn hwn:-

ystyr "y Cyngor" ("*the Council*") yw Cyngor Dinas a Sir Caerdydd;

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 adnewwyd" ("*the deposited plan*") yw'r plan sy'n dwyn yr enw "Gorchymyn Cau Priffyrdd (Tir y Tu Allan i Rifau 1-3, Rhif 9 a Rhif 14 Gresford Close, Trowbridge, Caerdydd) 2013" sy'n mynd gyda'r Gorchymyn hwn.

(3) Daw'r Gorchymyn hwn i rym ar y dyddiad y cyhoeddir yr hysbysiad ei fod wedi ei wneud yn unol ag adran 252(10) o Ddeddf 1990.

Cau Priffyrdd

2. Yn ddarostyngedig i erthyglau 3, 4 a 5, mae Gweinidogion Cymru yn awdurdodi cau'r rhannau o briffordd a ddisgrifir yn Atodlen 1 ac a ddangosir â llinellau sebra ar y plan a adnewwyd. Mae Gweinidogion Cymru wedi eu bodloni ei bod yn angenrheidiol cau'r briffordd i alluogi'r datblygiad i

HIGHWAYS, WALES

2013 NO. 29

TOWN AND COUNTRY PLANNING ACT 1990

**THE STOPPING UP OF HIGHWAYS (LAND
OUTSIDE NOS. 1 – 3, NO. 9 & NO. 14
GRESFORD CLOSE, TROWBRIDGE,
CARDIFF) ORDER 2013**

Made

22 November 2013

Coming into Force

29 November 2013

The Welsh Ministers make this Order in exercise of their powers under section 247 of the Town and Country Planning Act 1990(1).

Title, Interpretation and Commencement

1. (1) The title of this Order is the Stopping Up of Highways (Land Outside Nos. 1 – 3, No.9 & No.14 Gresford Close, Trowbridge, Cardiff) Order 2013.

(2) In this Order:-

"the Council" ("*y Cyngor*") means the Council of the City and County of Cardiff;

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

"the deposited plan" ("*y plan a adnewwyd*") means the plan entitled "The Stopping Up of Highways (Land Outside Nos. 1 – 3, No.9 & No.14 Gresford Close, Trowbridge, Cardiff) Order 2013" which accompanies this Order; and

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

(3) This Order comes into force on the date on which notice that it has been made is published in accordance with section 252(10) of the 1990 Act.

Stopping Up

2. Subject to articles 3, 4 and 5, the Welsh Ministers authorise the stopping up of the areas of highway described in Schedule 1 shown by zebra hatching on the deposited plan. The Welsh Ministers are satisfied that the stopping up is necessary to enable development to be carried out in accordance with

gael ei wneud yn unol â'r caniatadau cynllunio a roddwyd o dan Ran III o Ddeddf 1990 gan y Cyngor ar 5 Mehefin 2013 o dan y rhif cyfeirnod 13/00771/DCO ac ar 20 Awst o dan y rhif cyfeirnod 13/01442/DCO, ac a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn.

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

3. Ni chaniateir cau'r rhannau o briffordd yn Atodlen 1:-

(a) hyd nes y bydd y datblygwr wedi darparu, er boddhad rhesymol y Cyngor, blaniau sy'n dangos drwy ba fodd y bwriedir cau'r rhannau o briffordd;

(b) hyd nes y bydd y datblygiad yn Atodlen 2 wedi ei ddechrau a bod y datblygwr wedi hysbysu'r Cyngor yn ysgrifenedig ei bod yn angenrheidiol cau'r priffyrdd i alluogi'r datblygiad i fynd rhagddo; ac

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

Ymgwymerwyr Statudol a Darparwyr

4. Pan fo gan ymgwymerwyr statudol neu ddarparwyr system gyfathrebu gyhoeddus unrhyw gyfarpar o dan y priffyrdd, ynddynt, arnynt, drostynt, ar eu hyd neu ar eu traws yn union cyn cau'r rhannau o briffordd, yna (yn ddarostyngedig i adran 261(4) o Ddeddf 1990), bydd gan yr ymgwymerwyr neu'r darparwyr yr un hawliau o hyd mewn cysylltiad â'r cyfarpar ag a oedd ganddynt cyn cau'r priffyrdd.

Cyfnod Para'r Gorchymyn hwn

5. Os na fydd y datblygiad yn Atodlen 2 wedi ei ddechrau o fewn y cyfnod perthnasol a bennir yn Rhan III o Ddeddf 1990 fel cyfnod para'r caniatâd cynllunio, neu os yw'r caniatâd yn cael ei ddirymu cyn diwedd y cyfnod hwnnw, bydd y Gorchymyn hwn yn peidio â chael effaith pan ddaw'r caniatâd cynllunio i ben.

Llofnodwyd o dan awdurdod Gweinidog yr Economi, Gwyddoniaeth a Thrafnidiaeth, un o Weinidogion Cymru.

Dyddiedig 22 Tachwedd 2013


RICHARD MORGAN
Pennaeth Rheoli Asedau a Safonau
Llywodraeth Cymru

planning permissions granted under Part III of the 1990 Act by the Council on 5 June 2013 under reference numbers 13/00771/DCO and on 20 August 2013 under reference number 13/01442/DCO and described in Schedule 2 to this Order.

Provisions Necessary or Expedient before Stopping Up

3. The areas of highway in Schedule 1 must not be stopped up until:-

(a) the developer has provided, to the reasonable satisfaction of the Council, plans showing the means whereby the areas of highway are to be stopped up;

(b) the development in Schedule 2 has commenced and the developer has informed the Council in writing of the necessity to close the highways 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

4. Where immediately before the areas of highway are stopped up, there is under, in, on, over, along or across the highways 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.

Duration of this Order

5. If the development in Schedule 2 has not begun within the relevant period specified in Part III of the 1990 Act as being the duration of the planning permission, or the permission is revoked before the end of such period, this Order ceases to have effect upon the cessation of the planning permission.

Signed under authority of the Minister for Economy, Science and Transport, one of the Welsh Ministers.

Dated 22 November 2013


RICHARD MORGAN
Head of Asset Management and Standards
Welsh Government

(1) 1990 p. 8. Yn rhinwedd O.S. 1999/672, erthygl 2 ac Atodlen 1, trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol, i'r graddau yr oeddent yn arferadwy o ran Cymru, i Gynulliad Cenedlaethol Cymru, ac maent yn arferadwy bellach gan Weinidogion Cymru yn rhinwedd adran 162 o Ddeddf Llywodraeth Cymru 2006 a pharagraff 30(2) o Atodlen 11 iddi.

(1) 1990 c. 8. By virtue of S.I. 1999/672, article 2 and Schedule 1, the functions of the Secretary of State, so far as exercisable in relation to Wales, were transferred to the National Assembly for Wales and are now exercisable by the Welsh Ministers by virtue of section 162 of and paragraph 30(2) of Schedule 11 to the Government of Wales Act 2006.

YR ATODLENNI

ATODLEN 1

(Bras amcan yw pob mesuriad)

Disgrifiad o'r rhannau o briffordd sydd i'w cau o dan y Gorchymyn hwn

Rhan betryal ei siâp o briffordd at bob diben, a'i hyd ar y mwyaf yn 5 metr sgwâr a'i lled ar y mwyaf yn 7.4 metr, ac sydd i'r gogledd o Rif 1 Gresford Close, Trowbridge, Caerdydd.

Rhan betryal ei siâp o briffordd at bob diben, a'i hyd ar y mwyaf yn 14.3 o fetrau sgwâr a'i lled ar y mwyaf yn 0.7 metr, ac sydd o flaen Rhifau 2 – 3 Gresford Close, Trowbridge, Caerdydd.

Rhan betryal ei siâp o droetffordd, a'i hyd ar y mwyaf yn 9 metr a'i lled ar y mwyaf yn 2 fetr, ac sydd rhwng ochr ogleddol Rhif 9 ac ochr ddeheuol Rhif 10 Gresford Close, Trowbridge, Caerdydd.

Rhan sydd fwy neu lai yn betryal ei siâp o briffordd at bob diben, a'i hyd yn 5.5 metr sgwâr a'i lled ar y mwyaf yn 3.7 metr, ac sydd o flaen Rhif 14 Gresford Close, Trowbridge, Caerdydd.

ATODLEN 2

Y Datblygiad

Estyn gerddi blaen Rhifau 1 ac 14 Gresford Close i ddarparu parcio ar y plot, estyn gerddi blaen Rhifau 2 – 3 Gresford Close ac estyn gardd Rhif 9 Gresford Close, Trowbridge, Caerdydd.

SCHEDULES

SCHEDULE 1

(All measurements are approximate)

Description of the areas of highway to be stopped up under this Order

A rectangular shaped area of all purpose highway, with a maximum length of 5 metres and a maximum width of 7.4 metres, situated to the north of No.1 Gresford Close, Trowbridge, Cardiff.

A rectangular shaped area of all purpose highway, with a maximum length of 14.3 metres and a maximum width of 0.7 metres, fronting Nos. 2 – 3 Gresford Close, Trowbridge, Cardiff.

A rectangular shaped area of footway, with a maximum length of 9 metres and a maximum width of 2 metres, situated between the northern side of No.9 and the southern side of No.10 Gresford Close, Trowbridge, Cardiff.

A roughly rectangular shaped area of all purpose highway, with a maximum length of 5.5 metres and a maximum width of 3.7 metres, to the front of No.14 Gresford Close, Trowbridge, Cardiff.

SCHEDULE 2

The Development

Extension of the gardens of Nos.1 and 14 Gresford Close to provide on-plot parking, the extension of the front gardens of Nos.2 – 3 Gresford Close and the extension of the garden of No.9 Gresford Close, Trowbridge, Cardiff.



CARDIFF COUNCIL
CYNGOR CAERDYDD

Proposed Order Plan

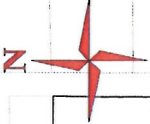
KEY



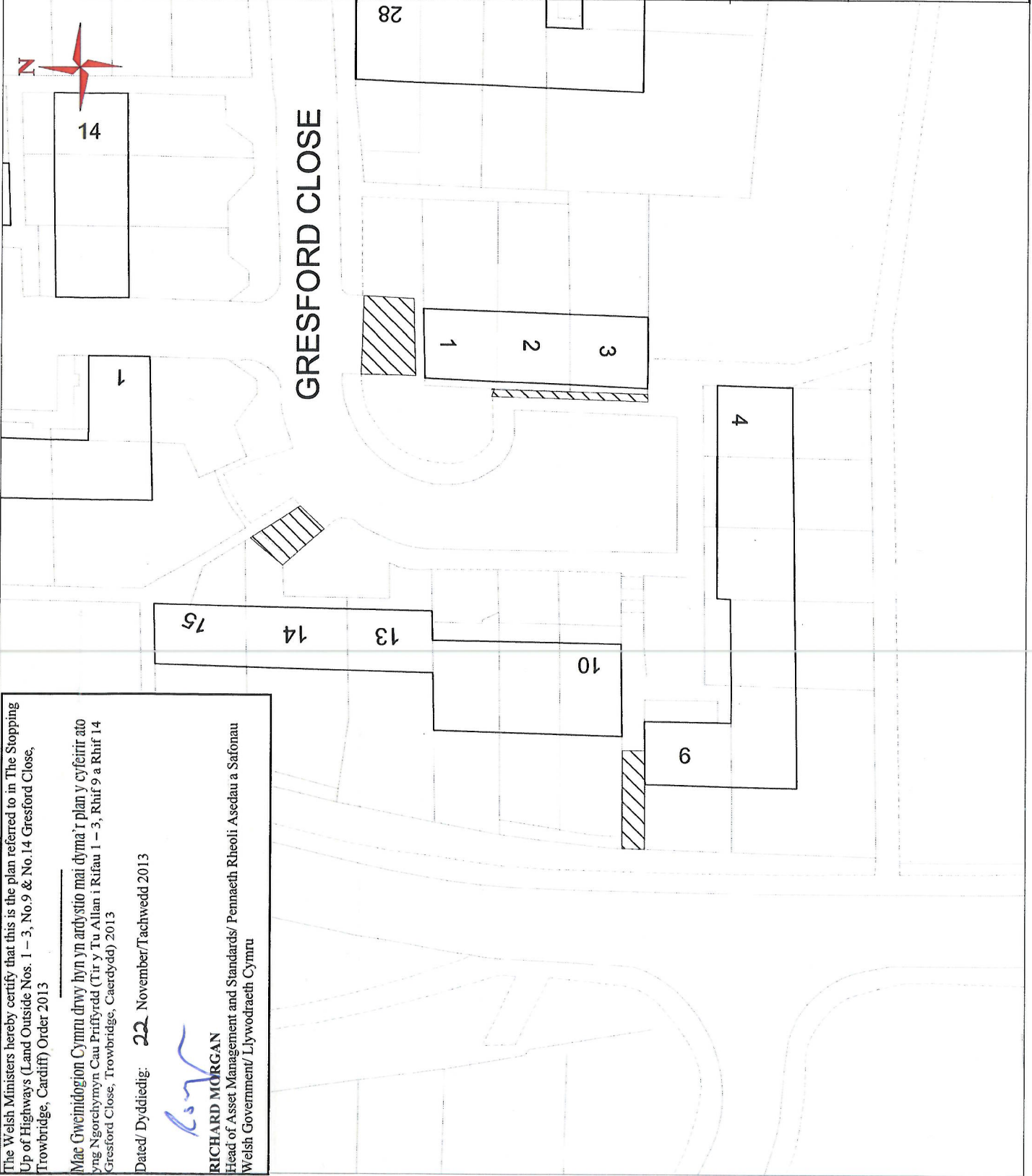
Highway to be stopped up

Title: 1-3, 9 & 14 Gresford CI
Drawn by: Nicky Scott
Date: 18 July, 2013
Grid Ref: 322937 180911
Scale: 1:500

Prepared for the Welsh Government by the Welsh Office of Planning and Construction, Cardiff
The Welsh Office of Planning and Construction, Cardiff
Cardiff, Cardiff, CF99 1AG
Cardiff Council: 0303 030 3030
Prepared by: Nicky Scott, Planning Officer
Checked by: Nicky Scott, Planning Officer
Date of preparation: 18 July 2013
Date of issue: 18 July 2013



GRESFORD CLOSE



The Welsh Ministers hereby certify that this is the plan referred to in The Stopping Up of Highways (Land Outside Nos. 1 - 3, No.9 & No.14 Gresford Close, Trowbridge, Cardiff) Order 2013

Mae Gweinidogion Cymru drwy hyn yn ar dystio mai dyma'r plan y cyfeirir ato yng Nghorchymyn Cau Priffyrdd (Tir y Tu Allan i Riffau 1 - 3, Rhif 9 a Rhif 14 Gresford Close, Trowbridge, Caerdydd) 2013

Dated/ Dyddiedig: 22 November/Tachwedd 2013

RICHARD MORGAN
Head of Asset Management and Standards/ Pennaeth Rheoli Asedau a Safonau
Welsh Government/ Llywodraeth Cymru

DEDDF CYNLLUNIO GWLAD A THREF 1990

**GORCHYMYN CAU PRIFFYRDD (TIR Y TU
ALLAN I RIFAU 1 – 3, RHIF 9 A RHIF 14
GRESFORD CLOSE, TROWBRIDGE,
CAERDYDD) 2013**

Mae Gweinidogion Cymru wedi gwneud Gorchymyn o dan adran 247 o Ddeddf Cynllunio Gwlad a Thref 1990 ("y Ddeddf") i awdurdodi cau'r rhannau o briffordd a ddisgrifir yn Atodiad 1 i'r Hysbysiad hwn i alluogi'r datblygiad a ddisgrifir yn Atodlen 2 i gael ei wneud. Bydd Gorchymyn Cau Priffyrdd (Tir y Tu Allan i Rifau 1-3, Rhif 9 a Rhif 14 Gresford Close, Trowbridge, Caerdydd) 2013 ("y Gorchymyn") yn peidio â chael effaith os daw'r caniatadau cynllunio mewn cysylltiad â'r datblygiad i ben neu os cânt eu dirymu.

Gellir edrych ar gopïau o'r Gorchymyn a'r plan a adnewwyd yn rhad ac am ddim yn ystod oriau swyddfa arferol yn Swyddfeydd Rheoli Datblygu, Cyngor Caerdydd, Neuadd y Ddinas, Parc Cathays, Caerdydd CF10 3ND, neu gellir eu cael yn rhad ac am ddim o'r cyfeiriad isod gan ddyfynnu'r cyfeirnod qA1121032/1.

Caiff unrhyw berson a dramgwyddir gan y Gorchymyn, ar y sail:

- a. nad yw o fewn pwerau'r Ddeddf; neu
- b. na chydymffurfiwyd ag un o ofynion gweithdrefnol y Ddeddf;

o fewn 6 wythnos i 29 Tachwedd 2013, wneud cais i'r Uchel Lys at y diben hwnnw.

Gellir gweld copi o'r Gorchymyn a'r Hysbysiad yn www.cymru.gov.uk (Detholer: Deddfwriaeth/Is-ddeddfwriaeth/Offerynnau Anstatudol/Trafnidiaeth Cymru/Gorchymynion Cau TCPA, 2013).

Gellir cael copi print bras o'r Hysbysiad hwn oddi wrth: Y Gangen Orchymynion, Trafnidiaeth, Llywodraeth Cymru, Parc Cathays, Caerdydd CF10 3NQ.



M D BURNELL
Trafnidiaeth
Llywodraeth Cymru

TOWN AND COUNTRY PLANNING ACT 1990

**THE STOPPING UP OF HIGHWAYS (LAND
OUTSIDE NOS. 1 – 3, NO. 9 & NO. 14
GRESFORD CLOSE, TROWBRIDGE,
CARDIFF) ORDER 2013**

The Welsh Ministers have made an Order under section 247 of the Town and Country Planning Act 1990 ("the Act") to authorise the stopping up of the areas of highway described in Schedule 1 to this Notice to enable the development in Schedule 2 to be carried out. The Stopping Up of Highways (Land Outside Nos.1 – 3, No.9 & No.14 Gresford Close, Trowbridge, Cardiff) Order 2013 ("the Order") ceases to have effect if planning permissions in respect of the development expire or are revoked.

Copies of the Order and the deposited plan may be inspected free of charge during normal office hours at Development Control, Cardiff Council, City Hall, Cathays Park, Cardiff CF10 3ND or may be obtained free of charge from the address below quoting reference qA1121032/1.

If a person is aggrieved by the Order, on the ground that:

- a. it is not within the powers of the Act; or
- b. a procedural requirement of the Act has not been complied with;

that person may, within 6 weeks of 29 November 2013 make an application for the purpose to the High Court.

A copy of the Order and Notice can be viewed at www.wales.gov.uk (Select: Legislation/Subordinate legislation/ Non-Statutory Instruments/ Transport Wales/ TCPA Stopping Up Orders, 2013).

A copy of this Notice in larger print can be obtained from Orders Branch, Transport, Welsh Government, Cathays Park, Cardiff CF10 3NQ.



M D BURNELL
Transport
Welsh Government

YR ATODLENNI

ATODLEN 1

(Bras amcan yw pob mesuriad)

Disgrifiad o'r rhannau o briffordd sydd i'w cau o dan y Gorchymyn hwn

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Rhan sydd fwy neu lai yn betryal ei siâp o briffordd at bob diben, a'i hyd yn 5.5 metr sgwâr a'i lled ar y mwyaf yn 3.7 metr, ac sydd o flaen Rhif 14 Gresford Close, Trowbridge, Caerdydd.

ATODLEN 2 Y Datblygiad

Estyn gerddi blaen Rhifau 1 ac 14 Gresford Close i ddarparu parcio ar y plot, estyn gerddi blaen Rhifau 2 - 3 Gresford Close ac estyn gardd Rhif 9 Gresford Close, Trowbridge, Caerdydd yn unol â'r caniatâd cynllunio a roddwyd o dan Ran III o Ddeddf Cynllunio Gwlad a Thref 1990 gan Gyngor Caerdydd ar 5 Mehefin 2013 o dan y rhif cyfeirnod 13/00771/DCO ac ar 20 Awst 2013 o dan y rhif cyfeirnod 13/01442/DCO.

SCHEDULES

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(All measurements are approximate)

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SCHEDULE 2 The Development

Extension of the gardens of Nos.1 and 14 Gresford Close to provide on-plot parking, the extension of the front gardens of Nos.2 – 3 Gresford Close and the extension of the garden of No.9 Gresford Close, Trowbridge, Cardiff in accordance with the planning permissions granted under Part III of the Town and Country Planning Act 1990 by Cardiff Council on 5 June 2013 under reference number 13/00771/DCO and on 20 August 2013 under reference number 13/01442/DCO.