

2019 Rhif (Cy.)

2019 No. (W.)

TRAFFIG FFYRDD, CYMRU

ROAD TRAFFIC, WALES

Gorchymyn Cefnffordd yr A40
(Amryw o Strydoedd,
Llanymddyfri, Sir Gaerfyrddin)
(Gwahardd Aros, Llwytho a
Dadlwytho) 2019

The A40 Trunk Road (Various
Streets, Llandovery,
Carmarthenshire) (Prohibition of
Waiting, Loading and Unloading)
Order 2019

Gwnaed 23 Gorffennaf 2019
Yn dod i rym 25 Gorffennaf 2019

Made 23 July 2019
Coming into force 25 July 2019

Mae Gweinidogion Cymru, sef yr awdurdod traffig ar gyfer Cefnffordd yr A40, drwy arfer y pwerau a roddir iddynt gan adrannau 1(1), 2(1), 2(2) a 124 o Ddeddf Rheoleiddio Traffig Ffyrdd 1984(1), a pharagraff 27 o Atodlen 9 iddi, ac ar ôl ymgynghori â Phrif Swyddog Heddlu Dyfed-Powys, yn gwneud y Gorchymyn hwn.

The Welsh Ministers, as traffic authority for the A40 trunk road, in exercise of the powers conferred upon them by sections 1(1), 2(1), 2(2), and 124 of, and paragraph 27 of Schedule 9 to the Road Traffic Regulation Act 1984(1) and after consultation with the Chief Officer of Dyfed-Powys Police, make this Order.

Enwi, Cychwyn a Dehongli

Title, Commencement and Interpretation

1. Enw'r Gorchymyn hwn yw Gorchymyn Cefnffordd yr A40 (Amryw o Strydoedd, Llanymddyfri, Sir Gaerfyrddin) (Gwahardd Aros, Llwytho a Dadlwytho) 2019 a daw i rym ar 25 Gorffennaf 2019.

1. The title of this Order is the A40 Trunk Road (Various Streets, Llandovery, Carmarthenshire) (Prohibition of Waiting, Loading and Unloading) Order 2019 and it comes into force on 25 July 2019.

2. Yn y Gorchymyn hwn:

2. In this Order:

ystyr "y gefnffordd" ("*the trunk road*") yw Cefnffordd yr A40 Abertawe i Fanceinion yn Llanymddyfri; ac

"the deposited plan" ("*y plan a adnewyd*") means the plan entitled "The A40 Trunk Road (Various Streets, Llandovery, Carmarthenshire) (Prohibition of Waiting, Loading and Unloading) Order 2019" which accompanies this Order;

(1) 1984 p.27; diwygiwyd adrannau 1(1), 2(1) a (2) gan adran 168 o Ddeddf Ffyrdd Newydd a Gwaith Stryd 1991 (p.22) a pharagraffau 17 a 18 o Atodlen 8 iddi, a diwygiwyd adran 1(1) gan baragraff 36(1) o Atodlen 22 i Ddeddf yr Amgylchedd 1995 (p.25). 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 pwerau hyn yn arferadwy bellach gan Weinidogion Cymru o ran Cymru.

(1) 1984 c.27; sections 1(1), 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c.22), section 168 and Schedule 8, paragraphs 17 and 18, section 1(1) was amended by paragraph 36(1) of Schedule 22 to the Environment Act 1995 (c.25). 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 powers are now exercisable by the Welsh Ministers in relation to Wales.

ystyr “y plan a adneuwyd” (“*the deposited plan*”) yw'r plan sy'n dwyn yr enw “Gorchymyn Cefnffordd yr A40 (Amryw o Strydoedd, Llanymddyfri, Sir Gaerfyrddin) (Gwahardd Aros, Llwytho a Dadlwytho) 2019” sy'n dod gyda'r Gorchymyn hwn.

Gwahardd aros, llwytho a dadlwytho ar unrhyw adeg

3. Ac eithrio fel a ddarperir yn erthygl 4, ni chaiff neb beri na chaniatáu i unrhyw gerbyd aros, llwytho neu ddadlwytho ar y darnau o'r gefnffordd a bennir yn yr Atodlen i'r Gorchymyn hwn.

Esemptiad

4. Ni fydd dim yn erthygl 3 yn ei gwneud yn anghyfreithlon i beri neu i ganiatáu i unrhyw gerbyd aros ar y darnau o'r gefnffordd a bennir yn yr Atodlen i'r Gorchymyn hwn cyhyd ag sy'n angenrheidiol i alluogi:-

- (a) y cerbyd i gael ei ddefnyddio mewn cysylltiad ag unrhyw un neu ragor o'r gweithrediadau a ganlyn:
 - (i) gwaith adeiladu, gwaith diwydiannol neu waith dymchwel;
 - (ii) symud unrhyw rwystr i draffig;
 - (iii) cynnal a chadw, gwella neu ailadeiladu'r darnau hynny o'r gefnffordd; neu
 - (iv) gosod, codi, addasu neu atgyweirio, yn y darnau hynny o'r gefnffordd, neu mewn tir cyfagos, unrhyw garthffos neu unrhyw brif bibell, unrhyw bibell neu unrhyw gyfarpar ar gyfer cyflenwi nwy, dŵr neu drydan neu unrhyw gyfarpar cyfathrebu electronig fel y'i diffinnir ym mharagraff 5 o Atodlen 3A i Ddeddf Cyfathrebiadau 2003(2);
- (b) y cerbyd i gael ei ddefnyddio yng ngwasanaeth awdurdod lleol neu awdurdod dŵr yn unol â swyddogaethau statudol;
- (c) y cerbyd i gymryd petrol, olew, dŵr neu aer o unrhyw garej ar y darnau hynny o'r gefnffordd neu'n gyfagos iddi;
- (d) y cerbyd i gael ei ddefnyddio at ddibenion y frigâd dân, y gwasanaeth ambiwlans neu'r heddlu;
- (e) y cerbyd i stopio pan fo'r person sydd â rheolaeth arno'n gwneud y canlynol:

“the trunk road” (“*y gefnffordd*”) means the A40 Swansea to Manchester Trunk Road at Llandoverly.

Prohibition of waiting, loading and unloading at any time

3. Except as provided in article 4 no person may cause or permit any vehicle to wait, load or unload on the lengths of the trunk road specified in the Schedule to this Order.

Exemption

4. Nothing in article 3 renders it unlawful to cause or permit any vehicle to wait on the lengths of the trunk road specified in the Schedule to this Order for so long as may be necessary to enable:-

- (a) the vehicle to be used in connection with any of the following operations:
 - (i) building, industrial or demolition operations;
 - (ii) the removal of any obstruction to traffic;
 - (iii) the maintenance, improvement or reconstruction of the said lengths of the trunk road; or
 - (iv) the laying, erection, alteration, or repair in, or in land adjacent to the said lengths of the trunk road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any electronic communications apparatus as defined in paragraph 5 of Schedule 3A to the Communications Act 2003(2);
- (b) the vehicle to be used in the service of a local authority or a water authority in pursuance of statutory functions;
- (c) the vehicle to take petrol, oil, water or air from any garage situated on or adjacent to the said length of the trunk road;
- (d) the vehicle to be used for fire brigade, ambulance or police purposes;
- (e) the vehicle to stop when the person in control of it:

(2) 2003 p.21. Mewnodsodwyd Atodlen 3A gan baragraff 1 o Atodlen 1 i Ddeddf yr Economi Ddigidol 2017 (p.30).

(2) 2003 c.21. Schedule 3A was inserted by paragraph 1 of Schedule 1 to the Digital Economy Act 2017 (c.30).

- (i) pan fydd yn ofynnol yn ôl y gyfraith iddo stopio;
- (ii) pan fydd yn gorfod stopio er mwyn osgoi damwain;
- (iii) pan gaiff ei rwystro rhag mynd yn ei flaen; neu
- (iv) pan fo'n gweithredu yn ôl cyfarwyddyd neu â chaniatâd cwnstabl heddlu, swyddog cymorth cymunedol yr heddlu neu swyddog gorfodi sifil.

Amrywiad

5. Caiff Gorchymyn Cefnffordd (Amryw o Strydoedd, Llanymddyfri) (Cyfyngu ar Aros) 1973(3) ei amrywio er mwyn iddo beidio â bod yn gymwys bellach i'r darnau o'r gefnffordd a bennir yn yr Atodlen i'r Gorchymyn hwn.

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

Dyddiedig 23 Gorffennaf 2019

Sheena Hague
Dirprwy Gyfarwyddwr, Rheoli'r Rhwydwaith
Llywodraeth Cymru

YR ATODLEN

Gwahardd aros, llwytho a dadlwytho ar unrhyw adeg

Y darn hwnnw o ochr ogleddol y gefnffordd o'r enw Stryd Fawr sy'n ymestyn o bwynt 15 metr i'r gorllewin o ganolbwynt ei chyffordd â Stryd y Berllan, hyd at bwynt 17 o fetrau i'r dwyrain o'r gyffordd honno.

Y darn hwnnw o ochr ddeheuol y gefnffordd o'r enw Stryd Fawr sy'n ymestyn o bwynt 21 o fetrau i'r gorllewin o ganolbwynt ei chyffordd â Stryd y Bont, hyd at bwynt 11 o fetrau i'r dwyrain o'r gyffordd honno.

- (i) is required by law to stop;
- (ii) is obliged to stop in order to avoid an accident;
- (iii) is prevented from proceeding; or
- (iv) is acting upon the direction, or with the permission, of a police constable, police community support officer or civil enforcement officer.

Variation

5. The Trunk Road (Various Streets, Llandoverly) (Restriction of Waiting) Order 1973(3) is varied so that it no longer applies to the lengths of the trunk road specified in the Schedule to this Order.

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

Dated 23 July 2019

Sheena Hague
Deputy Director, Network Management
Welsh Government

SCHEDULE

Prohibition of waiting, loading and unloading at any time

That length of the northern side of the trunk road known as High Street that extends from a point 15 metres west of the centre point of its junction with Orchard Street, to a point 17 metres east of that junction.

That length of the southern side of the trunk road known as High Street that extends from a point 21 metres west of the centre point of its junction with Bridge Street, to a point 11 metres east of that junction.

(3) O.S. 1973/1674.

(3) S.I. 1973/1674.

**GORCHYMYN CEFNFFORDD YR A40
(AMRYW O STRYDOEDD, LLANYMDDYFRI,
SIR GAERFYRDDIN) (GWAHARDD AROS,
LLWYTHO A DADLWYTHO)
2019**

Mae Gweinidogion Cymru wedi gwneud Gorchymyn drwy arfer eu pwerau o dan adrannau 1(1), 2(1), 2(2) a 124 o Ddeddf Rheoleiddio Traffig Ffyrdd 1984, a pharagraff 27 o Atodlen 9 iddi, sy'n dod i rym ar 25 Gorffennaf 2019.

Effaith y Gorchymyn yw gwahardd aros, llwytho a dadlwytho ar y darnau o gefnffordd yr A40 yn Llanymddyfri yn Sir Gaerfyrddin, fel y'u pennir yn yr Atodlen i'r Hysbysiad hwn.

Yn ystod cyfnod o 6 wythnos o 24 Gorffennaf 2019 ymlaen, gellir edrych ar gopi o'r Gorchymyn a'r Plan, yn rhad ac am ddim, yn ystod oriau agor arferol yn Llyfrgell Llanymddyfri, Stryd Lydan, Llanymddyfri SA20 0AR neu gellir eu cael yn rhad ac am ddim o'r cyfeiriad isod gan ddyfynnu'r cyfeirnod qA1316433.

Os yw unrhyw berson yn dymuno cwestiynu dilysrwydd y Gorchymyn, neu unrhyw ddarpariaeth sydd ynddo, ar y seiliau:

- a. nad yw o fewn pwerau perthnasol Deddf Rheoleiddio Traffig Ffyrdd 1984; neu
- b. na chydymffurfiwyd ag unrhyw un neu rador o'r gofynion perthnasol,

caiff y person hwnnw, o fewn 6 wythnos i 23 Gorffennaf 2019, wneud cais i'r Uchel Lys i atal dros dro neu ddiddymu'r Gorchymyn neu unrhyw ddarpariaeth sydd ynddo.

Gellir gweld copi o'r Gorchymyn a'r Hysbysiad ar wefan www.gweddill.llyw.cymru/legislation/subordinate (detholer: Offerynnau statudol lleol/ Gorchymynion traffig parhaol).

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

J SADDLER
Trafnidiaeth
Llywodraeth Cymru

**THE A40 TRUNK ROAD (VARIOUS STREETS,
LLANDOVERY, CARMARTHENSHIRE)
(PROHIBITION OF WAITING, LOADING AND
UNLOADING) ORDER
2019**

The Welsh Ministers have made an Order in exercise of their powers under sections 1(1), 2(1), 2(2) and 124 of, and paragraph 27 of Schedule 9 to, the Road Traffic Regulation Act 1984, which comes into force on the 25 July 2019.

The effect of the Order is to prohibit waiting, loading and unloading on the lengths of the A40 trunk road at Llandovery in the County of Carmarthenshire, as specified in the Schedule to this Notice.

During a period of 6 weeks from 24 July 2019 a copy of the Order and Plan may be inspected, free of charge, during normal opening hours at Llandovery Library, Broad Street, Llandovery SA20 0AR or may be obtained free of charge from the address below quoting the reference number qA1316433.

If any person desires to question the validity of the Order, or of any provisions contained therein on the grounds:

- a. that it is not within the relevant powers of the Road Traffic Regulation Act 1984; or
- b. that any of the relevant requirements have not been complied with,

that person may, within 6 weeks of 23 July 2019, apply to the High Court for the suspension or quashing of the Order or of any provision contained therein.

A copy of the Order and Notice can be viewed on the Welsh Government's website at www.gweddill.gov.wales/legislation/subordinate (select: Local Statutory Instruments/ Permanent Traffic Orders).

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

J SADDLER
Transport
Welsh Government

YR ATODLEN

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