

## PRIFFYRDD, CYMRU

LIC23 -22

### DEDDF CYNLLUNIO GWLAD A THREF 1990

#### GORCHYMYN CAU PRIFFYRDD (8 RHES Y COLEG, YSTRADGYNLAIS, POWYS) 2023

*Gwnaed* 12 Mai 2023

*Yn dod i rym* 18 Mai 2023

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 (8 Rhes y Coleg, Ystradgynlais, Powys) 2023 a daw i rym ar 18 Mai 2023.

#### Dehongli

2. Yn y Gorchymyn hwn—

ystyr “y Cyngor” (“*the Council*”) yw Cyngor Sir Powys;

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; ac

ystyr “y plan a adnewwyd” (“*the deposited plan*”) yw'r plan sy'n dwyn yr enw “Gorchymyn Cau Priffyrdd (8 Rhes y Coleg, Ystradgynlais, Powys) 2023” o dan y cyfeirnod qA1599716, sy'n dod gyda'r Gorchymyn hwn.

#### Cau Priffordd

3. Yn ddarostyngedig i erthyglau 4 a 5 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 adnewwyd. Mae Gweinidogion Cymru wedi eu bodloni bod cau'r briffordd yn unol â'r caniatâd cynllunio a roddwyd o dan Ran 3 o Ddeddf 1990 gan Gyngor Sir Powys ar 11 Mai 2021 o dan y cyfeirnod 20/1383/HH ac a ddisgrifir yn Atodlen 2 i'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 Weiniidogion Cymru o ran Cymru.

## HIGHWAYS, WALES

WG23 -22

### TOWN AND COUNTRY PLANNING ACT 1990

#### THE STOPPING UP OF HIGHWAYS (8 COLLEGE ROW, YSTRADGYNLAIS, POWYS) ORDER 2023

*Made* 12 May 2023

*Coming into force* 18 May 2023

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 (8 College Row, Ystradgynlais, Powys) Order 2023 and it comes into force on 18 May 2023.

#### Interpretation

2. In this Order—

“the Council” (“*y Cyngor*”) means Powys County Council;

“the deposited plan” (“*y plan a adnewwyd*”) means the plans entitled “The Stopping Up of Highways (8 College Row, Ystradgynlais, Powys) Order 2023” with reference qA1599716, 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.

#### Stopping Up

3. Subject to articles 4 and 5 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 in accordance with planning permission granted under Part 3 of the 1990 Act by Powys County Council on 11 May 2021 with reference 20/1383/HH and described in Schedule 2 to this Order.

(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.

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

4. 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 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 darn o briffordd er mwyn i'r datblygiad 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**

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

Llofnodwyd ar ran y Dirprwy Weinidog Newid Hinsawdd, yn gweithredu o dan awdurdod y Gweinidog Newid Hinsawdd, un o Weinidogion Cymru.

Dyddiedig 12 Mai 2023

*Nicci Hunter*  
Arweinydd y Tîm Busnes  
Llywodraeth Cymru

## **Provisions Necessary or Expedient before Stopping Up**

4. 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 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 length 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 Deputy Minister for Climate Change, acting under the authority of the Minister for Climate Change, one of the Welsh Ministers.

Dated 12 May 2023

*Nicci Hunter*  
Business Team Leader  
Welsh Government

**ATODLEN 1**  
**(Bras amcan yw pob mesuriad)**

**Y darn o briffordd sydd i'w gau**

Darn petryalog ei siâp o briffordd ar ochr orllewinol Rhes y Coleg, Ystradgynlais, Powys, sy'n rhedeg i gyfeiriad y gogledd-orllewin, sy'n 6 metr yn y man hiraf ac yn 2 fetr yn y man lletaf, fel y'i dangosir â llinellau sebra ar y plan a adneuwyd.

**ATODLEN 2**

**Y Datblygiad**

Gwaith adeiladu er mwyn codi wal cwrw blaen newydd ar gyfer 8 Rhes y Coleg, Ystradgynlais, Powys.

**SCHEDULE 1**  
**(All measurements are approximate)**

**Length of highway to be stopped up**

A rectangular length of highway located on the western side of College Row, Ystradgynlais, Powys, running in a north-westerly direction, with a maximum length of 6 metres, and a maximum width of 2 metres, as shown by zebra hatching on the deposited plan.

**SCHEDULE 2**

**The Development**

Construction works for the erection of a new forecourt wall for 8 College Row, Ystradgynlais, Powys.