PRIFFYRDD, CYMRU

LIC24-47

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (OCHR RAD, PEN-Y-BONT AR OGWR) 2024

Gwnaed *27 Tachwedd 2024*

Yn dod i rym *4 Rhagfyr 2024*

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 (Ochr Rad, Pen-y-bont ar Ogwr) 2024 a daw i rym ar 4 Rhagfyr 2024.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "y Cyngor" ("*the Council*") yw Cyngor Bwrdeistref Sirol Pen-y-bont ar Ogwr;

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 "Deddf 1990" ("*the 1990 Act*") yw Deddf Cynllunio Gwlad a Thref 1990, ac

ystyr "y plan a adneuwyd" ("*the deposited plan*") yw'r plan sy'n dwyn yr enw "Gorchymyn Cau Priffyrdd (Ochr Rad, Pen-y-bont ar Ogwr) 2024" o dan y cyfeirnod qA2055503 sy'n dod gyda'r Gorchymyn hwn.

Cau Priffyrdd

3. Yn ddarostyngedig i erthyglau 4, 5 a 6 o'r Gorchymyn hwn mae Gweinidogion Cymru yn awdurdodi cau'r darnau o briffordd 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 27 Gorffennaf 2023 o dan y cyfeirnod P/22/756/FUL a ddisgrifir yn Atodlen 3 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 Weinidogion Cymru o ran Cymru.

HIGHWAYS, WALES

WG24-47

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (CHEAPSIDE, BRIDGEND) ORDER 2024

Made *27 November 2024*

Coming into force *4 December 2024*

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 (Cheapside, Bridgend) Order 2024 and it comes into force on 4 December 2024.

Interpretation

2. In this Order—

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

"the deposited plan" *("y plan a adneuwyd")* means the plans entitled "The Stopping Up of Highways (Cheapside, Bridgend) Order 2024" with reference qA2055503 which accompany 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, 5 and 6 of this Order the Welsh Ministers authorise the stopping up of the lengths of highway 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 27 July 2023 with reference P/22/756/FUL described in Schedule 3 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.

Priffyrdd y Gwneir Gwelliannau Iddynt

4. Rhaid gwneud gwelliannau, er boddhad rhesymol y Cyngor, i'r darn 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 amdanynt.

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

5. 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 darnau o briffordd i'w cau;

(b) hyd nes y bydd y datblygwr wedi gwella'r darn 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 darnau o 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.

Ymgymerwyr Statudol a Darparwyr

6. Pan fo gan ymgymerwyr 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 ymgymerwyr neu'r darparwyr yr un hawliau mewn cysylltiad â'r cyfarpar ag a oedd ganddynt cyn cau'r briffordd.

Llofnodwyd ar ran Ysgrifennydd y Cabinet dros Ogledd Cymru a Thrafnidiaeth, un o Weinidogion Cymru.

Dyddiedig 27 Tachwedd 2024

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

(1) 1980 p. 66.

Improved Highway

4. There must be improvements made, to the reasonable satisfaction of the Council, to the 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(1) and the Council is to be the highway authority responsible for them.

Provisions Necessary or Expedient before Stopping Up

5. 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 developer has improved the 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 lengths of 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.

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 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 North Wales and Transport, one of the Welsh Ministers.

Dated 27 November 2024

Nicci Hunter
Business Team Leader
Welsh Government

(1) 1980 c. 66

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

1. Darn afreolaidd ei siâp o briffordd ar Ochr Rad, Pen-y-bont ar Ogwr, o bwynt 21.78 o fetrau i'r de-ddwyrain o'i chyffordd â Stryd Brackla hyd at bwynt 62.70 o fetrau i'r de-ddwyrain, ac yn union gyferbyn â Brackla Street Centre, a elwir hefyd yn Bridgend Shopping Centre, sy'n 41 o fetrau yn y man hiraf a 2.05 fetr yn y man lletaf, wedi ei labelu'n 'A' ac wedi ei farcio â llinellau sebra ar y plan a adneuwyd.

2. Darn afreolaidd ei siâp o briffordd ar Ochr Rad, Pen-y-bont ar Ogwr, o bwynt 69.95 o fetrau i'r de-ddwyrain o'i chyffordd â Stryd Brackla hyd at bwynt 87.36 o fetrau i'r de-ddwyrain, ac yn union gyferbyn â Brackla Street Centre, a elwir hefyd yn Bridgend Shopping Centre, sy'n 18 o fetrau yn y man hiraf a 4.05 metr yn y man lletaf, wedi ei labelu'n 'B' ac wedi ei farcio â llinellau sebra ar y plan a adneuwyd.

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

1. An irregular shaped length of highway on Cheapside, Bridgend, from a point 21.78 metres southeast of its junction with Brackla Street to a point 62.70 metres southeast, and directly opposite Brackla Street Centre, also known as Bridgend Shopping Centre, with a maximum length of 41 metres and a maximum width of 2.05 metres, labelled 'A' and marked with zebra hatching on the deposited plan.

2. An irregular shaped length of highway on Cheapside, Bridgend, from a point 69.95 metres southeast of its junction with Brackla Street to a point 87.36 metres southeast, and directly opposite Brackla Street Centre, also known as Bridgend Shopping Centre, with a maximum length of 18 metres and a maximum width of 4.05 metres, labelled 'B' and marked with zebra hatching on the deposited plan.

ATODLEN 2
(Bras amcan yw pob mesuriad)
Y darnau o briffordd sydd i'w gwella

Darn petryalog ei siâp o briffordd ar y briffordd o'r enw Ochr Rad ym Mhen-y-bont ar Ogwr, o bwynt 21.78 o fetrau i'r de-ddwyrain o Stryd Brackla, hyd at bwynt 89.55 o fetrau i'r de-ddwyrain o Stryd Brackla, sy'n 67.8 o fetrau yn y man hiraf a 2 fetr yn y man lletaf, wedi ei labelu'n "C" ac wedi ei farcio â chroeslinellau ar y plan a adneuwyd.

SCHEDULE 2
(All measurements are approximate)
Lengths of highway to be improved

A rectangular shaped length of highway on the highway known as Cheapside in Bridgend, from a point 21.78 metres southeast of Brackla Street, to a point 89.55 metres southeast of Brackla Street, with a maximum length of 67.8 metres and a maximum width of 2 metres, labelled "C" and marked with cross hatching on the deposited plan.

ATODLEN 3
Y Datblygiad

Dymchwel adeiladau presennol ac adeiladu cyfleuster addysg bellach ac addysg uwch (Dosbarth Defnydd D1), theatr (Dosbarth Defnydd Sui Generis), caffi (Dosbarth Defnydd A3) gan gynnwys tanc chwistrellu, storfa wastraff, storfa feiciau, cyfarpar pen to a thir cyhoeddus cysylltiedig, tirlunio, priffyrdd a gwaith peirianneg ar safle Gorsaf Heddlu Pen-y-bont ar Ogwr a hen faes parcio aml-lawr Cheapside, sef Maes Parcio Bracla 1 gynt, Ochr Rad, Pen-y-bont ar Ogwr CF31 1BZ.

SCHEDULE 3
The Development

Demolition of existing buildings and construction of a further and higher education facility (Use Class D1), theatre (Use Class Sui Generis), café (Use Class A3) including sprinkler tank, refuse store, cycle store, roof plant and associated public realm, landscaping, highways and engineering works on the site of Bridgend Police Station and the former Cheapside multi storey car park, formally known as Brackla 1 Car Park, Cheapside, Bridgend CF31 1BZ.