PRIFFYRDD, CYMRU

LlC25

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (TIR A ELWID GYNT YN WEITHFEYDD WHITEHEAD, MENDALGIEF ROAD, CASNEWYDD NP20 2NT) 202-

Gwnaed	************ 202-*
Yn dod i rym	*********** 2025*

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 (Tir a Elwid Gynt yn Weithfeydd Whitehead, Mendalgief Road, Casnewydd NP20 2NT) 202- a daw i rym ar ******* 202-.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "y Cyngor" ("*the Council*") yw Cyngor Dinas Casnewydd;

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 (Tir a Elwid Gynt yn Weithfeydd Whitehead, Mendalgief Road, Casnewydd NP20 2NT) 202-" o dan y cyfeirnod qA2277700 sy'n dod gyda'r Gorchymyn hwn.

Cau Priffyrdd

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 adneuwyd.

(**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

WG25

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (LAND FORMERLY KNOWN AS WHITEHEAD WORKS, MENDALGIEF ROAD, NEWPORT NP20 2NT) ORDER 202-

Made	************ 202-*
Coming into force	*********** 2025*

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 (Land Formerly Known as Whitehead Works, Mendalgief Road, Newport NP20 2NT) Order 202- and it comes into force on ******* 202-.

Interpretation

2. In this Order—

"the Council" ("*y Cyngor*") means Newport City Council;

"the deposited plan" ("*y plan a adneuwyd*") means the plan entitled "The Stopping Up of Highways (Land Formerly Known as Whitehead Works, Mendalgief Road, Newport NP20 2NT) Order 202-" with reference qA2277700 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.

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.

(**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.

Mae Gweinidogion Cymru wedi eu bodloni bod angen cau'r briffordd er mwyn gwneud y datblygiad yn unol â'r caniatâd cynllunio amlinellol a roddwyd o dan Ran 3 o Ddeddf 1990 gan y Cyngor ar 11 Medi 2018 o dan y cyfeirnod 15/0775, ar y cyd â'r materion a gadwyd yn ôl o dan y rhif cyfeirnod 18/1039 a roddwyd ar 17 Mawrth 2020, 18/1142 a roddwyd ar 9 Ebrill 2020 a 21/0464 a roddwyd ar 22 Rhagfyr 2021, a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn.

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

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.

Ymgymerwyr Statudol a Darparwyr

5. Pan fo gan ymgymerwyr statudol gyfarpar o dan y briffordd, ynddi, arni, drosti, ar ei hyd neu ar ei thraws yn union cyn dyddiad 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 Ogledd Cymru a Thrafnidiaeth, un o Weinidogion Cymru.

Dyddiedig ******** 202-

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

ATODLEN 1
<u>Y darn o briffordd sydd i'w gau</u>

Darn afreolaidd ei siâp o briffordd ar y tir a elwid gynt yn Weithfeydd Whitehead, Mendalgief Road,

The Welsh Ministers are satisfied that the stopping up is necessary to enable development to be carried out in accordance with outline planning permission granted under Part 3 of the 1990 Act by the Council on 11 September 2018 with reference 15/0775, accompanied by the reserved matters with reference number 18/1039 granted on 17 March 2020, 18/1142 granted on 9 April 2020 and 21/0464 granted on 22 December 2021, described in Schedule 2 to this Order.

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 date on which the length of highway is stopped up, there is apparatus under, in, on, over, along or across the highway belonging to statutory undertakers, the undertakers shall 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 ******** 202-

Nicci Hunter
Business Team Leader
Welsh Government

SCHEDULE 1
<u>Length of highway to be stopped up</u>

An irregular shaped length of highway on the land formerly known as Whitehead Works, Mendalgief

Casnewydd, NP20 2NT, sy’n 25.80 o fetrau yn y man hiraf ac yn 9.70 metr yn y man lletaf, ac sydd wedi ei farcio â llinellau sebra ar y plan a adneuwyd.

Road, Newport, NP20 2NT, which is 25.80 meters at the longest point and 9.70 metres at the widest point and marked with zebra hatching on the deposited plan.

ATODLEN 2
<u>Y Datblygiad</u>

Adeiladu 529 o unedau preswyl, 24 o unedau byw â chymorth, tafarn/bwyty, unedau manwerthu, ysgol gynradd a seilwaith tirwedd a phriffordd cysylltiedig ar y tir a elwid gynt yn Weithfeydd Whitehead ar Mendalgief Road, Casnewydd, NP20 2NT.

SCHEDULE 2
<u>The Development</u>

Construction of 529 residential units, 24 assisted living units, pub/restaurant, retail units, primary school and associated landscape and highway infrastructure on the land formerly known as Whitehead Works on Mendalgief Road, Newport, NP20 2NT.