

**PRIFFYRDD, CYMRU**

**2018 RHIF 59**

**DEDDF CYNLLUNIO GWLAD A THREF 1990**

**GORCHYMYN CAU PRIFFYRDD (TIR  
CYFAGOS I'R EIDDO O'R ENW ARFRYN,  
MWYN AWEL A GROESLON, YN  
RHOSCEFNIHIR PENTRAETH, YNYS MÔN)  
2018**

*Gwnaed* 13 Gorffennaf 2018

*Yn dod i rym* 18 Gorffennaf 2018

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, Cychwyn a Dehongli**

**1.**—(1) Enw'r Gorchymyn hwn yw Gorchymyn Cau Priffyrdd (Tir Cyfagos i'r Eiddo o'r Enw Arfryn, Mwyn Awel a Groeslon, yn Rhoscefnhir Pentraeth, Ynys Môn) 2018 a daw i rym ar 18 Gorffennaf 2018.

(2) Yn y Gorchymyn hwn:

ystyr "y Cyngor" ("*the Council*") yw Cyngor Sir Ynys Môn;

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 (Tir Cyfagos i'r Eiddo o'r Enw Arfryn, Mwyn Awel a Groeslon, yn Rhoscefnhir Pentraeth, Ynys Môn) 2018" sy'n dod gyda'r Gorchymyn hwn.

**Cau Priffordd**

**2.** Yn ddarostyngedig i erthyglau 3, 4 a 5 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.

- (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 pwerau hyn yn arferadwy bellach gan Weinidogion Cymru o ran Cymru.

**HIGHWAYS, WALES**

**2018 NO. 59**

**TOWN AND COUNTRY PLANNING ACT 1990**

**THE STOPPING UP OF HIGHWAYS (LAND  
ADJACENT TO PROPERTIES KNOWN AS  
ARFRYN, MWYN AWEL & GROESLON, AT  
RHOSCEFNIHIR PENTRAETH, ISLE OF  
ANGLESEY) ORDER 2018**

*Made* 13 July 2018

*Coming into Force* 18 July 2018

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

**Title, Commencement and Interpretation**

**1.**-(1) The title of this Order is the Stopping Up of Highways (Land Adjacent to Properties known as Arfryn, Mwyn Awel & Groeslon, at Rhoscefnhir Pentraeth, Isle of Anglesey) Order 2018 and it comes into force on 18 July 2018.

(2) In this Order;

"the Council" ("*y Cyngor*") means the Council of the Isle of Anglesey County Council;

"the deposited plan" ("*y plan a adnewwyd*") means the plan entitled "The Stopping Up of Highways (Land Adjacent to Properties known as Arfryn, Mwyn Awel & Groeslon, at Rhoscefnhir Pentraeth, Isle of Anglesey) Order 2018" 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**

**2.** Subject to articles 3, 4, and 5 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 powers 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 a roddwyd o dan Ran 3 o Ddeddf 1990 gan y Cyngor ar 13 Mawrth 2018 o dan y cyfeirnod 42C268 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 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**

4. 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.

### **Cyfnod Para'r Gorchymyn hwn**

5. Os na fydd y datblygiad a ddisgrifir yn Atodlen 2 i'r Gorchymyn hwn wedi ei ddechrau yn y cyfnod perthnasol a bennir yn Rhan 3 o Ddeddf 1990 fel cyfnod para'r caniatâd cynllunio, neu os caiff y caniatâd 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 Ysgrifennydd y Cabinet dros yr Economi a Thrafnidiaeth, un o Weiniogion Cymru.

Dyddiedig 13 Gorffennaf 2018

*Richard Morgan*  
Pennaeth Rheoli Asedau a Safonau  
Llywodraeth Cymru

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 13 March 2018 under reference number 42C268 and described in Schedule 2 to this Order.

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

3. 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**

4. 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.

### **Duration of this Order**

5. If the development described in Schedule 2 to this Order has not begun within the relevant period specified in Part 3 of the 1990 Act as being the duration of the planning permission, or the permission is revoked before the end of that period, this Order ceases to have effect upon the cessation of the planning permission.

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

Dated 13 July 2018

*Richard Morgan*  
Head of Planning, Asset Management and Standards  
Welsh Government

## YR ATODLENNI

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

#### Disgrifiad o'r darn o briffordd sydd i'w gau o dan y Gorchymyn hwn

Darn afreolaidd ei siâp o briffordd i'r gogledd o'r eiddo o'r enw Arfryn, Mwyn Awel a Groeslon, Rhoscefnhir ac i'r de o'r A5025 Ffordd Pentraeth sy'n 81.25 o fetrau yn y man hiraf ac yn 16.25 o fetrau yn y man lletaf ac a ddangosir â llinellau sebra ar y plan a adnewwyd.

### ATODLEN 2

#### Y Datblygiad

Newid defnydd tir er mwyn estyn cwrtil y tri eiddo ar y tir y tu cefn i Arfryn, Mwyn Awel a Groeslon, Rhoscefnhir.

## SCHEDULES

### SCHEDULE 1 (All measurements are approximate)

#### Description of the length of highway to be stopped up under this Order

An irregular shaped length of highway located north of the properties known as Arfryn, Mwyn Awel and Groeslon, Rhoscefnhir and south of the A5025 Pentraeth Road with a maximum length of 81.25 metres and a maximum width of 16.25 metres and shown by zebra hatching on the deposited plan.

### SCHEDULE 2

#### The Development

Change of use of land to form extensions to the curtilages of all three properties on land at the rear of Arfryn, Mwyn Awel and Groeslon, Rhoscefnhir.

## DEDDF CYNLLUNIO GWLAD A THREF 1990

### GORCHYMYN CAU PRIFFYRDD (TIR CYFAGOS I'R EIDDO O'R ENW ARFRYN, MWYN AWEL A GROESLON, YN RHOSCEFNIHIR PENTRAETH, YNYS MÔN) 2018

Mae Gweinidogion Cymru wedi gwneud Gorchymyn o dan adran 247 o Ddeddf Cynllunio Gwlad a Thref 1990 (fel y'i diwygiwyd) ("y Ddeddf") i awdurdodi cau'r darn o briffordd a ddisgrifir yn Atodlen 1 i'r Hysbysiad hwn. Nid awdurdodir cau'r briffordd ond er mwyn gwneud y datblygiad a ddisgrifir yn Atodlen 2 i'r Hysbysiad hwn.

Bydd Gorchymyn Cau Priffyrdd (Tir Cyfagos i'r Eiddo o'r Enw Arfryn, Mwyn Awel a Groeslon, yn Rhoscefnhir Pentraeth, Ynys Môn) 2018 ("y Gorchymyn"), yn peidio â chael effaith os daw'r caniatâd cynllunio mewn cysylltiad â'r datblygiad i ben neu os caiff ei ddirymu.

Gellir edrych ar gopiâu o'r Gorchymyn a'r plan a adnewwyd yn rhad ac am ddim yn swyddfa Cyngor Sir Ynys Môn, Swyddfeydd y Cyngor, Llangefni, Ynys Môn, LL77 7TW yn ystod oriau swyddfa arferol neu gellir eu cael yn rhad ac am ddim o'r cyfeiriad isod gan ddyfynnu'r cyfeirnod qA1346907.

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 18 Gorffennaf 2018, wneud cais i'r Uchel Lys at y diben hwnnw.

Gellir gweld copi o'r Gorchymyn a'r Hysbysiad ar [www.llyw.cymru](http://www.llyw.cymru) (Detholer: Deddfwriaeth/ Is-ddeddfwriaeth/ Offerynnau anstatudol/ Trafnidiaeth/ Deddf Cynllunio Gwlad a Thref: gorchymynion cau/ 2018).

## TOWN AND COUNTRY PLANNING ACT 1990

### THE STOPPING UP OF HIGHWAYS (LAND ADJACENT TO PROPERTIES KNOWN AS ARFRYN, MWYN AWEL & GROESLON, AT RHOSCEFNIHIR PENTRAETH, ISLE OF ANGLESEY) ORDER 2018

The Welsh Ministers have made an Order under section 247 of the Town and Country Planning Act 1990 (as amended) ("the Act") to authorise the stopping up of the length of highway described in Schedule 1 to this Notice. The stopping up will be authorised only in order to enable the development described in Schedule 2 to this Notice to be carried out.

The Stopping Up of Highways (Land Adjacent to Properties known as Arfryn, Mwyn Awel & Groeslon, at Rhoscefnhir Pentraeth, Isle of Anglesey) Order 2018 ("the Order") will cease to have effect if planning permission in respect of the development expires or is revoked.

Copies of the Order and the deposited plan may be inspected free of charge at the office of Isle of Anglesey County Council, Council Offices, Llangefni, Anglesey, LL77 7TW during normal office hours or may be obtained free of charge from the address below quoting reference qA1346907.

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 18 July 2018 make an application for the purpose to the High Court.

A copy of the Order and Notice can be viewed at [www.gov.wales](http://www.gov.wales) (Select: Legislation/ Subordinate legislation/ Non-Statutory Instruments/ Transport / TCPA Stopping Up Orders/ 2018).

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

**M D BURNELL**  
Trafnidiaeth  
Llywodraeth Cymru

## **YR ATODLENNI**

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

#### **Disgrifiad o'r darn o briffordd sydd i'w gau o dan y Gorchymyn hwn**

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### **ATODLEN 2**

#### **Y Datblygiad**

Newid defnydd tir er mwyn estyn cwrtil y tri eiddo ar y tir y tu cefn i Arfryn, Mwyn Awel a Groeslon, Rhoscefnhir yn unol â chaniatâd cynllunio a roddwyd o dan Ran 3 o Ddeddf 1990 gan y Cyngor ar 13 Mawrth 2018 o dan y cyfeirnod 42C268.

**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

## **SCHEDULES**

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

#### **Description of the length of highway to be stopped up under this Order**

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### **SCHEDULE 2**

#### **The Development**

Change of use of land to form extensions to the curtilages of all three properties on land at the rear of Arfryn, Mwyn Awel and Groeslon, Rhoscefnhir in accordance with planning permission granted under Part 3 of the 1990 Act by the Council on 13 March 2018 under reference number 42C268.