

PRIFFYRDD, CYMRU

LLC24****

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (MINFFORDD ROAD, LLANFIHANGEL-YN- NHYWYN, LLANFAIR-YN-NEUBWLL, CAERGEILIOG, CAERGYBI) 2024

Gwnaed 23 Hydref 2024

Yn dod i rym 28 Hydref 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 (Minffordd Road, Llanfihangel-yn-Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Caergybi) 2024 a daw i rym ar 28 Hydref 2024.

Dehongli

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 (Minffordd Road, Llanfihangel-yn-Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Caergybi) 2024” o dan y cyfeirnod qA2044803 sy'n dod gyda'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****

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (MINFFORDD ROAD, LLANFIHANGEL YN NHYWYN, LLANFAIR-YN-NEUBWLL, CAERGEILIOG, HOLYHEAD) ORDER 2024

Made 23 October 2024

Coming into force 28 October 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 (Minffordd Road, Llanfihangel yn Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Holyhead) Order 2024 and it comes into force on 28 October 2024.

Interpretation

2. In this Order—

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

“the deposited plan” (“*y plan a adnewwyd*”) means the plans entitled “The Stopping Up of Highways (Minffordd Road, Llanfihangel yn Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Holyhead) Order 2024” with reference qA2044803 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.

(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.

Cau Priffordd

3. Yn ddarostyngedig i erthyglau 4, 5 a 6 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 planiau a adnewyd. Mae Gweinidogion Cymru wedi eu bodloni bod angen cau'r briffordd er mwyn gwneud y datblygiad yn unol â'r caniatâd cynllunio amodol a roddwyd o dan Ran 3 o Ddeddf 1990 gan y Cyngor ar 18 Ionawr 2024 o dan y cyfeirnod FPL/2023/195 a ddisgrifir yn Atodlen 3 i'r Gorchymyn hwn.

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 darn o briffordd a ddisgrifir yn Atodlen 1 i'r Gorchymyn hwn—

- 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;
- 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;
- 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
- hyd nes y bydd y Cyngor wedi ysgrifennu at y datblygwr i gadarnhau bod paragraffau (a), (b) ac (c) wedi eu bodloni.

Ymgwymerwyr Statudol a Darparwyr

6. 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 gyfarpar ag a oedd ganddynt cyn cau'r briffordd.

Stopping Up

3. Subject to articles 4, 5 and 6 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 plans. The Welsh Ministers are satisfied that the stopping up is necessary to enable development to be carried out in accordance with conditional planning permission granted under Part 3 of the 1990 Act by the Council on 18 January 2024 with reference FPL/2023/195 described in Schedule 3 to this Order.

Improved Highways

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 length of highway described in Schedule 1 to this Order must not be stopped up until—

- the developer has provided, to the reasonable satisfaction of the Council, plans showing how the length of highway is to be stopped up;
- the developer has improved the length of highway described in Schedule 2 to this Order to the reasonable satisfaction of the Council;
- 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
- 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.

(1) 1980 p. 66.

(1) 1980 c. 66

Llofnodwyd ar ran Ysgrifennydd y Cabinet dros Drafnidiaeth a Gogledd Cymru, un o Weinidogion Cymru.

Dyddiedig

23 Hydref 2024

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

Signed on behalf of the Cabinet Secretary for Transport and North Wales, one of the Welsh Ministers.

Dated

23 October 2024

Nicci Hunter
Business Team Leader
Welsh Government

ATODLEN 1

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

Darn trionglog ei siâp o briffordd ar y briffordd o'r enw Minffordd Road, Llanfihangel-yn-Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Caergybi, a leolir 56.16 o fetrau i'r gogledd-ddwyrain o ganol ei chyffordd â Dinam Road, sy'n 60 metr yn y man hiraf ac yn 12 metr yn y man lletaf, ac a ddangosir â llinellau sebra ar y plan a adnewwyd.

ATODLEN 2

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

Darn afreolaidd ei siâp o droetffordd priffordd ar Minffordd Road, Llanfihangel-yn-Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Caergybi, a leolir 56.16 o fetrau i'r gogledd-ddwyrain o ganol ei chyffordd â Dinam Road, sy'n 72.11 o fetrau yn y man hiraf ac yn 2.43 metr yn y man lletaf ac a ddangosir â dotwaith ar y plan a adnewwyd.

ATODLEN 3

Y Datblygiad

Adeiladu 17 o anheddau fforddiadwy, adeiladu mynedfa newydd i gerbydau, adeiladu ffordd ystad newydd ynghyd â thirweddu caled a meddal ar dir cyfagos i Minffordd Road, Llanfihangel-yn-Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Caergybi.

SCHEDULE 1

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

A triangle shaped length of highway on the highway known as Minffordd Road, Llanfihangel yn Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Holyhead, located 56.16 metres north-east from the centre of its junction with Dinam Road, with a maximum length of, with a maximum length of 60 metres, a maximum width of 12 metres, and marked with zebra hatching on the deposited plan.

SCHEDULE 2

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

An irregular shaped length of highway footway on Minffordd Road, Llanfihangel yn Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Holyhead, located 56.16 metres north-east from the centre of its junction with Dinam Road, with a maximum length of 72.11 metres, a maximum width of 2.43 metres and marked with cross hatching on the deposited plan.

SCHEDULE 3

The Development

Construction of 17 affordable dwellings, construction of a new vehicular access, construction of new estate road together with hard and soft landscaping on land adjacent to Minffordd Road, Llanfihangel yn Nhywyn, Llanfair-yn-Neubwll, Caergeiliog, Holyhead.

