PRIFFYRDD, CYMRU

LLC24****

DEDDF CYNLLUNIO GWLAD A THREF 1990

GORCHYMYN CAU PRIFFYRDD (COURTLANDS WAY, PORTMEAD, ABERTAWE) 202-

Gwnaed *202-*

Yn dod i rym *202-*

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 (Courtlands Way, Portmead, Abertawe) 202- a daw i rym ar ****** 202-.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "y Cyngor" ("*the Council*") yw Cyngor Dinas a Sir Abertawe;

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 adneuwyd" ("*the deposited plan*") yw'r plan sy'n dwyn yr enw "Gorchymyn Cau Priffyrdd (Courtlands Way, Portmead, Abertawe) 202-" o dan y cyfeirnod qA2204832 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. Mae diwygiadau eraill, ond nid yw'r rhain yn berthnasol. 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 (COURTLANDS WAY, PORTMEAD, SWANSEA) ORDER 202-

Made *202-*

Coming into force *202-*

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 (Courtlands Way, Portmead, Swansea) Order 202- and it comes into force on ****** 202-.

Interpretation

2. In this Order—

"the Council" *("y Cyngor")* means Swansea City and County Council;

"the deposited plan" *("y plan a adneuwyd")* means the plan entitled "The Stopping Up of Highways (Courtlands Way, Portmead, Swansea) Order 202-" with reference qA2204832 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). There are other amendments, but these are not relevant. 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 darn 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 7 Awst 2024 o dan y cyfeirnod 2024/0733/FUL 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 amdani.

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—

(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 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.

(1) 1980 p. 66

Stopping Up

3. Subject to articles 4, 5 and 6 of this Order the Welsh Ministers authorise the stopping up of a 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 planning permission granted under Part 3 of the 1990 Act by the Council on 7 August 2024 with reference 2024/0733/FUL described in Schedule 3 to this Order.

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 it.

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—

(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 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.

(1) 1980 c. 66

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

Dyddiedig ** **** 202-

Nicci Hunter
Arweinydd y Tîm Busnes
Trafnidiaeth
Llywodraeth Cymru

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

Dated ** **** 202-

Nicci Hunter
Business Team Leader
Transport
Welsh Government

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

Darn afreolaidd ei siâp o briffordd wrth y man troi ym mhen gogleddol Courtlands Way, Portmead, Abertawe sy'n mesur 221 o fetrau sgwâr, wedi ei labelu'n 'A' ac wedi ei farcio â llinellau sebra ar y plan a adneuwyd.

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

An irregular shaped length of highway at the north end turning head of Courtlands Way, Portmead, Swansea measuring 221 metres squared, labelled 'A' and marked with zebra hatching on the deposited plan.

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

Darn petryalog o briffordd a leolir 23.92 o fetrau i'r gogledd o ganol cyffordd Courtlands Way a Richmond Way, sy'n mesur 166.6 o fetrau sgwâr, wedi ei labelu'n 'B' ac wedi ei farcio â chroeslinellau ar y plan a adneuwyd.

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

A rectangular length of highway located 23.92 metres north of the centre of the junction of Courtlands Way and Richmond Way, measuring 166.6 metres squared, labelled 'B' and marked with cross hatching on the deposited plan.

ATODLEN 3
Y Datblygiad

Adeiladu 22 o anheddau preswyl fforddiadwy gyda gwaith seilwaith cysylltiedig a leolir ar dir i'r gogledd o Heol Dynys, Penlle'r-brain, Abertawe, SA5 5HU.

SCHEDULE 3
The Development

The construction of 22 affordable residential dwellings with associated infrastructure works located on land to the north of Heol Dynys, Ravenhill, Swansea, SA5 5HU.