



**CYNULLIAD CENEDLAETHOL CYMRU**

**NATIONAL ASSEMBLY FOR WALES**

**OFFERYNNAU STATUDOL**

**STATUTORY INSTRUMENTS**

**2005 Rhif 1229 (Cy.87) (C.56)**

**2005 No. 1229 (W.87) (C.56)**

**CYNLLUNIO GWLAD A  
THREF, CYMRU**

**TOWN AND COUNTRY  
PLANNING, WALES**

**Gorchymyn Deddf Cynllunio a  
Phrynu Gorfodol 2004 (Cychwyn  
Rhif 3 a Darpariaethau Canlyniadol  
a Throsiannol) (Cymru)  
2005**

**The Planning and Compulsory  
Purchase Act 2004  
(Commencement No.3 and  
Consequential and Transitional  
Provisions) (Wales) Order 2005**

**NODYN ESBONIADOL**

**EXPLANATORY NOTE**

*(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)*

*(This note is not part of the Order)*

Mae'r Gorchymyn hwn yn dod â rhai darpariaethau pellach Rhan 6 o Ddeddf Cynllunio a Phrynu Gorfodol 2004 ("y Ddeddf"), sef adrannau 62 a 63 (i'r graddau nad ydynt eisoes wedi'u dwyn i rym), 72 a 73, i rym ar 30 Ebrill 2005.

This Order brings certain further provisions of Part 6 of the Planning and Compulsory Purchase Act 2004 ("the Act") into force on 30 April 2005, namely sections 62 and 63 (insofar as they have not already been brought into force), 72 and 73 of the Act.

Mae Rhan 6 o'r Ddeddf (adrannau 60 i 78) yn gymwys i Gymru'n unig ac yn sefydlu system o gynlluniau datblygu lleol ("cynlluniau") yn lle'r cynlluniau datblygu unedol sy'n ofynnol o dan Bennod I Rhan II o Ddeddf Cynllunio Gwlad a Thref 1990 ("Deddf 1990").

Part 6 of the Act (sections 60 to 78) applies only to Wales and establishes a system of local development plans ("plans") in place of the unitary development plans required under Chapter I of Part II of the Town and Country Planning Act 1990 ("the 1990 Act").

Effaith y Gorchymyn fydd galluogi'r awdurdodau cynllunio lleol hynny sydd wedi mynegi dymuniad i ddechrau gwaith ar baratoi eu cynlluniau i wneud hynny. Yr awdurdodau o dan sylw yw -

The effect of the Order will be to enable those local planning authorities which have expressed a wish to commence work on the preparation of their plans to do so. The authorities in question are -

Awdurdod Parc Cenedlaethol Eryri  
Cyngor Bwrdeistref Sirol Caerffili  
Cyngor Bwrdeistref Sirol Conwy  
Cyngor Bwrdeistref Sirol Merthyr Tudful  
Cyngor Bwrdeistref Sirol Rhondda Cynon Taf  
Cyngor Bwrdeistref Sirol Tor-faen  
Cyngor Bwrdeistref Sirol Wrecsam

Caerphilly County Borough Council  
The Council of the City and County of Cardiff  
Conwy County Borough Council  
Denbighshire County Council  
Merthyr Tydfil County Borough Council  
Rhondda Cynon Taf County Borough Council  
Snowdonia National Park Authority

Cyngor Dinas a Sir Caerdydd  
Cyngor Sir Ddinbych

O ran yr awdurdodau cynllunio lleol eraill yng Nghymru (h.y. y rhai a ragnodir yn yr Atodlen i'r Gorchymyn hwn) bydd darpariaethau presennol Deddf 1990 yn parhau mewn grym am y tro.

### NODYN AM ORCHMYNION CYCHWYN CYNHARACH

*(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)*

Daeth darpariaethau Rhan 6 o Ddeddf Cynllunio a Phrynu Gorfodol 2004 sy'n cael eu rhestru yn y Tabl isod i rym ar y dyddiadau a ddangosir yn rhinwedd Gorchymynion a wnaed gan Gynulliad Cenedlaethol Cymru.

Adran(nau)	Dyddiad cychwyn	Rhif O.S.
60	14 Gorffennaf 2004	2004/1814 (Cy.199) (C.74)
62(4) a (5)(g)	1 Awst 2004	2004/1813 (Cy.198) (C.73)
63(3)(a) a (7)	1 Awst 2004	2004/1813 (Cy.198) (C.73)
75	1 Awst 2004	2004/1813 (Cy.198) (C.73)
76(2) (yn rhannol) a (3) (yn rhannol)	1 Awst 2004	2004/1813 (Cy.198) (C.73)
77	1 Awst 2004	2004/1813 (Cy.198) (C.73)
78	1 Awst 2004	2004/1813 (Cy.198) (C.73)

Torfaen County Borough Council  
Wrexham County Borough Council

In relation to the remaining local planning authorities in Wales (i.e. those specified in the Schedule to this Order) the existing provisions of the 1990 Act will continue to apply for the time being.

### NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The provisions of Part 6 of the Planning and Compulsory Purchase Act 2004 set out in the Table below came into force on the dates indicated by virtue of Orders made by the National Assembly for Wales.

Section(s)	Date of commencement	S.I. number
60	14 July 2004	2004/1814 (W.199) (C.74)
62(4) and (5)(g)	1 August 2004	2004/1813 (W.198) (C.73)
63(3)(a) and (7)	1 August 2004	2004/1813 (W.198) (C.73)
75	1 August 2004	2004/1813 (W.198) (C.73)
76(2) (in part) and (3) (in part)	1 August 2004	2004/1813 (W.198) (C.73)
77	1 August 2004	2004/1813 (W.198) (C.73)
78	1 August 2004	2004/1813 (W.198) (C.73)

**2005 Rhif 1229 (Cy.87) (C.56)**

**CYNLLUNIO GWLAD A  
THREF, CYMRU**

Gorchymyn Deddf Cynllunio a  
Phrynu Gorfodol 2004 (Cychwyn  
Rhif 3 a Darpariaethau Canlyniadol  
a Throsiannol) (Cymru)  
2005

*Wedi'i wneud*

*26 Ebrill 2005*

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd iddo gan adrannau 121(5) a 122(3)(b) o Ddeddf Cynllunio a Phrynu Gorfodol 2004 ("y Ddeddf")(1) drwy hyn yn gwneud y Gorchymyn canlynol:

**Enwi**

1. Enw'r Gorchymyn hwn yw Gorchymyn Deddf Cynllunio a Phrynu Gorfodol 2004 (Cychwyn Rhif 3 a Darpariaethau Canlyniadol a Throsiannol) (Cymru) 2005.

**Y diwrnod penodedig**

2. 30 Ebrill 2005 yw'r diwrnod penodedig i ddarpariaethau canlynol y Ddeddf, ddod i rym -

- (a) adran 62 (cynllun datblygu lleol), i'r graddau nad yw eisoes mewn grym;
- (b) adran 63 (gofynion paratoi), i'r graddau nad yw eisoes mewn grym;
- (c) adran 72 (cyd-gynlluniau datblygu lleol); ac
- (ch) adran 73 (eithrio rhai sylwadau).

---

(1) 2004 p.5.

**2005 No. 1229 (W.87) (C.56)**

**TOWN AND COUNTRY  
PLANNING, WALES**

The Planning and Compulsory  
Purchase Act 2004  
(Commencement No.3 and  
Consequential and Transitional  
Provisions) (Wales) Order 2005

*Made*

*26 April 2005*

The National Assembly for Wales, in exercise of the powers conferred upon it by sections 121(5) and 122(3)(b) of the Planning and Compulsory Purchase Act 2004 ("the Act")(1), hereby makes the following Order:

**Title**

1. The title of this Order is the Planning and Compulsory Purchase Act 2004 (Commencement No.3 and Consequential and Transitional Provisions) (Wales) Order 2005.

**Appointed day**

2. The appointed day for the coming into force of the following provisions of the Act, namely-

- (a) section 62 (local development plan), insofar as it is not already in force;
- (b) section 63 (preparation requirements), insofar as it is not already in force;
- (c) section 72 (joint local development plans); and
- (d) section 73 (exclusion of certain representations),

is 30 April 2005.

---

(1) 2004 c.5.

### **Darpariaethau canlyniadol**

3. Ar y diwrnod a bennwyd gan erthygl 2, daw effaith darpariaethau canlynol Deddf Cynllunio Gwlad a Thref 1990 ("Deddf 1990")(1) i ben o ran Cymru -

- (a) adran 12 (paratoi cynllun datblygu unedol);
- (b) adran 21 (newid neu ddisodli cynllun datblygu unedol); ac
- (c) adran 23B (cynlluniau datblygu unedol ar gyfer Parciau Cenedlaethol yng Nghymru).

### **Darpariaethau trosiannol**

4. Mewn perthynas â'r awdurdodau cynllunio lleol a restrir yn yr Atodlen i'r Gorchymyn hwn a'u hardaloedd -

- (a) ni fydd darpariaethau'r Ddeddf a gaiff eu dwyn i rym yn sgil erthygl 2 yn gymwys; ac
- (b) bydd darpariaethau Deddf 1990 y daw eu heffaith i ben o dan erthygl 3 yn parhau mewn grym.

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(2)

26 Ebrill 2005

Llywydd y Cynulliad Cenedlaethol

### **Consequential provisions**

3. On the day appointed by article 2, the following provisions of the Town and Country Planning Act 1990 ("the 1990 Act")(1) cease to have effect in relation to Wales-

- (a) section 12 (preparation of unitary development plan);
- (b) section 21 (alteration or replacement of unitary development plan); and
- (c) section 23B (unitary development plans for National Parks in Wales).

### **Transitional provisions**

4. In relation to the local planning authorities listed in the Schedule to this Order and to their areas,-

- (a) the provisions of the Act brought into force by article 2 do not apply; and
- (b) the provisions of the 1990 Act which cease to have effect under article 3 continue in force.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(2).

26 April 2005

The Presiding Officer of the National Assembly

*D. Elis-Thomas*

---

(1) 1990 p.8.

(2) 1998 p.38.

---

(1) 1990 c.8.

(2) 1998 c.38.

## SCHEDULE

Erthygl 4

## YR ATODLEN

Awdurdod Parc Cenedlaethol Bannau Brycheiniog  
 Awdurdod Parc Cenedlaethol Arfordir Penfro  
 Cyngor Bwrdeistref Sirol Blaenau Gwent  
 Cyngor Bwrdeistref Sirol Bro Morgannwg  
 Cyngor Bwrdeistref Sirol Castell-nedd Port Talbot  
 Cyngor Bwrdeistref Sirol Pen-y-bont ar Ogwr  
 Cyngor Dinas Casnewydd  
 Cyngor Dinas a Sir Abertawe  
 Cyngor Sir Caerfyrddin  
 Cyngor Sir Ceredigion  
 Cyngor Sir y Fflint  
 Cyngor Sir Gwynedd  
 Cyngor Sir Fynwy  
 Cyngor Sir Penfro  
 Cyngor Sir Powys  
 Cyngor Sir Ynys Môn

Blaenau Gwent County Borough Council  
 Brecon Beacons National Park Authority  
 Bridgend County Borough Council  
 Carmarthenshire County Council  
 Ceredigion County Council  
 Flintshire County Council  
 Gwynedd County Council  
 Isle of Anglesey County Council  
 Monmouthshire County Council  
 Neath Port Talbot County Borough Council  
 Newport City Council  
 Pembrokeshire County Council  
 Pembrokeshire Coast National Park Authority  
 Powys County Council  
 The Council of the City and County of Swansea  
 Vale of Glamorgan County Borough Council





---

OFFERYNNAU STATUDOL

---

**2005 Rhif 1229 (Cy.87) (C.56)**

**CYNLLUNIO GWLAD A  
THREFF, CYMRU**

Gorchymyn Deddf Cynllunio a  
Phrynu Gorfodol 2004 (Cychwyn  
Rhif 3 a Darpariaethau Canlyniadol  
a Throsiannol) (Cymru)  
2005

---

STATUTORY INSTRUMENTS

---

**2005 No. 1229 (W.87) (C.56)**

**TOWN AND COUNTRY  
PLANNING, WALES**

The Planning and Compulsory  
Purchase Act 2004  
(Commencement No.3 and  
Consequential and Transitional  
Provisions) (Wales) Order 2005

© Hawlfraint y Goron 2005

Argraffwyd a chyhoeddwyd yn y Deyrnas Unedig gan The Stationery  
Office Limited o dan awdurdod ac arolygiaeth Carol Tullo, Rheolwr  
Gwasg Ei Mawrhydi ac Argraffydd Deddfau Seneddol y Frenhines.

**£3.00**

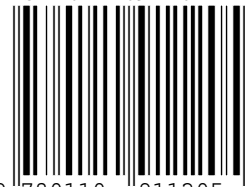
W52/5/05

ON

© Crown copyright 2005

Printed and Published in the UK by the Stationery Office Limited  
under the authority and superintendence of Carol Tullo,  
Controller of Her Majesty's Stationery Office and Queen's Printer of  
Acts of Parliament.

ISBN 0-11-091120-2



9 780110 911205