

2022 Rhif (Cy.)

TRAFFIG FFYRDD, CYMRU

Gorchymyn Cefnffordd yr A40
(Sanclêr, Sir Gaerfyrddin)
(Gwahardd Aros, Llwytho a
Dadlwytho) 2022

Gwnaed 5 Ebrill 2022

Yn dod i rym 7 Ebrill 2022

Mae Gweinidogion Cymru, sef yr awdurdod traffig ar gyfer cefnffordd yr A40, drwy arfer y pwerau a roddir iddynt gan adrannau 1(1), 2(1) a 2(2) o Ddeddf Rheoleiddio Traffig Ffyrdd 1984(1), ar ôl rhoi hysbysiad cyhoeddus o'u bwriad i wneud hynny ac ar ôl ymgynghori â Phrif Swyddog Heddlu Dyfed-Powys, yn gwneud y Gorchymyn hwn.

Enwi a chychwyn

1. Enw'r Gorchymyn hwn yw Gorchymyn Cefnffordd yr A40 (Sanclêr, Sir Gaerfyrddin) (Gwahardd Aros, Llwytho a Dadlwytho) 2022 a daw'r Gorchymyn hwn i rym ar 7 Ebrill 2022.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr “y gefnffordd” (“*the trunk road*”) yw cefnffordd yr A40 Llundain i Abergwaun.

2022 No. (W.)

ROAD TRAFFIC, WALES

The A40 Trunk Road (St Clears,
Carmarthenshire) (Prohibition of
Waiting, Loading and Unloading)
Order 2022

Made 5 April 2022

Coming into force 7 April 2022

The Welsh Ministers, as traffic authority for the A40 trunk road, in exercise of the powers conferred upon them by sections 1(1), 2(1) and 2(2) of the Road Traffic Regulation Act 1984(1), after giving public notice of their intention to do so and after consultation with the Chief Officer of Dyfed Powys Police, make this Order.

Title and commencement

1. The title of this Order is the A40 Trunk Road (St Clears, Carmarthenshire) (Prohibition of Waiting, Loading and Unloading) Order 2022 and this Order comes into force on 7 April 2022.

Interpretation

2. In this Order—

“the trunk road” (“*y gefnffordd*”) means the A40 London to Fishguard trunk road.

(1) 1984 p. 27; diwygiwyd adrannau 1(1), 2(1) a (2) gan adran 168 o Ddeddf Ffyrdd Newydd a Gwaith Stryd 1991 (p. 22) a pharagraffau 17 a 18 o Atodlen 8 iddi, a diwygiwyd adran 1(1) gan baragraff 36(1) o Atodlen 22 i Ddeddf yr Amgylchedd 1995 (p. 25). 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.

(1) 1984 c. 27; sections 1(1), 2(1) and (2) were amended by the New Roads and Street Works Act 1991 (c. 22), section 168 and Schedule 8, paragraphs 17 and 18, section 1(1) was amended by paragraph 36(1) of Schedule 22 to the Environment Act 1995 (c. 25). 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.

Gwahardd aros, llwytho a dadlwytho ar unrhyw adeg

3. Ac eithrio fel a ddarperir yn erthygl 4, ni chaiff neb beri na chaniatáu i unrhyw gerbyd aros, llwytho neu ddadlwytho ar lôn arafu cerbyttfordd tua'r gorllewin y gefnffordd, sy'n ymestyn o ben dwyreiniol lôn arafu Garej The Forge hyd at ben gorllewinol lôn arafu Garej The Forge yn Sanclêr yn Sir Gaerfyrddin.

Esemptiadau

4. Caiff person beri neu ganiatáu i unrhyw gerbyd aros ar ochrau'r darn o'r gefnffordd a bennir yn erthygl 3 cyhyd ag sy'n angenrheidiol i alluogi—

(a) y cerbyd i gael ei ddefnyddio mewn cysylltiad ag unrhyw un neu ragor o'r gweithrediadau a glyn:

- (i) gwaith adeiladu, gwaith diwydiannol neu waith dymchwel;
- (ii) symud unrhyw rwystr i draffig;
- (iii) cynnal a chadw, gwella neu ailadeiladu'r darnau hynny o'r gefnffordd; neu
- (iv) gosod, codi, addasu neu atgyweirio, yn y darnau hynny o'r gefnffordd, neu mewn tir cyfagos, unrhyw garthffos neu unrhyw brif bibell, unrhyw bibell neu unrhyw gyfarpar ar gyfer cyflenwi nwy, dŵr neu drydan neu unrhyw gyfarpar cyfathrebu electronig fel y'i diffinnir ym mharagraff 5 o Atodlen 3A i Ddeddf Cyfathrebiadau 2003(1);

(b) y cerbyd i gael ei ddefnyddio yng ngwasanaeth awdurdod lleol neu awdurdod dŵr yn unol â swyddogaethau statudol;

(c) y cerbyd i gael ei ddefnyddio at ddibenion y frigâd dân, y gwasanaeth ambiwlans neu'r heddlu; neu

(d) y cerbyd i stopio pan fo'r person sydd â rheolaeth arno'n gwneud y canlynol:

- (i) pan fydd yn ofynnol yn ôl y gyfraith iddo stopio;
- (ii) pan fydd yn gorfod stopio er mwyn osgoi damwain;

Prohibition of waiting, loading and unloading at all times

3. Except as provided in article 4, no person may cause or permit any vehicle to wait, load or unload on the deceleration lane of the westbound carriageway of the trunk road that extends from the eastern extent of the Forge Garage deceleration lane to the western extent of the Forge Garage deceleration lane at St Clears in Carmarthenshire.

Exemptions

4. A person may cause or permit any vehicle to wait on the sides of the length of the trunk road specified in article 3 for so long as may be necessary to enable—

(a) the vehicle to be used in connection with any of the following operations:

- (i) building, industrial or demolition operations;
- (ii) the removal of any obstruction to traffic;
- (iii) the maintenance, improvement or reconstruction of the lengths of the trunk road; or
- (iv) the laying, erection, alteration, or repair in, or in land adjacent to the lengths of the trunk road of any sewer or of any main, pipe or apparatus for the supply of gas, water or electricity or any electronic communications apparatus as defined in paragraph 5 of Schedule 3A to the Communications Act 2003(1);

(b) the vehicle to be used in the service of a local authority or a water authority in pursuance of statutory functions;

(c) the vehicle to be used for fire brigade, ambulance or police purposes; or

(d) the vehicle to stop when the person in control of it:

- (i) is required by law to stop;
- (ii) is obliged to stop in order to avoid an accident;
- (iii) is prevented from proceeding; or

(1) 2003 p. 21. Mewnosodwyd Atodlen 3A gan baragraff 1 o Atodlen 1 i Ddeddf yr Economi Ddigidol 2017 (p. 30).

(1) 2003 c. 21. Schedule 3A was inserted by paragraph 1 of Schedule 1 to the Digital Economy Act 2017 (c. 30).

(iii) pan gaiff ei rwystro rhag mynd yn ei flaen; neu

(iv) pan fo'n gweithredu yn ôl cyfarwyddyd neu â chaniatâd cwnstabl heddlu, swyddog cymorth cymunedol yr heddlu neu swyddog gorfodi sifil.

Llofnodwyd ar ran y Dirprwy Weinidog Newid Hinsawdd, yn gweithredu o dan awdurdod y Gweinidog Newid Hinsawdd, un o Weinidogion Cymru.

Dyddiedig

5 Ebrill 2022

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

(iv) is acting upon the direction, or with the permission, of a police constable, police community support officer or civil enforcement officer.

Signed on behalf of the Deputy Minister for Climate Change, acting under the authority of the Minister for Climate Change, one of the Welsh Ministers.

Dated

5 April 2022

Nicci Hunter
Business Team Leader
Welsh Government

