

2022 Rhif 1099 (Cy. 232)

2022 No. 1099 (W. 232)

TRAFFIG FFYRDD, CYMRU

ROAD TRAFFIC, WALES

**Gorchymyn Cefnffordd yr A489
(Heol Maengwyn, Machynlleth)
(Gwahardd Aros) 2022**

**The A489 Trunk Road (Heol
Maengwyn, Machynlleth)
(Prohibition of Waiting) Order
2022**

Gwnaed 26 Hydref 2022

Yn dod i rym 28 Hydref 2022

Made 26 October 2022

Coming into force 28 October 2022

Mae Gweinidogion Cymru, sef yr awdurdod traffig ar gyfer cefnffordd yr A489, drwy arfer y pwerau a roddir iddynt gan adrannau 1(1), 2(1) a (2) o Ddeddf Rheoleiddio Traffig Ffyrdd 1984(1), yn gwneud y Gorchymyn hwn.

Mae Gweinidogion Cymru wedi ymgynghori â Phrif Swyddog Heddlu Dyfed-Powys ac wedi rhoi hysbysiad cyhoeddus o'u bwriad i wneud y Gorchymyn hwn yn unol â rheoliadau 5(1) a 6(1) o Reoliadau Gorchymynion Traffig yr Ysgrifennydd Gwladol (Gweithdrefn) (Cymru a Lloegr) 1990(2).

Enwi a chychwyn

1. Enw'r Gorchymyn hwn yw Gorchymyn Cefnffordd yr A489 (Heol Maengwyn, Machynlleth) (Gwahardd Aros) 202- a daw i rym ar 28 Hydref 2022.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr “y gefnffordd” (“*the trunk road*”) yw cefnffordd yr A489 Caersŵs i Fachynlleth.

- (1) 1984 p. 27; diwygiwyd adrannau 1(1) a 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 swyddogaethau hyn yn arferadwy bellach gan Weinidogion Cymru o ran Cymru.
- (2) O.S. 1990/1656, fel y'i diwygiwyd gan O.S. 2020/802 (Cy. 175). 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.

The Welsh Ministers, as traffic authority for the A489 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), make this Order.

The Welsh Ministers have consulted with the Chief Officer of Dyfed-Powys Police and given public notice of their intention to make this Order in accordance with regulations 5(1) and 6(1) of the Secretary of State's Traffic Orders (Procedure) (England and Wales) Regulations 1990(2).

Title and Commencement

1. The title of this Order is the A489 Trunk Road (Heol Maengwyn Machynlleth) (Prohibition of Waiting) Order 202- and it comes into force on 28 October 2022.

Interpretation

2. In this Order—

- (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, and 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.
- (2) S.I. 1990/1656, as amended by S.I. 2020/802 (W. 175). 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

3. Ac eithrio fel a ddarperir yn erthygl 4, ni chaiff neb beri na chaniatáu i unrhyw gerbyd aros ar ochrau'r darnau o'r gefnffordd a bennir yn yr Atodlen i'r Gorchymyn hwn ar unrhyw adeg ar unrhyw ddiwrnod.

Esemptiadau

4. Caiff person beri neu ganiatáu i unrhyw gerbyd aros ar ochrau'r darnau o'r gefnffordd a bennir yn yr Atodlen i'r Gorchymyn hwn cyhyd ag sy'n angenrheidiol i alluogi—

- (a) person i fynd i mewn i gerbyd, neu i ddod allan ohono;
- (b) nwyddau i gael eu llwytho ar y cerbyd neu eu dadlwytho ohono;
- (c) y cerbyd i gael ei ddefnyddio mewn cysylltiad ag unrhyw un neu ragor o'r gweithrediadau a ganlyn:
 - (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);
- (d) y cerbyd i gael ei ddefnyddio yng ngwasanaeth awdurdod lleol neu awdurdod dŵr yn unol â swyddogaethau statudol;
- (e) y cerbyd i gymryd petrol, olew, dŵr neu aer o unrhyw garej ar y darnau hynny o'r gefnffordd neu'n gyfagos iddynt;
- (f) y cerbyd i gael ei ddefnyddio at ddibenion y frigâd dân, y gwasanaeth ambiwlans neu'r heddlu; neu
- (g) 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;
 - (iii) pan gaiff ei rwystro rhag mynd yn ei flaen; neu

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

“the trunk road” (“y gefnffordd”) means the A489 Caersws to Machynlleth trunk road.

Prohibition of waiting

3. Except as provided in article 4, no person may cause or permit any vehicle to wait on the sides of the lengths of the trunk road specified in the Schedule to this Order at any time on any day.

Exemptions

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

- (a) a person to board or alight from a vehicle;
- (b) goods to be loaded on or unloaded from the vehicle;
- (c) 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 said 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);
- (d) the vehicle to be used in the service of a local authority or a water authority in pursuance of statutory functions;
- (e) the vehicle to take petrol, oil, water or air from any garage situated on or adjacent to the lengths of the trunk road;
- (f) the vehicle to be used for fire brigade, ambulance or police purposes; or
- (g) 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 c. 21. Schedule 3A was inserted by paragraph 1 of Schedule 1 to the Digital Economy Act 2017 (c. 30).

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

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

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

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.

Dyddiedig

26 Hydref 2022

Dated

26 October 2022

Nicci Hunter
Arweinydd y Tîm Busnes
Llywodraeth Cymru

Nicci Hunter
Business Team Leader
Welsh Government

YR ATODLEN

SCHEDULE

Y darnau o'r gefnffordd lle y gwaherddir aros

Lengths of trunk road on which waiting is prohibited

1. Y darn o ochr ogleddol y gefnffordd o'r enw Heol Maengwyn, Machynlleth sy'n ymestyn o bwynt 45 o fetrau i'r dwyrain o ganolbwynt ei chyffordd â Heol y Garth hyd at bwynt 95 o fetrau i'r dwyrain o'r gyffordd honno.

1. The length of the north side of the trunk road known as Heol Maengwyn, Machynlleth which extends from a point 45 metres east of the centre point of its junction with Garth Road to a point 95 metres east of said junction.

2. Y darn o ochr ddeheuol y gefnffordd o'r enw Heol Maengwyn, Machynlleth sy'n ymestyn o bwynt 44 o fetrau i'r dwyrain o ganolbwynt ei chyffordd â Forge Road hyd at bwynt 82 o fetrau i'r dwyrain o'r gyffordd honno.

2. The length of the south side of the trunk road known as Heol Maengwyn, Machynlleth which extends from a point 44 metres east of the centre point of its junction with Forge Road to a point 82 metres east of that said junction.