DYDDIEDIG/DATED 26 / 4 / 2024

GORCHYMYN BWRDEISTREF SIROL CONWY (FFYRDD AMRYWIOL CONWY) (GWAHARDD A CHYFYNGU AR AROS) 2024 – Rhan 2

CONWY COUNTY BOROUGH COUNCIL (VARIOUS ROADS CONWY) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2024 – Part 2

GORCHYMYN
ORDER

Pennaeth y Gyfraith a Llywodraethu
Head of Law and Governance
Cyngor Bwrdeistref Sirol Conwy/
Conwy County Borough Council
Bodlondeb
Conwy

Cyf./Ref: CCBC-044324

THE COUNTY BOROUGH OF CONWY (VARIOUS ROADS CONWY) (PROHIBITION AND RESTRICTION OF WAITING) ORDER 2024 - Part 2

The Conwy County Borough Council (hereinafter referred to as "the Council") in exercise of its powers under Sections 1 and 2 (and Part IV of Schedule 9) of the Road Traffic Regulation Act 1984 (hereinafter referred to as "the Act of 1984"), and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act of 1984 hereby makes the following Order:-

1 This Order shall come into operation on the 3 day of May Two thousand and twenty four and may be cited as "The County Borough of Conwy (Various Roads Conwy) (Prohibition and Restriction of Waiting) Order 2024"- Part 2

2. (1) In this Order.-

"authorised cab rank" means any area of carriageway which is comprised within and indicated by a road marking complying with diagram 1028 2 in Schedule 6 of the Traffic Signs Regulations and General Directions 2016,

"authorised parking place" means any parking place on a road authorised or designated by an Order made or having effect as if made under the Act of 1984,

"bus stop area" means any area of carriageway in any length of road specified in any Article or Schedule hereto intended for the waiting of buses which is comprised within or indicated by a road marking complying with either diagrams 1025 1, 1025 3, 1025.4 in Schedule 6 to the Traffic Signs Regulations and General Directions 2016,

"hackney carriage" has the same meaning as in Section 38(1) of the Vehicles (Excise) Act, 1971,

"disabled person's badge" has the same meaning as in the Disabled Persons (Badges for Motor Vehicles) (Wales) Regulations 2000,

"parking disc" has the same meaning as in Regulation 8 of the Local Authorities' Traffic Orders (Exemptions for Disabled Persons) (Wales) Regulations 2000;

(2) For the purpose of this Order a vehicle shall be regarded as displaying a disabled person's badge in the relevant position, if -

(a) the badge has not ceased to be in force; and

(b) (i) the badge is exhibited on the dashboard or fascia of the vehicle, or

(ii) where the vehicle is not fitted with a dashboard or fascia, the badge is exhibited in a conspicuous position on the front or near side of the vehicle, so that the front of the badge is clearly legible from outside the vehicle.

(3) For the purposes of this Order a vehicle shall be regarded as displaying a parking disc in the relevant position if:-

(a) the disc is exhibited on the dashboard or fascia of the vehicle, or

(b) where the vehicle is not fitted with a dashboard or fascia the disc is clearly exhibited in a conspicuous position on the vehicle

(4) Except where otherwise stated any reference in this Order to a numbered Article or Schedule is a reference to the Article or Schedule bearing that number in this Order.

3 Save as provided in Article 4 of this Order no person shall, except upon the direction or with the permission of a police constable or civil enforcement officer in uniform, cause or permit any vehicle to wait at any time in the lengths of road specified in Schedule 1.

4. (1) Nothing in Article 3 of this Order shall render it unlawful to cause or permit any vehicle to wait in the length(s) of road referred to therein for so long as may be necessary to enable -

(a) A person to board or alight from the vehicle

(b) Goods to be loaded on to or unloaded from the vehicle

(c) The vehicle, if it cannot conveniently be used for such purposes in any other road, to be used in connection with any of the following operations, namely -

(i) Building, industrial or demolition operations

(ii) The removal of any obstruction to traffic.

(iii) The maintenance, improvement or reconstruction of the said length(s) of road.

(iv) The laying, erection, alteration or repair, in or in land adjacent to the said length(s) of road, of any sewer or of any main pipe or apparatus for the supplying of gas, water, or electricity, or of any Telecommunications apparatus as defined in the Telecommunications Act, 1984.

(d) The vehicle, if it cannot conveniently be used for such purposes in any other road to be used in the service of a local authority or a public utility company in pursuance of statutory powers or duties

(e) The vehicle of a universal service provider under the Section 125 of the Postal Services Act 2000

(f) The vehicle to wait at or near to any premises situated on or adjacent to the said length(s) of road for so long as such waiting by that vehicle is reasonably necessary in connection with any wedding or funeral.

(g) The vehicle to be used for fire brigade, police or ambulance purposes

Nothing in Article 3 of this Order shall render it unlawful to cause or permit a disabled person's vehicle which displays in the relevant position a disabled person's badge, and a parking disc (on which the driver, or other person in charge of the vehicle has marked the time at which the period of waiting began), to wait in the length(s) of road referred to in that Article for a period not exceeding 3 hours (not being a period separated by an interval of less than 1 hour from a previous period of waiting by the same vehicle in the same day)

5 Insofar as any provision of this Order conflicts with a proviso which is contained in an Order made or having effect as if made under the Act of 1984 and existing at the time when this Order comes into operation, and which imposes a restriction or prohibition on vehicles other than stage carriages or express carriages in a bus stop area or grants an exemption from such restriction or prohibition, that provision of that Order shall prevail.

6 The prohibition and restrictions imposed by this Order shall be in addition to and not in derogation from any restriction or requirement imposed by any regulations made or having effect as if made under the Act of 1984 or by or under any other enactment

Schedule
No waiting at any time

Sychnant Pass Road, Conwy	Both Sides; from a point 35m west of its junction with Rhodfa Sychnant for a distance of 145m in a westerly direction.
Nebo Road, Nebo	Both sides, from a point 5m south east of its junction with Ffordd Ty Newydd for a distance of 15m in a north westerly direction

GIVEN under the Common Seal of the Conwy County Borough Council the 24 day of April Two thousand and twenty four

GORCHYMYN BWRDEISTREF SIROL CONWY (FFYRDD AMRYWIOL CONWY) (GWAHARDD A CHYFYNGU AR AROS) 2024 – Rhan 2

Yn unol â'i bwerau dan Adrannau 1 a 2 (a Rhan IV Atodlen 9), Deddf Rheoli Trafnidiaeth Ffyrdd 1984 (y cyfeirir ati o hyn ymlaen fel "Deddf 1984"), a'r holl bwerau galluogi eraill, ac ar ôl ymgynghori efo Prif Swyddog yr Heddlu yn unol â Rhan III Atodlen 9 Deddf 1984, mae Cyngor Bwrdeistref Sirol Conwy (y cyfeirir ato o hyn ymlaen fel "y Cyngor") yn gwneud drwy hyn y Gorchymyn canlynol -

1 Bydd y Gorchymyn hwn yn dod i rym ar y 3 dydd o Fai Dwy fil a phedair ar hugain a gellir ei ddyfynnu fel "Gorchymyn Cyngor Bwrdeistref Sirol Conwy (Ffyrdd Amrywiol Conwy) (Gwahardd a Chyfyngu ar Aros) 2024 – Rhan 2 "

2. (1) Yn y Gorchymyn hwn.-

mae "safle tacsis awdurdodedig" yn golygu unrhyw ran o ffordd gerbydau sydd wedi ei gynnwys oddi mewn i farc ffordd sy'n cydymffurfio â diagram 1028 2 yn Atodlen 6 Rheoliadau a Chyfarwyddiadau Cyffredinol Trafnidiaeth Ffyrdd 2016;

mae "lle parcio awdurdodedig" yn golygu unrhyw le parcio, ar ffordd, sydd wedi ei awdurdodi neu wedi ei ddynodi gan Orchymyn sydd wedi ei wneud dan Ddeddf 1984, neu sydd mewn grym fel pe bai wedi cael ei wneud dan y Ddeddf honno;

mae "safle bysiau" yn golygu unrhyw ddarn o ffordd gerbydau a ddynodir mewn unrhyw Erthygl neu Atodlen i'r Gorchymyn hwn fel un sydd wedi ei fwriadu ar gyfer aros gan fysiau sydd wedi ei gynnwys oddi mewn i farc ffordd sy'n cydymffurfio â diagram 1025 1, 1025 3 neu 1025 4 yn Atodlen 6 Rheoliadau Arwyddion Trafnidiaeth a Chyfarwyddiadau Cyffredinol 2016,

mae gan "cerbyd hacni" yr un ystyr ag sydd gan "hackney carriage" yn Adran 38(1) Deddf Cerbydau (Tollau) 1971,

mae gan "bathodyn unigolyn gydag anabledd" yr un ystyr ag sydd gan "disabled person's badge" yn Rheoliadau Pobl Gydag Anabledd (Bathodynnau ar gyfer Cerbydau Modur) (Cymru) 2000,

mae gan "disg parcio" yr un ystyr ag sydd gan "parking disc" yn Rheoliad Rhif 8 Rheoliadau Gorchmynion Trafnidiaeth Awdurdodau Lleol (Esgusodiadau ar gyfer Pobl Gydag Anabledd) (Cymru) 2000;

"Trwydded Parcio Dilys" yn golygu trwydded a gyhoeddir gan Awdurdod yr Harbwr i ganiatáu i gerbydau sy'n dwyn trwydded o'r fath i barcio yn y man penodol hwnnw

(2) I bwrpas y Gorchymyn hwn, ystyrir bod cerbyd yn arddangos bathodyn unigolyn gydag anabledd yn y lle perthnasol

(a) pan nad yw'r bathodyn wedi peidio â bod mewn grym; a

(b) (i) pan fo'r bathodyn yn cael ei arddangos ar forden flaen neu banel deialau'r cerbyd, neu

(ii) pan fo'r bathodyn yn cael ei arddangos mewn lle amlwg ar flaen neu ar ochr agos y cerbyd (os nad yw'r cerbyd wedi ei ffitio â borden flaen neu banel deialau), fel bod modd darllen blaen y bathodyn yn glir o'r tu allan i'r cerbyd

(3) I bwrpas y Gorchymyn hwn, ystyrir bod cerbyd yn arddangos disg parcio yn y lle perthnasol:

(a) pan fo'r disg yn cael ei arddangos ar forden flaen neu banel deialau'r cerbyd, neu

(b) pan fo'r disg yn cael ei arddangos mewn man amlwg ar y cerbyd, os nad yw'r cerbyd wedi ei ffitio â borden flaen neu banel deialau.

(4) Ac eithrio lle nodir fel arall, mae unrhyw gyfeiriad yn y Gorchymyn hwn at Erthygl neu Atodlen rifedig yn gyfeiriad at yr Erthygl neu Atodlen sydd â'r rhif hwnnw yn y Gorchymyn hwn

3. Ac eithrio'r hyn a ddarperir yn Erthygl 4 y Gorchymyn hwn, ni chaiff unrhyw un, oni bai ei fod yn gweithredu dan gyfarwyddyd neu gyda chaniatâd cwnstabl heddlu neu swyddog gorfodaeth sifil mewn lifrai, achosi na chaniatáu i unrhyw gerbyd aros ar unrhyw adeg ar y darnau o ffordd a nodir yn Atodlen y Gorchymyn hwn.

4 (1) Ni fydd unrhyw beth yn Erthygl 3 y Gorchymyn hwn yn ei gwneud yn anghyfreithlon i achosi neu ganiatáu i unrhyw gerbyd aros ar y darn(au) ffordd a gyfeirir atynt yn yr Erthyglau hynny, am gyhyd ag y bydd angen i ganiatáu:-

(a) Unigolyn i fynd i mewn i gerbyd neu ddod allan ohono

(b) Nwyddau i gael eu llwytho ar y cerbyd neu gael eu dadlwytho oddi arno

(c) defnyddio'r cerbyd, os nad oes modd ei ddefnyddio'n hwylus i bwrpas o'r fath ar unrhyw ffordd arall, mewn cysylltiad ag unrhyw rai o'r gweithgareddau canlynol, sef:-

(i) Gweithrediadau adeiladu, dymchwel neu ddiwydiannol

(ii) Symud unrhyw rwystr ar draffig

(iii) Cynnal, gwella neu ailadeiladu'r darn[au] ffordd dan sylw

(iv) Gosod, codi, newid, neu atgyweirio, ar dir cyfagos i'r darn(au) ffordd dan sylw, unrhyw garthffos, neu unrhyw brif bibell neu gyfarpar cyflenwi nwy, dwr neu drydan, neu unrhyw offer telegyfathrebu fel y mae'r rheiny'n cael eu diffinio yn Neddf Telegyfathrebu 1984

(ch) Galluogi i'r cerbyd gael ei ddefnyddio, os nad oes modd ei ddefnyddio'n hwylus i bwrpas o'r fath ar unrhyw ffordd arall, at wasanaeth awdurdod lleol neu gwmni gwasanaeth cyhoeddus, yn unol â phwerau neu ddyletswyddau statudol

(d) Cerbyd darparwr gwasanaeth cyffredinol dan Adran 125 o Ddeddf Gwasanaethau Post 2000

(dd) Galluogi'r cerbyd i aros gerbron neu yn agos at unrhyw adeilad sydd wedi ei leoli ar y darn[au] ffordd dan sylw neu'n gyfagos iddynt, am gyhyd ag y bydd angen rhesymol i'r cerbyd hwnnw aros yno mewn cysylltiad ag unrhyw briodas neu gynhebrwng

(e) Galluogi i'r cerbyd gael ei ddefnyddio i bwrpasau brigâd dân, yr heddlu neu ambiwlans

(2) Ni fydd unrhyw beth yn Erthygl 3 y Gorchymyn hwn yn ei gwneud yn anghyfreithlon i achosi neu ganiatáu i gerbyd unigolyn gydag anabledd sy'n arddangos, yn y lle perthnasol, fathodyn unigolyn gydag anabledd a disg parcio (lle mae'r gyrrwr, neu unigolyn arall sydd â gofal am y cerbyd, wedi nodi'r amser y dechreuodd y cyfnod aros) aros ar y darn[au] ffordd a gyfeiriwyd atynt yn yr Erthyglau hynny am gyfnod o ddim mwy na 3 awr (ar yr amod bod cyfnod o ddim llai nag 1 awr wedi mynd heibio ers diwedd unrhyw gyfnod blaenorol o aros gan yr un cerbyd ar yr un diwrnod).

5. Pan fo unrhyw un o ddarpariaethau'r Gorchymyn hwn yn gwrthdaro ag amod sydd wedi ei gynnwys mewn Gorchymyn sydd wedi ei wneud, neu sydd mewn grym fel pe bai wedi ei wneud, dan Ddeddf 1984, ac sydd mewn grym pan ddaw'r Gorchymyn hwn i rym, ac sy'n gosod cyfyngiad neu waharddiad ar gerbydau heblaw bysiau neu goetsys cyflym mewn arhosfan bysiau, neu'n esgusodi rhag cyfyngiad neu waharddiad o'r fath, darpariaeth y Gorchymyn hwnnw fydd drechaf.

6 Bydd y gwaharddiadau a'r cyfyngiadau sy'n cael eu gosod gan y Gorchymyn hwn yn ychwanegol at unrhyw gyfyngiad neu amod sy'n cael ei osod gan unrhyw reoliadau sydd wedi eu gwneud dan Ddeddf 1984, neu sydd mewn grym fel pe baent wedi eu gwneud naill ai dan y Ddeddf honno neu gan unrhyw ddeddf arall, ac ni fyddant yn tynnu oddi wrtho

Atodlen

Dim aros ar unrhyw adeg

Sychnant Pass Road, Conwy	Y ddwy ochr; o bwynt 35 metr I'r orllewin o'l chyffordd hefo Rhodfa Sychnant am belter o 145 metr I gyfeiriad orllewin
Ffordd Nebo, Nebo	Y ddwy ochr; o bwynt 5m i'r de-ddwyrain o'i chyffordd â Ffordd Tŷ Newydd am bellter o 15m i gyfeiriad y gogledd-orllewin.

RHODDWYD dan Sêl Gyffredin Cyngor Bwrdeistref Sirol Conwy ar y
24 dydd o Ebrill Dwy fil a phedair ar hugain

Hawlfraint y Goron. Cedwir pob hawl.
Cyngor Bwrdeistref Sirol Conwy
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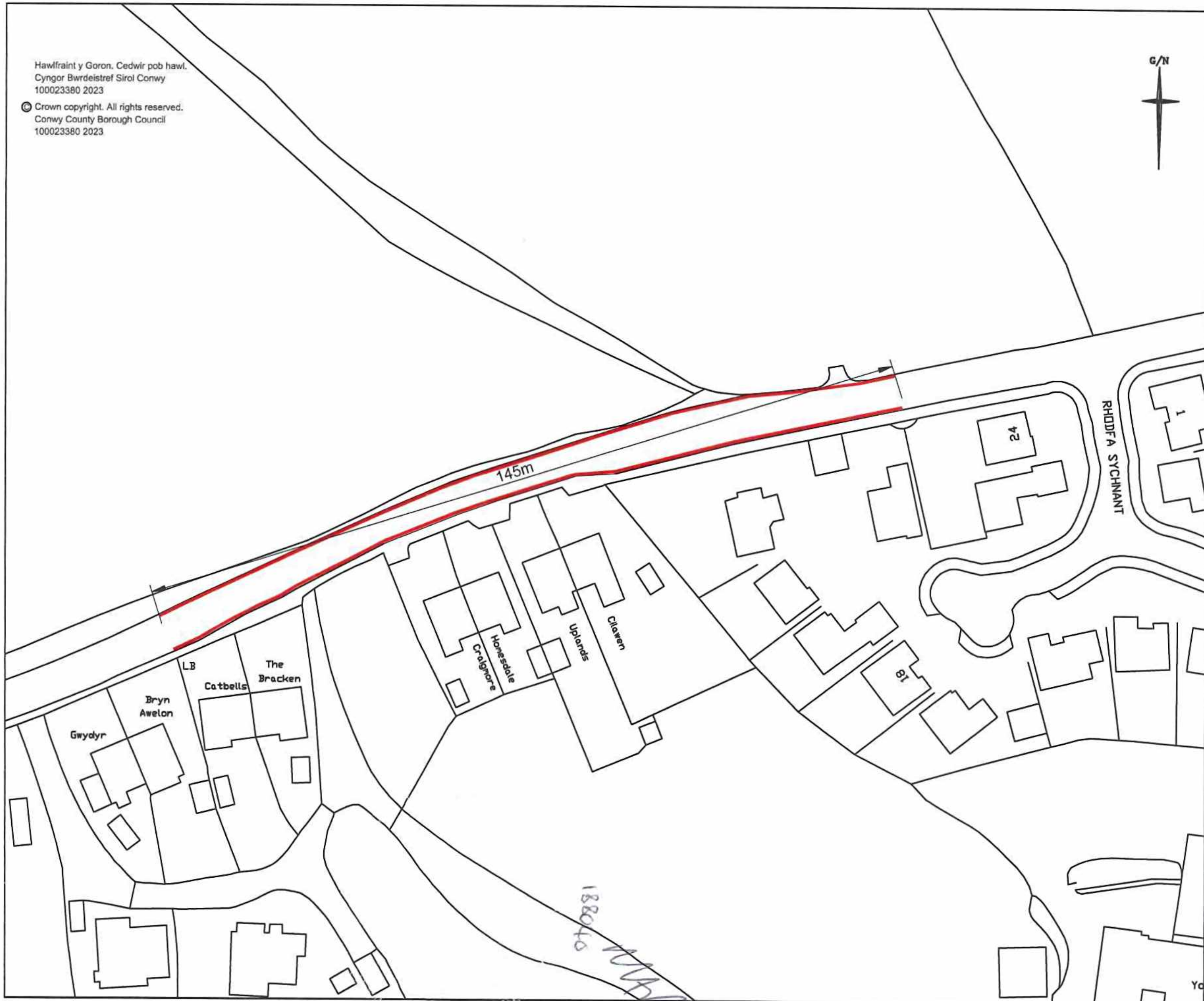
100023380 2023



PRESENNOL

Dim aros ar unrhyw adeg
No waiting at any time

All dimensions are in millimetres.

Ph/Rev	Details	Rev by	Chk by	Date
A				

REVISIONS

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COUNTY BOROUGH COUNCIL

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Scale: N.T.S.

Drawn By: RR

Checked By:

Section: TRAFFIC

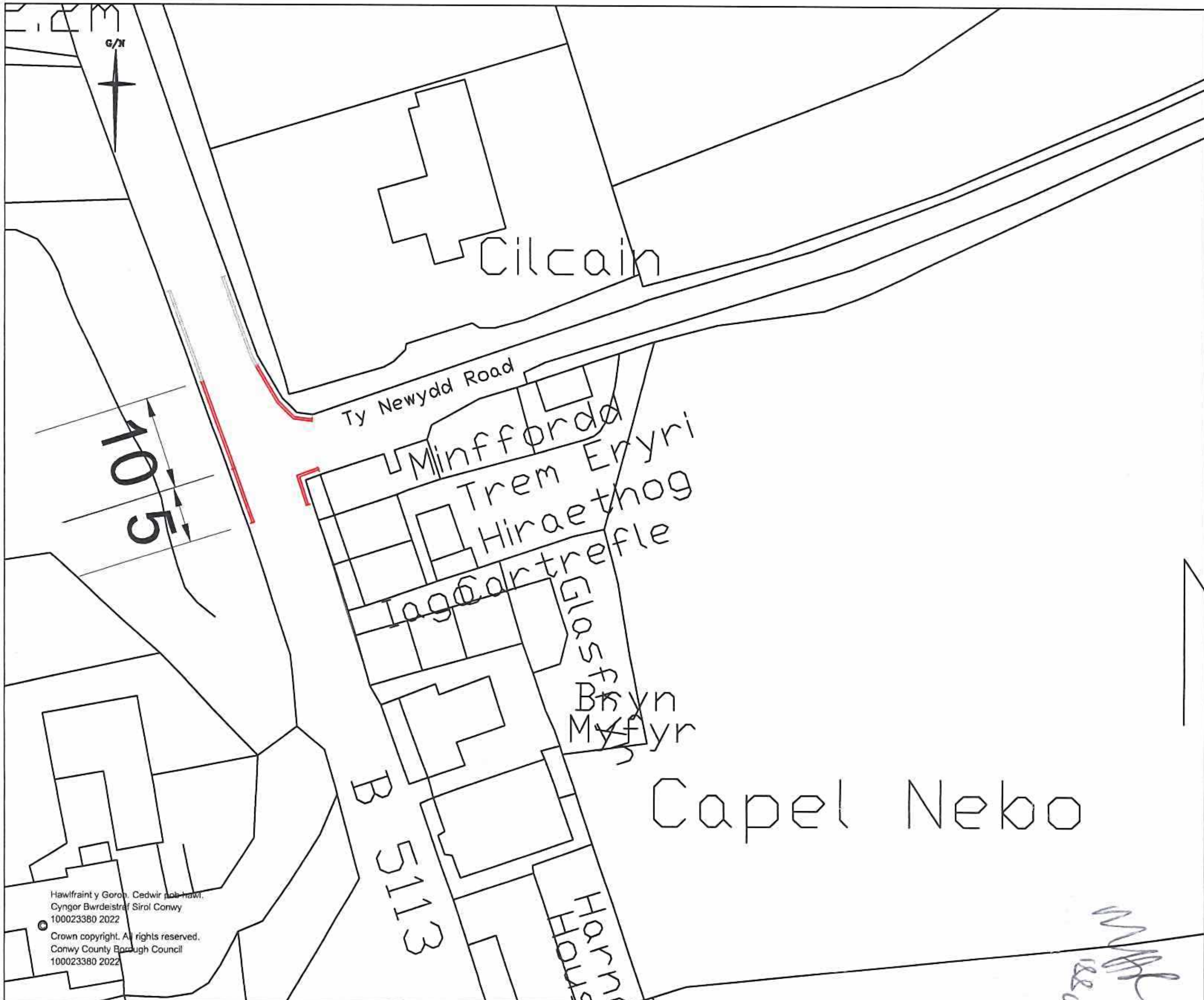
Project No:

Date: 14/10/22

Project:

Title: The County Borough of Conwy (Various Road Conwy) (Prohibition and Restriction of Waiting) Order 2023
Sychnant Pass Road
Conwy

Dwg No: L/01/10/22/33



Hawlfraint y Goron. Cedwir pob hawl.
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100023380 2022

PRESENNOL / EXISTING

Dim aros ar unrhyw adeg
No waiting at any time

Tynnu'n ol
Withdrawn

All dimensions are in metres.

Pt/Rev	Details	Rev by	Chk by	Date
A				

REVISIONS

CONWY
CYNGOR BWRDEISTREF SIROL
COUNTY BOROUGH COUNCIL

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Scale: NTS

Drawn By: JCS
Checked By: RHR

Section: TRAFFIC
Project No:
Date: 09/10/23

Project:

Title: The County Borough of Conwy (Various Road Conwy) (Prohibition and Restriction of Waiting) Order 2023
Ffordd Ty Newydd Nebo
Conwy

Dwg No: L/01/24/22/01

Cyflawnwyd fel Gweithred trwy osod
SÊL GYFFREDIN
CYNGOR BWRDEISTREF SIROL CONWY
yng ngŵydd :-

Executed as a Deed by affixing
the COMMON SEAL of the
CONWY COUNTY BOROUGH COUNCIL
in the presence of :-

Swyddog Selio Awdurdodedig
Authorised Sealing Officer

1880442