

HIGHWAYS, WALES

2009

No

**TOWN AND COUNTRY PLANNING ACT
1990**

**THE STOPPING UP OF HIGHWAYS
(REAR OF ST ANDREW'S ROAD,
WILDMILL, BRIDGEND) ORDER 200-**

Made 2009

Coming Into Force 2009

The Welsh Ministers make this Order in exercise of their powers under section 247 of the Town and Country Planning Act 1990 (1) (hereinafter referred to as "the Act of 1990") and of all other enabling powers (2).

1. In this Order: -

"the Council" ("y *Cyngor*") means Bridgend County Borough Council;

"the developer" ("y *datblygwr*") means the person carrying out the development for which the planning permission referred to below has been given;

"the deposited plan" ("y *plan a adnewydd*") means the plan entitled "The Stopping Up of Highways (Rear of St Andrew's Road, Wildmill, Bridgend) Order 2009" which accompanies this Order.

2. Subject to the provisions of articles 3, 4 and 5 of this Order, the Welsh Ministers authorise the stopping up of the area of highway described in Schedule 1 to this Order and shown with zebra hatched lines on the deposited map, being satisfied that the stopping up is necessary to enable the development described in Schedule 2 to this Order to be carried out.

3. The area of highway described in Schedule 1 to this Order may not be stopped up until:

- (a) the developer has provided, to the reasonable satisfaction of the Council, plans showing the means whereby the length of highway is to be stopped up;

- (b) the development referred to in Schedule 2 of this Order has commenced and the developer has informed the Council in writing of the necessity to close the area of highway to allow the development to proceed; and
- (c) the Council has confirmed in writing to the developer that the provisions of (a) and (b) of this article have been fulfilled.

4. Where immediately before the area of highway is stopped up in pursuance of this Order there is under, in, on, over, along or across that highway any apparatus of statutory undertakers or public communications providers then, (subject to section 261(4) of the Act of 1990), the undertakers or providers are to continue to have the same rights in respect of the apparatus as they had before the stopping up.

5. If the development referred to in Schedule 2 of this Order has not begun within the relevant period specified in Part III of the Act of 1990 as being the duration of the planning permission or the permission is revoked before the end of such period, this Order will cease to have effect upon cessation of the planning permission

6. This Order will come into operation on the date on which notice that it has been made is first published in accordance with section 252 (10) of the Act of 1990. The title to this Order is The Stopping Up of Highways (Rear of St Andrew's Road, Wildmill, Bridgend) Order 2009.

Signed under authority of the Minister for the Economy and Transport, one of the Welsh Ministers.

Dated 2009

J COLLINS
Deputy Director of Transport Planning and Governance
Welsh Assembly Government

(1) 1990 c.8.

(2) By virtue of S.I. 1999/672, Article 2 and Schedule 1 and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now exercisable by the Welsh Ministers in relation to Wales.

SCHEDULES

SCHEDULE 1

(All measurements are approximate)

Description of the area of highway to be stopped up under this Order at the Rear of St Andrew's Road, Wildmill, Bridgend.

A rectangular area of highway, to the rear of 10 St Andrew's Road, Wildmill, Bridgend, measuring 6.7 metres in length by 2.7 metres in width, with a total area of 18.09 square meters, shown in zebra hatching on the deposited map. The area to be stopped up is in St David's Close, a cul-de-sac at the rear of St Andrew's Road.

SCHEDULE 2

Proposed Development

The demolition of the existing rear boundary wall and rebuilding of the same to include a grassed area measuring 6.7 metres long by 2.7 metres wide in order to provide a safe playing area in accordance with planning permission granted under Part III of the Act of 1990 by the Council on 24 February 2009 under reference P/08/976/FUL.

TOWN AND COUNTRY PLANNING ACT 1990

THE STOPPING UP OF HIGHWAYS (REAR OF ST ANDREW'S ROAD, WILDMILL, BRIDGEND) ORDER 200-

NOTICE IS HEREBY GIVEN that the Welsh Ministers propose to make an Order under section 247 of the Town and Country Planning Act 1990 to authorise the stopping up of the area of highway described in Schedule 1 to this Notice.

If the Order is made, the stopping up will be authorised only in order to enable the development described in Schedule 2 of this Notice to be carried out. The Order will cease to have effect if the planning permission expires or is revoked.

During the 28 days from 09 July 2009, copies of the Order and the deposited map may be inspected free of charge at Ynysawdre Swimming Pool and Fitness Centre, Heol-yr-Ysgol, Ynysawdre from 7:30 am to 10:00 pm or may be obtained free of charge from the

address below quoting the Welsh Assembly Government reference CZ510-5-11-qA781831.

Within the above mentioned period of 28 days, any person may, by notice to the Welsh Assembly Government, Transport Planning and Governance Division, Orders Branch, Cathays Park, Cardiff, CF10 3NQ (quoting reference CZ510-5-11-qA781831), object to the making of the Order. Should you wish to object, support or make representations, we may need to consult with people and organisations outside of the Welsh Assembly Government. As part of the process of consulting with others, the information you have given us and your personal data will be passed to the applicant/developer and on occasion the local highway authority to enable them to respond to you. We will however, only disclose your personal details where it is necessary to do so to enable us to deal with issues you have brought to our attention. Where a stopping up Order becomes the subject of a Public Inquiry (PI), all correspondence is copied to the Inspector of the Inquiry and is kept in the PI Library when it is publicly available.

A copy of the Order and Notice can be viewed at the Welsh Assembly Government's website at

www.wales.gov.uk

(Select Legislation / Subordinate Legislation/ Draft Legislation / Draft Non-Statutory Instruments / Town and Country Planning Act Stopping Up Orders).

A copy of this Notice in larger print can be obtained from the Welsh Assembly Government, Transport Planning and Governance Division, Orders Branch, Cathays Park, Cardiff CF10 3NQ.

MD BURNELL

Transport Planning and Governance Division
Welsh Assembly Government

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