

**HIGHWAYS, WALES**

**2009 NO.**

**TOWN AND COUNTRY PLANNING ACT 1990**

**THE STOPPING UP OF HIGHWAYS (WEST WHARF LANE, OFF TRESILLIAN TERRACE, BUTETOWN, CARDIFF) ORDER 200-**

*Made* 200-

*Coming into force* 200-

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 the County Council of the City and County of Cardiff;

“the deposited plan” (“*y plan a adnewydd*”) means the plan entitled “The Stopping Up of Highways (West Wharf Lane, Off Tresillian Terrace, Butetown, Cardiff) Order 200-” which accompanies this Order;

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

**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 by zebra hatching on the deposited plan, being satisfied that the stopping up is necessary to enable development to be carried out as described in Schedule 2 to this Order.

**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 highway is to be stopped up;

(b) the development referred to in Schedule 2 to this Order has commenced and the developer has informed the Council in writing of the necessity to close the 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 will 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 to 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 ceases to have effect upon the cessation of the planning permission.

6. This Order comes 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 and will be called the Stopping Up of Highways (West Wharf Lane, Off Tresillian Terrace, Butetown, Cardiff) Order 200-.

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

Dated

200-

**J COLLINS**

Deputy Director of Transport Planning & 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.

## **SCHEDULE 1**

**(all measurements are approximate)**

### **Description of the area of highway to be stopped up under this Order**

A rectangular shaped area of highway having a maximum width of 8 metres and having a maximum length of 44 metres, being part of West Wharf Lane, Off Tresillian Terrace, in Butetown, Cardiff from a point 53 metres from its junction with Tresillian Terrace to the end of West Wharf Lane where it meets the fenced off area of land at Tresillian Way Industrial Estate.

## **SCHEDULE 2**

### **Description of the proposed development**

Redevelopment of site to include a housing assessment centre (including a café), day centre and hostels at Tresillian House and Huggard Centre and Taff Workshops off Tresillian Terrace, Butetown, Cardiff, in accordance with the planning permission granted under Part III of the Act of 1990 by the Council on 20 April 2009 under reference 09/00102/C.

## **TOWN AND COUNTRY PLANNING ACT 1990**

### **THE STOPPING UP OF HIGHWAYS (WEST WHARF LANE, OFF TRESILLIAN TERRACE, BUTETOWN, CARDIFF) 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 to this Notice to be carried out. The Order will cease to have effect if the planning permission expires or is revoked.

During 28 days from 10 December 2009 copies of the draft Order and the deposited plan may be inspected during normal office hours at the offices of the Cardiff County Highways Department, County Hall, Atlantic Wharf, Cardiff CF10 4UW or may be obtained free of

charge from the address below quoting the Welsh Assembly Government reference CZ510-5-71-qA815899.

Within the above mentioned period of 28 days, any person may, by notice to the Welsh Assembly Government, Transport and Strategic Regeneration, TPG3, Cathays Park, Cardiff CF10 3NQ (quoting reference CZ510-5-71-qA815899), object to the making of the Order.

**Please note:** - 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 where it is publicly available.

A copy of the Order and Notice can be viewed at [www.wales.gov.uk](http://www.wales.gov.uk) (select 'Legislation', 'Subordinate 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 Transport Planning & Governance Division, Welsh Assembly Government, Cathays Park, Cardiff CF10 3NQ.**

**M D BURNELL**  
Transport Planning & Governance Division  
Welsh Assembly Government

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