GORCHYMYN CYNGOR SIR DINAS A SIR CAERDYDD
GORCHYMYN DIOGELU MANNAU CYHOEDDUS (HEOL DDWYREINIOL Y BONT-FAEN A HEOL Y GADEIRLAN ISAF) 2020

Mae Cyngor Sir Dinas a Sir Caerdydd ("y Cyngor") wrth arfer ei bwerau dan Adrannau 59, 64 a 72 Deddf Ymddygiad Gwrthgymdeithasol, Troseddu a Phlismona 2014 ("y Ddeddf") a phob pŵer galluogi arall, ac ar ôl ymgynghori â Phrif Swyddog Heddlu De Cymru ac eraill, drwy hyn yn gwneud y Gorchymyn canlynol:

1. Daw'r Gorchymyn i rym ar 21 Chwefror, 2020 a bydd ar waith am gyfnod o 3 blynedd wedi hynny, oni chaiff ei ddirymu, ei ddiwygio neu ei ymestyn drwy orchmynion pellach gan y Cyngor

2. Mae'r Gorchymyn hwn yn ymwneud â'r rhan honno a ddangosir â chroeslinellau coch ar y Cynllun atodedig ac a ddisgrifir yn Atodlen 1 isod ("yr Ardal Gyfyngedig").

3. Effaith y Gorchymyn yw cyfyngu ar yr hawl dramwy gyhoeddus drwy'r Ardal Gyfyngedig rhwng **5:30pm a 8:30am o ddydd Llun i ddydd Gwener**, ac o **5:30pm ar ddydd Gwener i 8:30am ar ddydd Llun**. Mae'r Gorchymyn hwn yn awdurdodi gosod gatiau metel (a nodwyd gan seren goch ar y cynllun atodedig) a fydd yn rhoi'r cyfyngiad ar waith.

4. Disgrifir y llwybr amgen i gerddwyr yn Atodlen 2

5. Mae'r Cyngor yn fodlon bod yr amodau a nodir yn adrannau 59, 64 a 72 o'r Ddeddf wedi'u bodloni a'i bod yn iawn o dan yr holl amgylchiadau i wneud y Gorchymyn hwn at ddibenion lleihau troseddu ac ymddygiad gwrthgymdeithasol yn yr Ardal Gyfyngedig.

6. a. Mae'r Cyngor yn fodlon bod y gweithgareddau canlynol wedi cael neu yn debygol o gael eu cyflawni yn y man cyhoeddus: troseddu ac ymddygiad gwrthgymdeithasol

   b. Gwneir y Gorchymyn hwn gan y Cyngor am fod y Cyngor yn fodlon ar sail resymol fod gweithgareddau a gyflawnir neu sy'n debygol o gael eu cyflawni yn y man cyhoeddus sy'n ffurfio'r Ardal Gyfyngedig:-

   i) wedi cael, neu'n debygol o gael, effaith andwyol ar ansawdd bywyd y rhai sydd yn yr ardal
   ii) yn, neu'n debygol o fod, yn gyson neu barhaus eu natur ac i fod yn afresymol a chyfiawnhau'r cyfyngiadau a osodir

7. Os oes unrhyw berson sydd â buddiant yn dymuno cwestiynu dilysrwydd y Gorchymyn hwn ar y sail nad oedd gan y Cyngor unrhyw bŵer i'w wneud neu na chydymffurfiwyd ag unrhyw un o ofynion y Ddeddf mewn perthynas â'r Gorchymyn hwn, caiff wneud cais i'r Uchel Lys cyn pen chwe wythnos o'r dyddiad y gwneir y Gorchymyn hwn.

8. Bydd y personau hynny a ddisgrifir yn Atodlen 3 wedi eu heithrio rhag darpariaethau'r Gorchymyn hwn.

9. Mae adran 67 y Ddeddf yn ei gwneud yn drosedd i berson sydd heb esgus rhesymol:

i) wneud unrhyw beth y gwaherddir y person rhag ei wneud gan y gorchymyn hwn
ii) methu â chydymffurfio â gofyniad y mae'r person yn destun iddo o dan y Gorchymyn hwn

Mae person sy'n euog o dramgwydd o dan yr adran hon yn agored, o'i gollfarnu'n ddiannod, i ddirwy heb fod yn uwch na lefel 3.

Atodlen 1

Yr Ardal Gyfyngedig: Y lôn y tu ôl i 51-65 Heol Ddwyreiniol y Bont-faen a 2-8 Heol y Gadeirlan Isaf ac i ochr 1 Rawden Place

Lleoliad y Rhwystr: 1 gyfyngiad i'w gosod wrth fynedfa'r ardal gyfyngedig:

Rhwng cefn 65 Heol Ddwyreiniol y Bont-faen ac ochr Rawden Place

Atodlen 2

Y ffordd amgen:

Nid oes llwybr arall.

Atodlen 3

Ni fydd y cyfyngiad y cyfeirir ato ym mharagraff 3 y Gorchymyn yn gymwys i feddianwyr mangreoedd sy'n ffinio â'r ardal gyfyngedig berthnasol neu sy'n gyfagos iddi, swyddogion y Cyngor, yr heddlu, a'r gwasanaethau tân neu ambiwlans y mae ganddynt achos i ddefnyddio'r ardal gyfyngedig wrth gyflawni eu pwerau a'u dyletswyddau statudol ac unrhyw ymgymerwr statudol sydd angen mynediad i'w cyfarpar.

Dyddiad: 10 Chwefror, 2020

GOSODWYD SÊL GYFFREDIN
CYNGOR SIR
DINAS A SIR
CAERDYDD yma
ym mhresenoldeb:-

Llofnodwr awdurdodedig

THE COUNTY COUNCIL OF THE CITY AND COUNTY OF CARDIFF
PUBLIC SPACES PROTECTION ORDER (COWBRIDGE ROAD EAST AND LOWER CATHEDRAL ROAD) 2020

The County Council of the City and County of Cardiff ("the Council") in exercise of its powers under Section 59, 64 and 72 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") and all other enabling powers and following consultation with the Chief Officer of South Wales Police and others hereby makes the following Order: .

1. The Order shall come into operation on 21st day of February, 2020 and shall have effect for a period of 3 years thereafter, unless revoked, amended or extended by further orders under the Council'

2. This Order relates to that part shown hatched red on the attached Plan and described in Schedule 1 below ("the Restricted Area").

3. The effect of this Order is to restrict the public right of way over the Restricted Area between the hours of **5.30pm – 8.30am Monday - Friday** and **from 5.30pm Friday to 8:30am Monday**. This Order authorises the installation of gates (identified by a red asterisk on the attached Plan) which will give effect to the restriction.

4. The alternative route for pedestrians is described in Schedule 2

5. The Council is satisfied that the conditions set out in Sections 59, 64 and 72 of the Act have been satisfied and that it is in all the circumstances expedient to make this Order for the purposes of reducing crime and anti-social behaviour in the Restricted Area.

6. a. The Council is satisfied that the following activities have been or are likely to be carried out in the public space: crime and anti-social behaviour

   b. This Order is made by the Council because the Council is satisfied on reasonable grounds that activities carried out or likely to be carried out in the public space that forms the Restricted Area:-

   i) have had or are likely to have a detrimental effect on the quality of life of those in the locality
   ii) are or are likely to be persistent or continuing in nature and to be unreasonable and justify the restrictions imposed

7. If any interested person desires to question the validity of this Order on the grounds that the Council had no power to make it or that any requirement of the Act has not been complied with in relation to this Order, he or she may apply to the High Court within six weeks from the date on which this Order is made.

8. Those persons described in Schedule 3 shall be exempt from the provisions of this Order.

9. Section 67 of the Act makes it is an offence for a person without reasonable excuse to:
   i) do anything that the person is prohibited from doing by this order
   ii) fail to comply with a requirement to which the person is subject under this order

   A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 3.

Schedule 1

Restricted Area: The lane to the rear of 51-65 Cowbridge Road East and 2-8 Lower Cathedral Road and to the side of 1 Rawden Place

Location of Barrier: 1 number restriction to be placed at the entrance to the restricted area:

Between the rear of 65 Cowbridge Road East and the side of 1 Rawden Place

Schedule 2

The alternative route:

There is no alternative route.

Schedule 3

The restriction referred to in paragraph 3 of the Order shall not apply to the occupiers of premises adjoining or adjacent to the relevant Restricted Area, an officer of the Council, the Police, and Fire or Ambulance Services who have cause to use the Restricted Area in the performance of their statutory powers and duties and any statutory undertaker requiring access to their apparatus.

Dated this 10th day of February, 2020

THE COMMON SEAL OF THE
COUNTY COUNCIL OF THE
CITY AND COUNTY OF
CARDIFF was hereunto affixed in
the presence of:-

Authorised signatory

THE COUNTY COUNCIL OF THE CITY AND COUNTY OF CARDIFF
PUBLIC SPACES PROTECTION ORDER (COWBRIDGE ROAD EAST AND LOWER CATHEDRAL ROAD) 2020

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Dated this 10th day of February 2020

THE COMMON SEAL OF THE
COUNTY COUNCIL OF THE
CITY AND COUNTY OF
CARDIFF was hereunto affixed in
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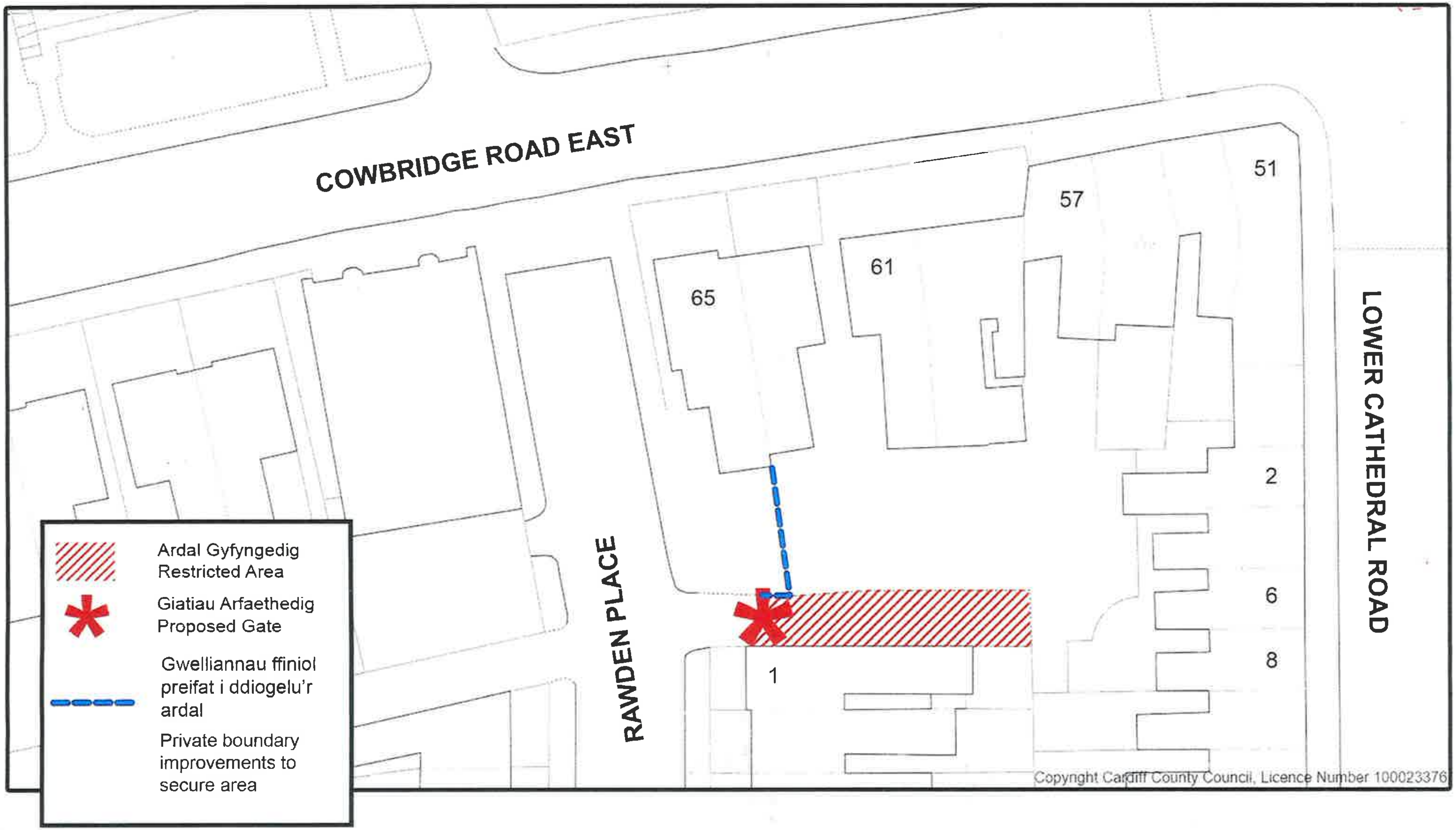
Authorised signatory

5113

Reference: RIV30

Lon i gefn o 51- 65 Cowbridge Road East &
2 - 8 Lower Cathedral Road
Lane to the rear of 51 - 65 Cowbridge Road East &
2 - 8 Lower Cathedral Road



HYSBYSIAD CYHOEDDUS - HYSBYSIAD CREU GORCHYMYN CYNGOR SIR DINAS A SIR CAERDYDD GORCHYMYN DIOGELU MANNAU CYHOEDDUS (HEOL DDWYREINIOL Y BONT-FAEN A HEOL Y GADEIRLAN ISAF) 2020

HYSBYSIR DRWY HYN FOD Cyngor Sir Dinas a Sir Caerdydd ("y Cyngor") ar 10 Chwefror, 2020 wedi gwneud y gorchymyn uchod dan Adran 59, Deddf Ymddygiad Gwrthgymdeithasol, Troseddu a Phlismona 2014 ("y Ddeddf") a'r holl bwerau galluogi eraill.

Effaith y gorchymyn, a ddaw i rym ar 21 Chwefror, 2020, fydd cyfyngu ar fynediad y cyhoedd yn y lleoliadau a ddisgrifir yn y Gorchymyn drwy godi'r rhwystrau canlynol:

Y llwybr cyhoeddus yng nghefn 51-65 Heol Ddwyreiniol y Bont-faen a 2-8 Heol y Gadeirlan Isaf ac i ochr 1 Rawden Place ("yr Ardal Gyfyngedig")

rhwng **5:30pm a 8:30am o ddydd Llun i ddydd Gwener a rhwng 5:30pm – 8:30am o ddydd Gwener i ddydd Llun** ac eithrio'r bobl hynny sydd wedi'u heithrio dan y Gorchymyn, at y diben o leihau troseddu ac ymddygiad gwrthgymdeithasol yn "yr Ardal Gyfyngedig".

Mae copi o'r Gorchymyn a'r cynllun ar gael i'w harchwilio yn Neuadd y Sir, Glanfa'r Iwerydd, Caerdydd CF10 4UW yn ystod oriau busnes arferol a hefyd ar wefan y Cyngor: www.caerdydd.gov.uk/gatiolonydd
Gall person wneud cais i'r Uchel Lys er mwyn herio dilysrwydd y Gorchymyn Diogelu Mannau Cyhoeddus ar y sail nad oedd gan y Cyngor bŵer i wneud y Gorchymyn, neu na chydymffurfiwyd ag unrhyw ofynion gweithdrefnol mewn perthynas ag ef. Mae'n rhaid gwneud ceisiadau cyn pen chwe wythnos o (dyddiad y Gorchymyn) i'r Uchel Lys at y diben hwn.

Dyddiad 14 Chwefror, 2020

DAVINA FIORE, Cyfarwyddwr Llywodraethiant a Gwasanaethau Cyfreithiol, Neuadd y Sir, Glanfa'r Iwerydd, Caerdydd CF10 4UW

PUBLIC NOTICE– NOTICE OF MAKING THE COUNTY COUNCIL OF THE CITY AND COUNTY OF CARDIFF PUBLIC SPACES PROTECTION ORDER (COWBRIDGE ROAD EAST AND LOWER CATHEDRAL ROAD) 2020

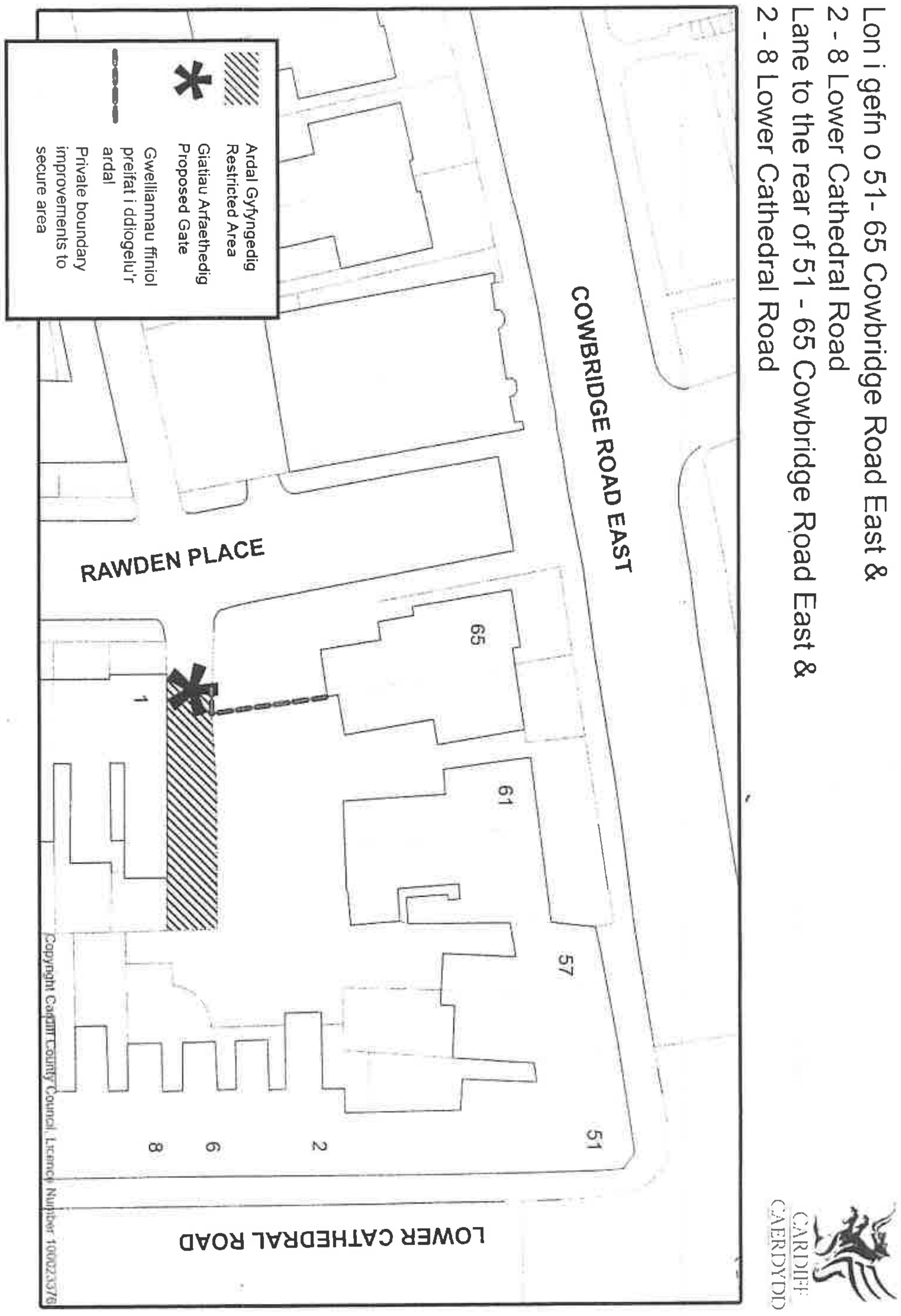
NOTICE IS HEREBY GIVEN THAT The County Council of the City and County of Cardiff ("the Council") has on 10th day of February, 2020 made the above order under Section 59 of the Anti-social Behaviour, Crime and Policing Act 2014 ("the Act") and all other enabling powers

The effect of the order, which will come into force on 21st day of February, 2020, will be to restrict, by the erection of barriers in the locations as described in the Order, all public access through:

The public path to the rear of 51-65 Cowbridge Road East and 2-8 Lower Cathedral Road and to the side of 1 Rawden Place ("the Restricted Area")

during the hours of 5:30pm-8:30am Monday-Friday and from 5:30pm Friday to 8:30am Monday, with the exception of those persons exempt under the Order for the purpose of reducing crime and anti-social behaviour in " the Restricted Area".

A copy of the Order and the plan is available for inspection at County Hall, Atlantic Wharf, Cardiff, CF10 4UW during normal business hours and also appears on the Council's website: www.cardiff.gov.uk/Alleygating. A person may apply to the High Court for the purpose of questioning the validity of the Public Spaces Protection Order on the grounds that that Council had no power to make the Order or that any procedural requirement was not complied with in relation to it. An application must be made within six weeks from the (date of Order) to the High Court for this purpose.

Dated this 14 February, 2020

DAVINIA FIORE, Director of Governance & Legal Services, County Hall, Atlantic Wharf, Cardiff Bay CF10 4UW