

Cyngor Sir Dinas A Sir Caerdydd
Gorchymyn Diogelu Mannau Cyhoeddus
(Belmont Walk, Bae Caerdydd) 2021

Mae Cyngor Sir Dinas a Sir Caerdydd ("y Cyngor") wrth arfer ei bwerau dan Adrannau 59, 64 a 72 Deddf Ymddygiad Gwrthgymdeithasol, Troseddu a Phlisma 2014 ("y Ddeddf") a'r holl bwerau galluogi eraill, 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 13 Awst 2021 a bydd ar waith am gyfnod o 3 blynedd wedi hynny, oni chaiff ei ddiddymu, ei ddiwygio neu ei estyn drwy orchmynion eraill gan y Cyngor.
2. Mae'r Gorchymyn hwn yn ymwneud â'r rhanau o'r llwybr cyhoeddus a ddangosir â chroeslinellau coch ar y Cynllun atodol ac a ddisgrifir yn Atodlen 1 isod ("yr Ardal Gyfyngedig").
3. Effaith y Gorchymyn hwn yw cyfyngu ar yr hawliau tramwy cyhoeddus dros yr Ardal Gyfyngedig. Mae'r Gorchymyn hwn yn awdurdodi gosod gatiau metel (a nodir â seren goch ar y cynllun atodol) 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 y Ddeddf wedi'u bodloni a'i bod gwneud y Gorchymyn hwn yn iawn o dan yr holl amgylchiadau, 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. Mae'r Cyngor yn gwneud y gorchymyn hwn oherwydd ei fod yn fodlon ar sail resymol bod 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 pobl yn yr ardal
 - ii) yn, neu'n debygol o fod, yn gyson neu'n barhaus eu natur ac yn afresymol ac yn cyfiawnhau'r cyfyngiadau a osodir
7. Os oes unrhyw berson 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 ddyddiad gwneud y Gorchymyn hwn.
8. Bydd y personau a ddisgrifir yn Atodlen 3 yn cael 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) peidio â chydymffurfio â gofyniad y mae'r person yn destun iddo o dan y Gorchymyn hwn

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

Atodlen 1

Yr Ardal Gyfyngedig:

- i) Y lôn wrth ochr 2 Clos y Gorllewin a'r tu cefn i 133 i 141 Stryd Bute
- ii) Y lôn y tu cefn i 2-6 Clos y Gorllewin ac wrth ochr 1 Belmont Walk
- iii) Y lôn y tu cefn i 19-23 Belmont Walk ac wrth ochr 32 Belmont Walk
- iv) Y lôn y tu cefn i 50-54 Alice Street ac wrth ochr 44 Belmont Walk

Lleoliad y Rhwystrau: 8 cyfyngiad i'w gosod wrth fynedfa'r ardal gyfyngedig:

- a. Dwy gât rhwng ochr 2 Clos y Gorllewin a'r tu cefn i 133 i 141 Stryd Bute
- b. Rhwng y tu cefn i 2 Clos y Gorllewin ac wrth ochr 1 Belmont Walk
- c. Rhwng y tu cefn i 6 Clos y Gorllewin ac wrth ochr 1 Belmont Walk
- d. Rhwng y tu cefn i 23 Belmont Walk ac wrth ochr 32 Alice Street
- e. Rhwng y tu cefn i 19 Belmont Walk ac wrth ochr 32 Alice Street
- f. Rhwng ochr 44 Alice Street ac y tu cefn i 50 Alice Street
- g. Rhwng ochr 44 Alice Street ac y tu cefn i 54 Alice Street

Atodlen 2

Y llwybr amgen ar gyfer:

Lonydd i) a ii) yw ar hyd y priffyrdd o flaen 1-11 Belmont Walk, wrth ochr 11 Belmont Walk, y tu cefn i 1-11 Belmont Walk, y tu cefn i 8 Clos y Gorllewin ac o flaen 2-8 Clos y Gorllewin ac wrth ochr 2 Clos y Gorllewin fel y nodir yn y Cynllun sy'n atodol at y Gorchymyn hwn.

Lonydd iii) a iv) yw ar hyd y priffyrdd y tu cefn i 32-44 Alice Street, y tu cefn i 13-19 Belmont Walk, o flaen 13-23 Belmont Walk, wrth ochr 23 Belmont Walk ac o flaen 32-44 Alice Street.

Atodlen 3

Ni fydd y cyfyngiad y cyfeirir ato ym mharagraff 2 y Gorchymyn yn gymwys i feddianwyr eiddo sy'n ffinio â'r ardal gyfyngedig berthnasol neu sy'n gyfagos iddi, swyddogion y Cyngor, yr Heddlu, na'r Gwasanaethau Tân neu Ambiwlans y mae ganddynt achos i ddefnyddio'r ardal gyfyngedig wrth gyflawni eu pwerau a'u dyletswyddau statudol ac unrhyw ymgwymerwr statudol sydd angen mynediad at ei gyfarpar.

Dyddiad: 11 Awst, 2021

[Cyfeirnod sêl 53087]

Gosodwyd Sêl Gyffredin Cyngor
Sir Dinas A Sir Caerdydd yma
ym mhresenoldeb:-

S. Davies
Llofnodwr awdurdodedig

The County Council of the City and County of Cardiff
Public Spaces Protection Order
(Belmont Walk, Cardiff Bay) 2021

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 13 day of August, 2021 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 those parts of the public path shown hatched red on the attached Plan and described in Schedule 1 ("the Restricted Area").
3. The effect of this Order is to restrict the public right of way over the Restricted Area. This Order authorises the installation of metal gates (identified by red asterisks 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:-
 - iii) have had or are likely to have a detrimental effect on the quality of life of those in the locality
 - iv) 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:
 - a. do anything that the person is prohibited from doing by this order
 - b. 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:

- i) The lane to the side of 2 West Close and the rear of 133 to 141 Bute Street
- ii) The lane to rear of 2-6 West Close and the side of 1 Belmont Walk
- iii) The lane to the rear of 19-23 Belmont Walk and the side of 32 Belmont Walk
- iv) The lane to the rear of 50-54 Alice Street and the side of 44 Belmont Walk

Location of Barriers: 8 no. restrictions to be placed at the entrance to the restricted area:

- a. Two gates between the side of 2 West Close and the rear of 133 to 141 Bute Street
- b. Between the rear of 2 West Close and the side of 1 Belmont Walk
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Schedule 2

The alternative route for:

Lanes i) and ii) is via the highways in front of 1-11 Belmont Walk, to the side of 11 Belmont Walk, to the rear of 1-11 Belmont Walk, to the rear of 8 West Close and in front of 2-8 West Close and to the side of 2 West Close as set out in the Plan annexed to this Order.

Lanes iii) and iv) is via the highways to the rear of 32-44 Alice Street, to the rear of 13-19 Belmont Walk, in front of 13-23 Belmont Walk, to the side of 23 Belmont Walk and to the front of 32-44 Alice Street.

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The restriction referred to in paragraph 2 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 11th day of August, 2021

[Seal reference : 53087]

THE COMMON SEAL OF THE
COUNTRY COUNCIL OF
THE CITY AND COUNTY OF
CARDIFF was hereunto affixed

in the presence of:-

S. Davies
Authorised signatory

**THE COUNTY COUNCIL OF THE CITY AND COUNTY OF CARDIFF
PUBLIC SPACES PROTECTION ORDER
(BELMONT WALK, CARDIFF BAY) 2021**

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: .

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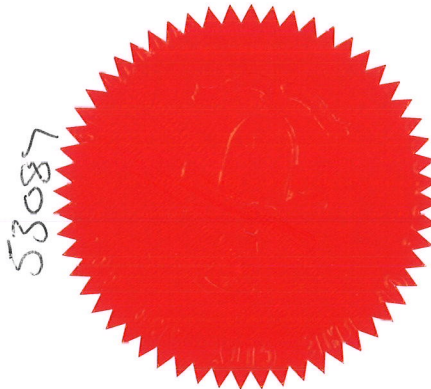
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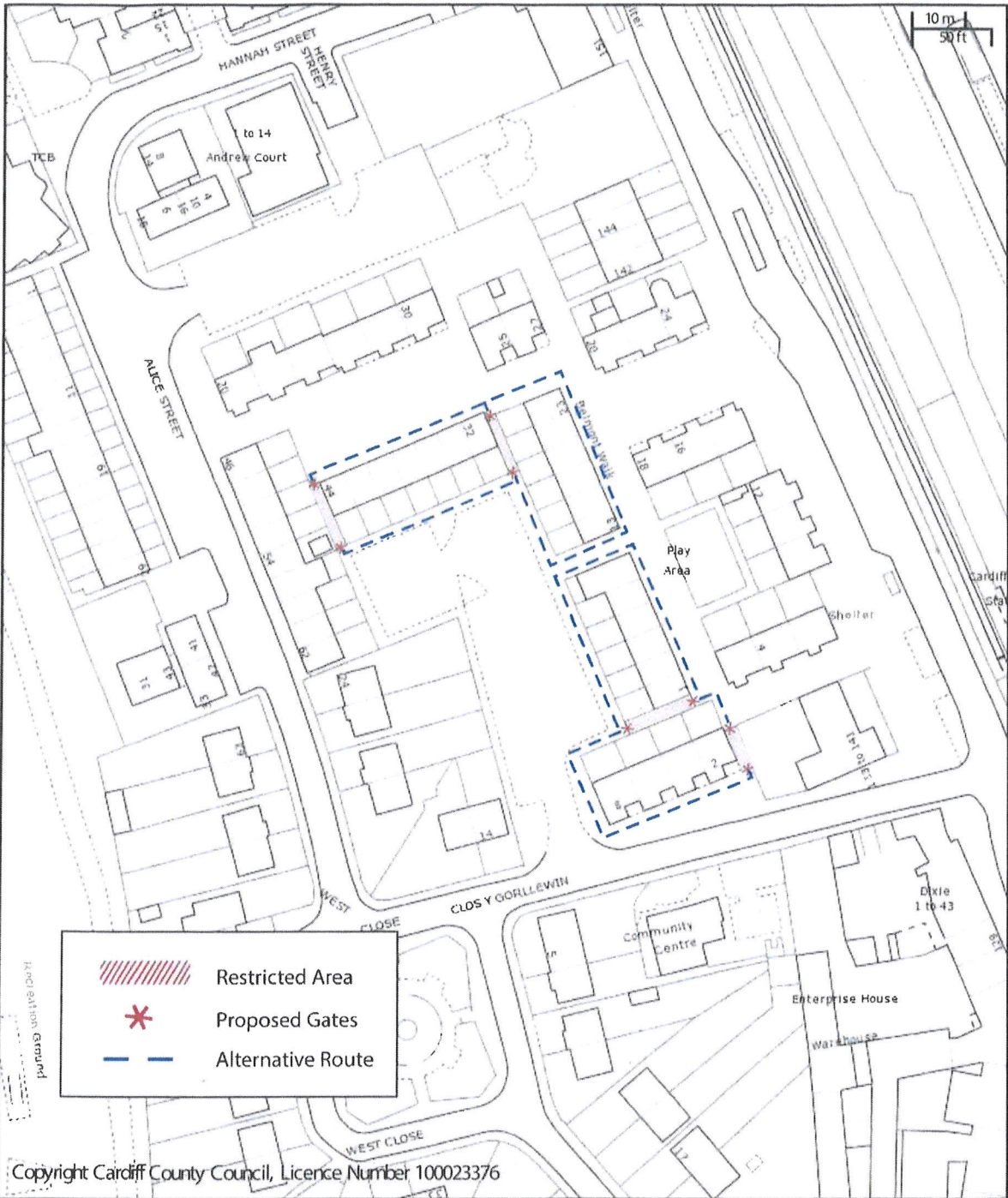
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CARDIFF was hereunto affixed
in the presence of:-

Shirley Gann

Authorised signatory



Lane Ref. BTN 09/10/11/12



CHIEF EXECUTIVE
 Paul Orders
 County Hall
 Atlantic Wharf
 Cardiff CF10 4UW
 Tel: 029 20872000

City of Cardiff Council
Cyngor Dinas Caerdydd



Belmont Walk Alley Closures

Scale: 1:1000
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Shree Gama

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PUBLIC SPACES PROTECTION ORDER
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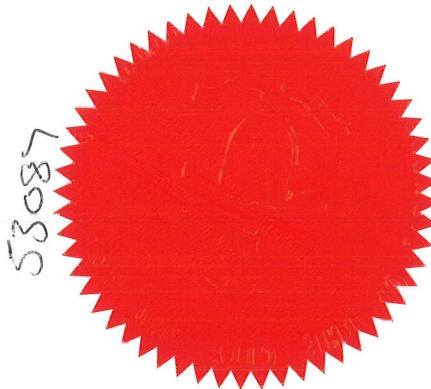
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Dated this 11th day of August, 2021

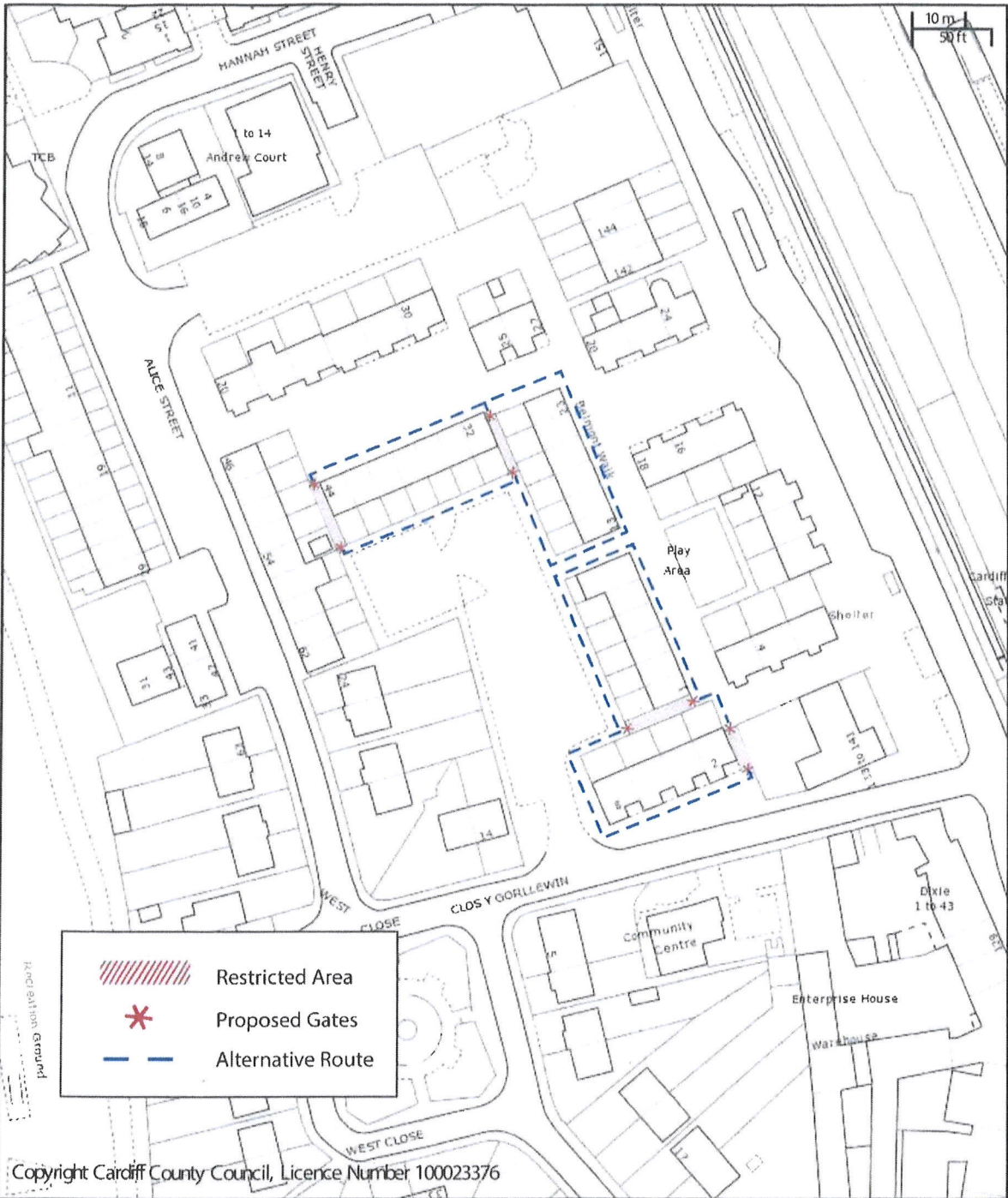
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in the presence of:-




Shirley Gann

Authorised signatory



Lane Ref. BTN 09/10/11/12



	Restricted Area
	Proposed Gates
	Alternative Route

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Paul Orders
County Hall
Atlantic Wharf
Cardiff CF10 4UW
Tel: 029 20872000

City of Cardiff Council
Cyngor Dinas Caerdydd



Belmont Walk Alley Closures

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Shree Gama

