Gorchymyn Cyngor Sir Dinas A Sir Caerdydd

Gorchymyn Amddiffyn Mannau Cyhoeddus (Anderson Place A Galston St, Caerdydd) 2022

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

1. Daw'r Gorchymyn i rym ar 14 Mehefin, 2022 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 rhannau a ddangosir â chroeslinellau coch ar y Cynlluniau atodedig ac a ddisgrifir yn Atodlen 1 isod ("yr Ardaloedd Cyfyngedig").

3. Effaith y Gorchymyn hwn yw cyfyngu ar hawliau tramwy'r cyhoedd dros yr Ardal Gyfyngedig. Mae'r Gorchymyn hwn yn awdurdodi gwaith i osod gatiau (a gynrychiolir â seren goch ar y Cynllun atodedig) i roi'r cyfyngiad ar waith.

4. Disgrifir y llwybrau amgen ar gyfer cerddwyr 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 digwydd, neu eu bod yn debygol o ddigwydd, 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 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 y rhai sydd yn yr ardal
   ii) yn neu'n debygol o fod yn gyson neu'n barhaus mewn natur ac i fod yn afresymol ac yn cyfiawnhau'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

Ardal Gyfyngedig:

i) Y llwybr cyhoeddus yng nghefn 2-16 Anderson Place
ii) Y llwybr cyhoeddus yng nghefn 69-75 Anderson Place
iii) Y llwybr cyhoeddus yng nghefn 19-23 Galston Street ac i'r ochr ac yng nghefn 17 Galston Street ac i'r ochr o 11 Galston Street

Lleoliad y Rhwystrau:

i) 2 gyfyngiad i'w gosod wrth fynedfeydd yr ardal gyfyngedig: 1 o ran nifer i'w osod rhwng cefn 2 a 10 Anderson Place ac 1 i'w osod rhwng cefn rhif 8 ac 16 Anderson Place.
ii) 2 gyfyngiad i'w gosod wrth fynedfeydd yr ardal gyfyngedig: 1 o ran nifer i'w osod rhwng cefn 75 Anderson Place a'r bloc o fflatiau (49-65 Anderson Place) ac 1 i'w osod rhwng 69 Anderson Place a'r bloc o fflatiau (49-65 Anderson Place).
iii) 3 chyfyngiad i'w gosod wrth fynedfeydd yr ardal gyfyngedig: 1 i'w osod i ochr rhif 19 Galston Street ac 1 i'w osod yng nghefn rhif 23 Galston Street ac i ochr 17 Galston Street ac 1 i'w osod yng nghefn 17 Galston Street ac i ochr 11 Galston Street.

Atodlen 2

Y ffordd amgen:

i) Bydd y ffordd amgen ar hyd y priffyrdd i ochr rhif 8 Anderson Place, i flaen 2-8 Anderson Place, i ochr rif 2 a 10 Anderson Place ac i flaen 10-16 Anderson Place ac i flaen ac ochrau'r bloc o fflatiau (18-28 Anderson Place) fel y nodwyd yn y Cynllun a atodwyd i'r Gorchymyn hwn.
ii) Bydd y ffordd amgen ar hyd y priffyrdd i ochr rhif 75 Anderson Place, i flaen 67-75 Anderson Place, i ochr a chefn rhif 67 Anderson Place, i ochrau a blaen y bloc o fflatiau (49-65 Anderson Place) fel y nodwyd yn y Cynllun a atodwyd i'r Gorchymyn hwn.
iii) Bydd y llwybr amgen ar hyd y priffyrdd i ochr rhif 19 Galston Street, i flaen 19-29 Galston Street, i ochr 29 Galston Street a chefn 25-29 Galston Street, i flaen 13-17 Galston Street, i ochr rhif 13 Galston Street ac i gefn 13-15 Galston Street.

Atodlen 3

Ni fydd y cyfyngiad y cyfeirir ato ym mharagraff 3 y Gorchymyn yn gymwys i feddianwyr safleoedd 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 ymgymerwr statudol sydd angen mynediad i'w cyfarpar.

Dyddiedig 8 Mehefin, 2022

[Cyfeirnod sêl 54540]

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

L Weston
Llofnod Awdurdodedig

The County Council Of The City And County Of Cardiff

Public Spaces Protection Extension Order (Anderson Place And Galston Street, Cardiff) 2022

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 14 June, 2022 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 the parts shown cross hatched red on the attached Plans and described in Schedule 1 below ("the Restricted Areas").

3. The effect of this Order is to restrict the public right of way over the Restricted Area.. This Order authorises the installation of gates (identified by a red star on the attached Plans) which will give effect to the restriction.

4. The alternative routes for pedestrians are 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 Areas:

i) The public path to the rear of 2-16 Anderson Place
ii) The public path to the rear of 69-75 Anderson Place
iii) The public path to the rear of 19-23 Galston Street and to the side and rear of 17 Galston Street and to the side of 11 Galston Street

Location of Barriers:

i) 2 number restrictions to be placed in the restricted area at: 1 number to be placed between the rear of 2 and 10 Anderson Place and 1 number to be placed between the rear of 8 and 16 Anderson Place.
ii) 2 number restrictions to be placed in the restricted area at: 1 number to be placed between the rear of 75 Anderson Place and the block of flats (49-65 Anderson Place) and 1 number to be placed between 69 Anderson Place and the block of flats (49-65 Anderson Place).
iii) 3 number restrictions to be placed in the restricted area at: 1 number to be placed to the side of 19 Galston Street and 1 number to be placed to the rear of 23 Galston Street and the side of 17 Galston Street and 1 number to be placed to the rear of 17 Galston Street and the side of 11 Galston Street.

Schedule 2

The alternative route :

i) The alternative route will be via the highways to the side of 8 Anderson Place, to the front of 2-8 Anderson Place, to the side of 2 and 10 Anderson Place and to the front of 10-16 Anderson Place and to the front of and to the sides of the block of flats (18-28 Anderson Place) as set out in the Plan annexed to this Order.
ii) The alternative route will be via the highways to the side of 75 Anderson Place, to the front of 67-75 Anderson Place, to the side and rear of 67 Anderson Place.to the sides and front of the block of flats (49-65 Anderson Place) as set out in the plan annexed to this Order.
iii) The alternative route will be via the highways to the side of 19 Galston Street, to the front of 19-29 Galston Street, to the side of 29 Galston Street and rear of 25-29 Galston Street, the front of 13-17 Galston Street, to the side of 13 Galston Street and to the rear of 13-15 Galston Street

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.

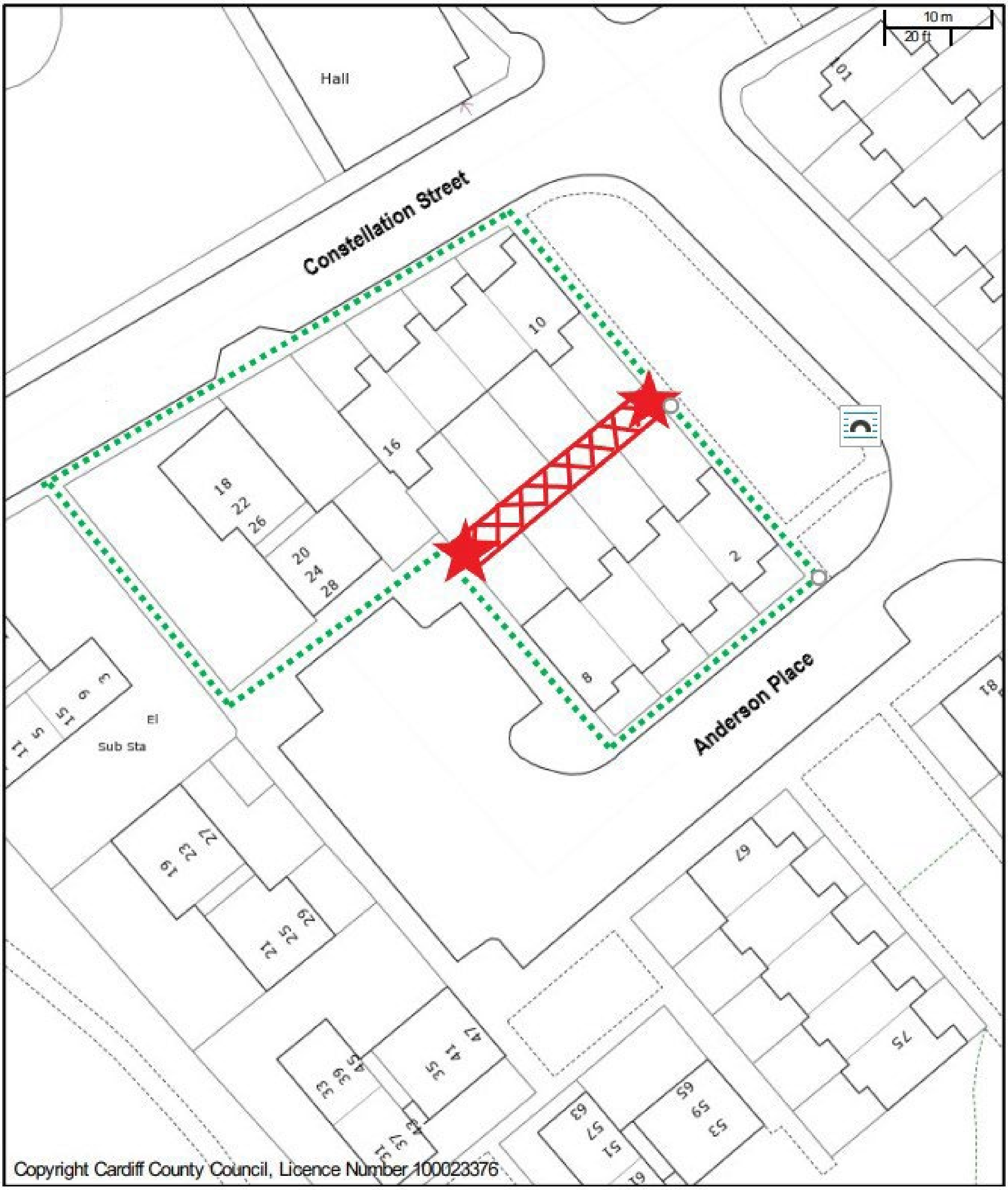
Dated this 8th day of June,

2022 [Seal reference 54540]

The Common Seal Of The Country Council Of The City And County Of Cardiff was hereunto affixed in the presence of:-

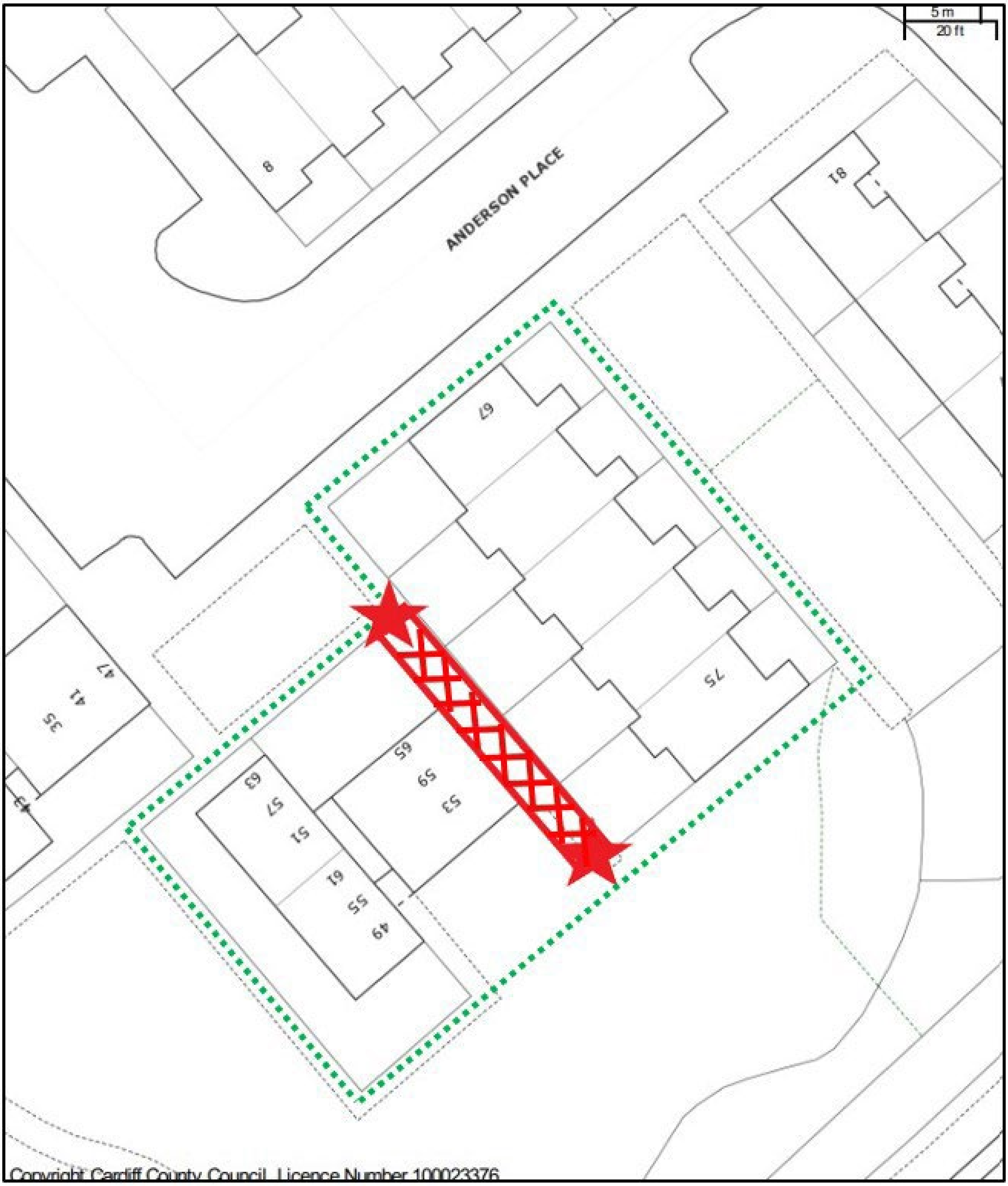
L Weston
Authorised signatory

Lôn i Gefn 2-16 Anderson Place
Lane To The Rear Of 2-16 Anderson Place



Lane Ref ADM 13-15 1st Extension Order — *Legal Ref 99399*
Cyf Lon ADM 13-15 1af Gorchymyn Ymestyn — *Cyfreithiol Cyf 99399*

Lôn i Gefn 69-75 Anderson Place
Lane To The Rear Of 69-75 Anderson Place

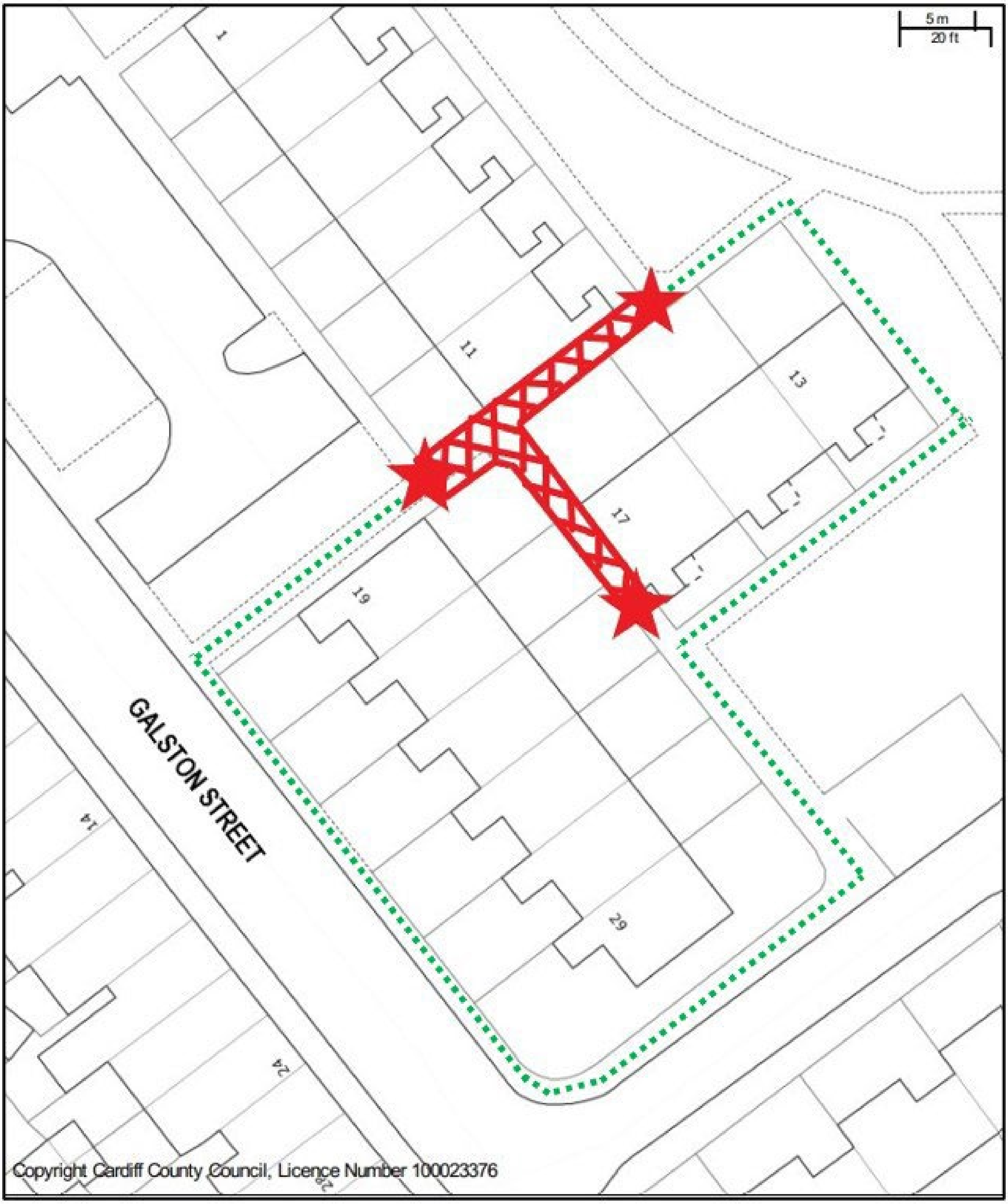


Lane Ref ADM 13-15 1st Extension Order
Cyf Lon ADM 13-15 1af Gorchymyn Ymestyn

Legal Ref 99399
Cyfreithiol Cyf 99399

Lôn i Gefn 17-23 Galston Street **ac Ochr** 11 Galston Street

Lane To The Rear Of 17-23 Galston Street and Side Of 11 Galston Street



Lane Ref ADM 13-15 1st Extension Order
Cyf Lon ADM 13-15 1af Gorchymyn Ymestyn

Legal Ref 99399
Cyfreithiol Cyf 99399