OFFERYNNAU STATUDOL CYMRU

2006 Rhif 1052 (Cy.108)

CYNLLUNIO GWLAD A THREF, CYMRU

Rheoliadau Cynllunio Gwlad a Thref (Ffioedd Am Geisiadau a Cheisiadau Tybiedig) (Diwygio Rhif 2) (Cymru) 2006

Wedi - - - -	*4 Ebrill 2006*
Yn dod i rym - -	*6 Ebrill 2006*

Mae Cynulliad Cenedlaethol Cymru ("y Cynulliad Cenedlaethol"), drwy arfer y pwerau a roddwyd iddo fel yr awdurdod priodol at ddibenion adran 303 o Ddeddf Cynllunio Gwlad a Thref 1990(**1**), yn gwneud y Rheoliadau a ganlyn:

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Cynllunio Gwlad a Thref (Ffioedd Am Geisiadau a Cheisiadau Tybiedig) (Diwygio Rhif 2) (Cymru) 2006 a deuant i rym ar 6 Ebrill 2006.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

Ffioedd mewn perthynas â monitro safleoedd mwyngloddio a safleoedd tirlenwi

2.—(1) Diwygir Rheoliadau Cynllunio Gwlad a Thref (Ffioedd Am Geisiadau a Cheisiadau Tybiedig) 1989(**2**) fel a ganlyn.

(2) Yn rheoliad 1 (cymhwyso, enwi a chychwyn)—

(a) ym mharagraff (2)—

(i) ar ddiwedd is-baragraff (d) dileer "and"; ac

(ii) ar ddiwedd paragraff (2) ychwaneger—

"(f) to site visits made to a mining site or a landfill site on or after 6 April 2006.";

(b) ym mharagraff (3), ar ôl is-baragraff (c), mewnosoder—

(**1**) 1990 p.8; diwygiwyd adran 303 gan baragraff 10 o Atodlen 13 i Ddeddf Diogelu'r Amgylchedd 1990 (p.43), adran 6(6) o Ddeddf Cynllunio ac Iawndal 1991 (p.34) ac adran 53 o Ddeddf Cynllunio a Phrynu Gorfodol 2004 (p.5). Gweler adran 303(2A) o Ddeddf Cynllunio Gwlad a Thref 1990 am ystyr "appropriate authority" ac adran 336(1) o'r Ddeddf honno am y diffiniad o "prescribed".

(**2**) O.S. 1989/193; gwnaed diwygiadau perthnasol o ran Cymru a Lloegr gan O.S. 1990/2473, 1991/2735, 1992/1817, 1992/3052, 1993/3170 ac 1997/37 ac o ran Cymru, gan O.S. 2002/1876 (Cy.185), 2002/2258 (Cy.222), 2004/2736 (Cy.243) a 2006/931 (C.26) [h.y. Rheoliadau Ffioedd 2006].

"(d) in the case of site visits referred to in paragraph (2)(f) above, on the date on which the visit is made.".

(3) Yn rheoliad 2 (dehongli)—

(a) ar ôl y diffiniad o "glasshouse" mewnosoder—

""landfill permission" means any planning permission for—

(a) operational development designed to be used wholly or mainly for the purpose of; or

(b) material change of use to,

a waste disposal site for the deposit of waste onto or into the land;

"landfill site" means the land to which a landfill permission relates;

"mineral permission" means any planning permission for development consisting of—

(a) the winning and working of minerals; or

(b) the depositing of mineral waste;

"mining site" means—

(a) the aggregate of the land to which any two or more mineral permissions relate where the aggregate of the land—

(i) is worked as a single site; or

(ii) is treated as a single site by the local planning authority for the purposes of Schedule 13 (review of old mineral planning permissions) or Schedule 14 (periodic review of mineral planning permissions) to the Environment Act 1995(**3**); and

(b) in any other case, the land to which a mineral permission relates;";

(b) after the definition of "outline planning permission" insert—

""site visit" means entry by a local planning authority on to a mining site or landfill site—

(a) to ascertain whether there is or has been any breach of planning control on the site;

(b) to determine whether any of the powers conferred on the local planning authority by Part 7 of the Town and Country Planning Act 1990(**4**) (enforcement) should be exercised in relation to the site;

(c) to determine how any such power should be exercised in relation to the site; or

(d) to ascertain whether there has been any compliance with any requirement imposed as a result of any such power having been exercised in relation to the site.".

(**3**) Cafodd Atodlen 13 ei diwygio gan adrannau 3 a 4 o Ddeddf Cynllunio (Darpariaethau Canlyniadol) (Yr Alban) 1997(p.11), a Rhan III o Atodlen 1 a pharagraff 60(1)(b) o Atodlen 3 iddi, gan adrannau 76(1) a 93 o Ddeddf Cefn Gwlad a Hawliau Tramwy 2000 (p.37), a Rhan II o Atodlen 10 a Rhan I o Atodlen 15 iddi, ac, o ran Cymru, gan O.S. 2004/3156 (Cy.273). Cafodd Atodlen 14 ei diwygio gan adrannau 3 a 4 o Ddeddf Cynllunio (Darpariaethau Canlyniadol) (Yr Alban) 1997 (p.11), a Rhan III o Atodlen 1 a pharagraff 60(2) o Atodlen 3 iddi, gan adran 118(2) o Ddeddf Cynllunio a Phrynu Gorfodol 2004 (p.5), a pharagraff 19 o Atodlen 7 iddi, ac, o ran Cymru, gan O.S. 2004/3156 (Cy.273).

(**4**) Diwygiwyd Rhan 7 gan adran 6 o Ddeddf Cynllunio (Darpariaethau Canlyniadol) 1990 (p.11), a pharagraffau 1, 3 a 4 o Atodlen 4 iddi, adrannau 1 i 11, 21, 32 ac 84 o Ddeddf Cynllunio ac Iawndal 1991 (p.34), a pharagraff 11 o Atodlen 1, paragraffau 22 i 33 o Atodlen 7 a Rhan I o Atodlen 9 iddi, adran 20(4) o Ddeddf Llywodraeth Leol (Cymru) 1994 (p.19), a pharagraff 24(5) o Atodlen 6 iddi, adran 52 o Ddeddf Cynllunio a Phrynu Gorfodol 2004 (p.5) ac, o ran Cymru, gan O.S. 2004/3156 (Cy.273).