OFFERYNNAU STATUDOL CYMRU

2006 Rhif 948 (Cy.97)

CYNLLUNIO GWLAD A THREF, CYMRU

Rheoliadau Cynllunio Gwlad a Thref (Ffioedd ar gyfer Ceisiadau a Cheisiadau Tybiedig) (Diwygio) (Cymru) 2006

Wedi - - - -	*28 Mawrth 2006*
Yn dod i rym - -	*1 Ebrill 2006*

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

Enwi, cychwyn, dehongli a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Cynllunio Gwlad a Thref (Ffioedd ar gyfer Ceisiadau a Cheisiadau Tybiedig) (Diwygio) (Cymru) 2006.

(2) Daw'r Rheoliadau hyn i rym ar 1 Ebrill 2006.

(3) Yn y Rheoliadau hyn, ystyr "Rheoliadau 1989" *("the 1989 Regulations")* yw Rheoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) 1989(**2**).

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

Cynydd cyffredinol mewn ffioedd

2.—(1) Diwygir Rheoliadau 1989, i'r graddau y maent yn gymwys i Gymru, yn unol â darpariaethau'r rheoliad hwn.

(2) Yn rheoliad 10A o Reoliadau 1989—

(a) ym mharagraff (5)(b), yn lle "£120" rhodder "£144 until 31 March 2007, increasing thereafter to £159"; a

(b) yn lle paragraff (6), rhodder—

"Where a use specified in an application under section 191(1)(a) is use as one or more dwellinghouses, the fee payable in respect of that use will be—

(**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*O.S. 2004/2097 (C.89) ac, o ran Cymru, 2006/931 (C.26). *Gweler* hefyd 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, a ddiwygiwyd, o ran Cymru a Lloegr, gan O.S. 1990/2743, 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) a 2004/2736 (Cy.243).

(a) where the use so specified is use as 50 or fewer dwellinghouses, £288 until 31 March 2007, increasing thereafter to £316;

(b) where the use so specified is use as more than 50 dwellinghouses, £14,400 until 31 March 2007, increasing thereafter to £15,800; and, in addition to either of those figures, an additional £80 for each dwellinghouse in excess of 50, subject to a maximum in total of £50,000.".

(3) Yn rheoliad 11A(1) o Reoliadau 1989—

(a) yn is-baragraff (a), yn lle "£45" rhodder "£54 until 31 March 2007, increasing thereafter to £59"; a

(b) yn is-baragraff (b), yn lle "£240" rhodder "£288 until 31 March 2007, increasing thereafter to £316".

(4) Yn Rhan 1 o Atodlen 1 i Reoliadau 1989—

(a) ym mharagraffau 4(1) a 6(2), yn lle "£240" rhodder "£288 until 31 March 2007, increasing thereafter to £316";

(b) ym mharagraffau 7, 7A a 7B, yn lle "£120" rhodder "£144 until 31 March 2007, increasing thereafter to £159"; ac

(c) yn lle paragraff 15(2), rhodder—

"Where an application is for outline planning permission and relates to development which is within more than one of the categories specified in that table, the fee payable in respect of the application will be—

(a) where the site area does not exceed 2.5 hectares, £288 for each 0.1 hectare of the site area until 31 March 2007, increasing thereafter to £316;

(b) where the site area exceeds 2.5 hectares, £7,200 until 31 March 2007, increasing thereafter to £7,900; and, in addition to either of those figures, an additional £80 for each 0.1 hectare in excess of 2.5 hectares, subject to a maximum in total of £25,000.".

(5) Yn lle Rhan II o Atodlen 1 i Reoliadau 1989 (graddfa ffioedd), rhodder y Rhan II newydd a welir yn Atodlen 1 i'r Rheoliadau hyn.

(6) Yn lle Atodlen 2 i Reoliadau 1989 (graddfa ffioedd ceisiadau hysbysebu), rhodder yr Atodlen 2 newydd a welir yn Atodlen 2 i'r Rheoliadau hyn.

(7) At ddibenion paragraffau (5) a (6), y ffi taladwy rhwng 1 Ebrill 2006 a 31 Mawrth 2007 yw'r ffi a bennir yn yr ail golofn o'r tablau a welir yn yr Atodlenni i'r Rheoliadau hyn a'r ffi taladwy ar 1 Ebrill 2007 neu ar ôl hynny yw'r ffi a bennir yn nhrydedd golofn y tablau hynny.

Diwygio Rheoliadau 1989

3. Yn lle rheoliad 7(1) o Reoliadau 1989, rhodder—

"**7.**—(1) Where all the conditions set out in paragraph (2) are satisfied, regulation 3 does not apply to an application for approval of one or more reserved matters which is or are made following the granting of approval of details relating to the same reserved matters authorised by the same outline planning permission, on an application made by or on behalf of the same applicant.".

Dirymiad

4. Dirymir drwy hyn Reoliadau Cynllunio Gwlad a Thref (Ffioedd ar gyfer Ceisiadau a Cheisiadau Tybiedig) (Diwygio) (Cymru) 2004(**3**).

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998(**4**)

D. Elis-Thomas
28 Mawrth 2006 Llywydd y Cynulliad Cenedlaethol

(**3**) O.S. 2004/2736 (Cy.243).
(**4**) 1998 p.38.

ATODLEN 1 Rheoliad 2(5)

PART II OF SCHEDULE 1 TO THE 1989 REGULATIONS

"PART II

SCALE OF FEES IN RESPECT OF APPLICATIONS MADE OR DEEMED TO BE MADE ON OR AFTER 1 APRIL 2006

Category of development	*Fee payable between 1 April 2006 and 31 March 2007*	*Fee payable on or after 1 April 2007*
I. *Operations*		
1. The erection of dwellinghouses (other than development within category 6 below).	(a) where the application is for outline planning permission and—	(a) where the application is for outline planning permission and—
	(i) the site area does not exceed 2.5 hectares, £288 for each 0.1 hectare of the site area,	(i) the site area does not exceed 2.5 hectares, £316 for each 0.1 hectare of the site area,
	(ii) the site area exceeds 2.5 hectares, £7,200 and an additional £80 for each 0.1 hectare in excess of 2.5 hectares, subject to a maximum in total of £25,000;	(ii) the site area exceeds 2.5 hectares, £7,900 and an additional £80 for each 0.1 hectare in excess of 2.5 hectares, subject to a maximum in total of £25,000;
	(b) in other cases—	(b) in other cases—
	(i) where the number of dwellinghouses to be created by the development is 50 or fewer, £288 for each dwellinghouse,	(i) where the number of dwellinghouses to be created by the development is 50 or fewer, £316 for each dwellinghouse,
	(ii) where the number of dwellinghouses	(ii) where the number of dwellinghouses

Category of development	*Fee payable between 1 April 2006 and 31 March 2007*	*Fee payable on or after 1 April 2007*
	to be created by the development exceeds 50, £14,400 and an additional £80 for each dwellinghouse in excess of 50 dwellinghouses, subject to a maximum in total of £50,000.	to be created by the development exceeds 50, £15,800 and an additional £80 for each dwellinghouse in excess of 50 dwellinghouses, subject to a maximum in total of £50,000.
2. The erection of buildings (other than buildings in categories 1, 3, 4, 5 or 7).	(a) where the application is for outline planning permission and—	(a) where the application is for outline planning permission and—
	(i) the site area does not exceed 2.5 hectares, £288 for each 0.1 hectare of the site area,	(i) the site area does not exceed 2.5 hectares, £316 for each 0.1 hectare of the site area,
	(ii) the site area exceeds 2.5 hectares, £7,200 and an additional £80 for each 0.1 hectare in excess of 2.5 hectares, subject to a maximum in total of £25,000;	(ii) the site area exceeds 2.5 hectares, £7,900 and an additional £80 for each 0.1 hectare in excess of 2.5 hectares, subject to a maximum in total of £25,000;
	(b) in other cases—	(b) in other cases—
	(i) where no floor space is to be created by the development or where the area of gross floor space to be created by the development does not	(i) where no floor space is to be created by the development or where the area of gross floor space to be created by the development does not