



# Deddf yr Amgylchedd Hanesyddol (Cymru) 2016

2016 dccc 4

## RHAN 2

HENEBION HYNAFOL ETC

*Cydsyniad heneb gofrestredig*

### 9 Y weithdrefn ar gyfer penderfynu ar geisiadau

- (1) Yn Rhan 1 o Atodlen 1 i [Ddeddf Henebion Hynafol ac Ardaloedd Archaeolegol 1979 \(p.46\)](#) (ceisiadau am gydsyniad heneb gofrestredig), ym mharagraff 3, ar ôl is-baragraff (4) mewnosoder—

“(5) This paragraph does not apply to applications for scheduled monument consent in respect of works to a scheduled monument situated in Wales.”

- (2) Ar ôl paragraff 3 o'r Atodlen honno mewnosoder—

- “3A (1) This paragraph applies to applications for scheduled monument consent in respect of works to a scheduled monument situated in Wales.
- (2) The Welsh Ministers may grant scheduled monument consent in respect of all or any part of the works to which an application relates.
- (3) Before determining whether or not to grant scheduled monument consent on an application, the Welsh Ministers may—
- (a) cause a public local inquiry to be held; or
- (b) afford to the applicant, and to any other person to whom it appears to the Welsh Ministers expedient to do so—
- (i) an opportunity to appear before and be heard by a person appointed by the Welsh Ministers for that purpose; or

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*Statws* This is the original version (as it was originally enacted).

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- (ii) an opportunity to make representations to a person appointed by the Welsh Ministers for that purpose.
- (4) Before determining whether or not to grant scheduled monument consent on an application, the Welsh Ministers—
- (a) must, in every case, consider any representations made by any person with respect to that application; and
  - (b) must also, if an inquiry or hearing has been held or representations have been made in accordance with sub-paragraph (3), consider the report of the person who held the inquiry or hearing or to whom the representations were made.
- (5) The Welsh Ministers must serve notice of their decision with respect to the application on the applicant and on every person who has made representations with respect to the application.”