
OFFERYNNAU STATUDOL CYMRU

2004 Rhif 2736 (Cy.243)

CYNLLUNIO GWLAD A THREF, CYMRU

Rheoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) (Diwygio) (Cymru) 2004

Wedi'u gwneud - - 19 Hydref 2004
Yn dod i rym - - 8 Tachwedd 2004

Mae Cynulliad Cenedlaethol Cymru, drwy arfer y pwerau a roddwyd i'r Ysgrifennydd Gwladol gan adran 303 o Ddeddf Cynllunio Gwlad a Thref 1990(1), ac sydd bellach yn arferadwy gan Gynulliad Cenedlaethol Cymru mewn perthynas â Chymru(2), a phob pŵer arall sy'n galluogi'r Cynulliad Cenedlaethol yn y cyswllt hwnnw, drwy hyn yn gwneud y Rheoliadau canlynol:

Enwi, cychwyn, dehongli a chymhwyso

1.—(1) Enw'r Rheoliadau hyn yw Rheoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) (Diwygio) (Cymru) 2004 a deuant i rym ar 8 Tachwedd 2004.

(2) Yn y Rheoliadau hyn, ystyr “Rheoliadau 1989” yw Rheoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) 1989(3).

(3) Mae'r Rheoliadau hyn yn gymwys i Gymru.

Cynnydd cyffredinol mewn ffioedd

2.—(1) Diwygir Rheoliadau 1989, yn unol â darpariaethau'r rheoliad hwn.

(2) Yn rheoliad 10A o Reoliadau 1989—

(a) ym mharagraff (5)(b), yn lle “£110” rhowch “£120”; a

(b) ym mharagraff (6), yn lle “£220” rhowch “£240” ac yn lle “£11,000” rhowch “£12,100”.

(3) Yn rheoliad 11A o Reoliadau 1989—

(a) ym mharagraff (1)(a), yn lle “£40” rhowch “£45”; a

(1) 1990 p. 8.

(2) Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol o dan adran 303, mewn perthynas â Chymru, i Gynulliad Cenedlaethol Cymru gan erthygl 2 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 1999 (O.S. 1999/672) ac Atodlen 1 iddo ac maent yn arferadwy bellach, mewn perthynas â Chymru, gan Gynulliad Cenedlaethol Cymru yn rhinwedd erthygl 4 o Orchymyn Cynulliad Cenedlaethol Cymru (Trosglwyddo Swyddogaethau) 2000 (O.S. 2000/253 (Cy. 5)) ac Atodlen 3 iddo.

(3) O.S. 1989/193, fel y'i diwygiwyd gan O.S. 1990/2743, 1991/2735, 1992/1817, 1992/3052, 1993/3170 a 1997/37 ac fel y'i diwygiwyd ymhellach, mewn perthynas â Chymru, gan O.S. 2002/1876 (Cy.185) a 2002/2258 (Cy.222).

- (b) ym mharagraff (1)(b), yn lle “£220” rhwch “£240”.
- (4) Yn Rhan I o Atodlen 1 i Reoliadau 1989—
- (a) ym mharagraffau 4(1) a 6(2), yn lle “£220” rhwch “£240”;
 - (b) ym mharagraffau 7, 7A a 7B, yn lle “£110” rhwch “£120”; ac
 - (c) ym mharagraff 15(2), yn lle “£220” rhwch “£240” ac yn lle “£5,550” rhwch “£6,050”.
- (5) Yn lle Rhan II o Atodlen 1 i Reoliadau 1989 (graddfa ffioedd), rhwch y Rhan II newydd a welir yn Atodlen 1 i'r Rheoliadau hyn.
- (6) Yn lle Atodlen 2 i Reoliadau 1989 (graddfa ffioedd am geisiadau am hysbysebu), rhwch yr Atodlen 2 newydd a welir yn Atodlen 2 i'r Rheoliadau hyn.

Dirymu

3. Dirymir drwy hyn Reoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) (Diwygio Rhif 2) (Cymru) 2002⁽⁴⁾ ac, mewn perthynas â Chymru, paragraff 11 o Ran I o Atodlen 1 i Reoliadau 1989.

Llofnodwyd ar ran Cynulliad Cenedlaethol Cymru o dan adran 66(1) o Ddeddf Llywodraeth Cymru 1998⁽⁵⁾.

19 Hydref 2004

D. Elis-Thomas
Llywydd y Cynulliad Cenedlaethol

(4) O.S. 2002/2258 (Cy.222).
(5) 1998 p.38.

PART II OF SCHEDULE 1 TO THE 1989 REGULATIONS
**“SCALE OF FEES IN RESPECT OF APPLICATIONS MADE OR
 DEEMED TO BE MADE ON OR AFTER 8 NOVEMBER 2004**

<i>Category of development</i>	<i>Fee payable</i>
<i>I. Operations</i>	
1. The erection of dwellinghouses (other than development within category 6 below).	(a) where the application is for outline planning permission, £240 for each 0.1 hectare of the site area, subject to a maximum of £6,050; (b) in other cases, £240 for each dwellinghouse to be created by the development, subject to a maximum of £12,100.
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, £240 for each 0.1 hectare of the site area, subject to a maximum of £6,050; (b) in other cases, where— <ul style="list-style-type: none"> (i) no floor space is to be created by the development, £120, (ii) the area of gross floor space to be created by the development does not exceed 40 square metres, £120, (iii) the area of gross floor space to be created by the development exceeds 40 square metres but does not exceed 75 square metres, £240, and (iv) the area of gross floor space to be created by the development exceeds 75 square metres, £240 for each 75 square metres, subject to a maximum of £12,100.
3. The erection, on land used for the purposes of agriculture, of buildings to be used for agricultural purposes (other than buildings coming within category 4).	(a) where the application is for outline planning permission, £240 for each 0.1 hectare of the site area, subject to a maximum of £6,050; (b) in other cases, where— <ul style="list-style-type: none"> (i) the area of gross floor space to be created by the development does not exceed 465 square metres, £45,

Statws This is the original version (as it was originally made). Dim ond ar ei ffurf wreiddiol y mae'r eitem hon o ddeddfwriaeth ar gael ar hyn o bryd.

<i>Category of development</i>	<i>Fee payable</i>
<i>I. Operations</i>	
	(ii) the area of gross floor space to be created by the development exceeds 465 square metres but does not exceed 540 square metres, £240, and
	(iii) the area of gross floor space to be created by the development exceeds 540 square metres, £240 for the first 540 square metres and £240 for each 75 square metres in excess of that figure, subject to a maximum of £12,100.
4. The erection of glasshouses on land used for the purposes of agriculture.	(a) where the gross floor space to be created by the development does not exceed 465 square metres, £45; (b) where the gross floor space to be created by the development exceeds 465 square metres, £1,360.
5. The erection, alteration or replacement of plant or machinery.	£240 for each 0.1 hectare of the site area, subject to a maximum of £12,100.
6. The enlargement, improvement or other alteration of existing dwellinghouses.	(a) where the application relates to one dwellinghouse, £120; (b) where the application relates to 2 or more dwellinghouses, £240.
(a) the carrying out of operations (including the erection of a building) within the curtilage of an existing dwellinghouse, for purposes ancillary to the enjoyment of the dwellinghouse as such, or the erection or construction of gates, fences, walls or other means of enclosure along a boundary of the curtilage of an existing dwellinghouse; or	£120.
(b) the construction of car parks, service roads and other means of access on land used for the purposes of a single undertaking, where the development is required for a purpose incidental to the existing use of the land.	
8. The carrying out of any operations connected with exploratory drilling for oil or natural gas.	£240 for each 0.1 hectare of the site area, subject to a maximum of £18,150.
9. The carrying out of any operations not coming within any of the above categories.	£120 for each 0.1 hectare of the site area, subject to a maximum of—

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<i>Category of development</i>	<i>Fee payable</i>
<i>I. Operations</i>	
	(a) in the case of operations for the winning and working of minerals, £18,150;
	(b) in other cases, £1,210.
<i>II. Uses of Land</i>	
10. The change of use of a building to use as one or more separate dwellinghouses.	(a) where the change of use is from a previous use as a single dwellinghouse to use as two or more single dwellinghouses, £240 for each additional dwellinghouse to be created by the development, subject to a maximum of £12,100;
	(b) in other cases, £240 for each dwellinghouse to be created by the development, subject to a maximum of £12,100.
(a) the use of land for the disposal of refuse or waste materials or for the deposit of material remaining after minerals have been extracted from land; or	£120 for each 0.1 hectare of the site area, subject to a maximum of £18,150.
(b) the use of land for the storage of minerals in the open.	
12. The making of a material change in the use of a building or land (other than a material change of use coming within any of the above categories).	£240.””

ATODLEN 2

Regulation 2(6)

“SCALE OF FEES IN RESPECT OF APPLICATIONS FOR CONSENT TO DISPLAY ADVERTISEMENTS MADE ON OR AFTER 8 NOVEMBER 2004

<i>Category of development</i>	<i>Fee payable</i>
1. Advertisements displayed on business premises, on the forecourt of business premises or on other land within the curtilage of business premises, wholly with reference to all or any of the following matters—	
(a) the nature of the business or other activity carried on on the premises;	£65.
(b) the goods sold or the services provided on the premises; or	

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<i>Category of development</i>	<i>Fee payable</i>
(c) the name and qualifications of the person carrying on such business or activity or supplying such goods or services.	
2. Advertisements for the purposes of directing members of the public to, or otherwise drawing attention to the existence of, business premises which are in the same locality as the site on which the advertisement is to be displayed but which are not visible from that site.	£65.
3. All other advertisements.	£240.”

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

Mae'r Rheoliadau hyn yn diwygio ymhellach, mewn perthynas â Chymru, Reoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) 1989 (“Rheoliadau 1989”).

Effaith y Rheoliadau hyn yw cynyddu oddeutu 10% o 8 Tachwedd 2004 ymlaen ar yr holl ffioedd sy'n daladwy o dan Reoliadau 1989.

Mae Rheoliad 2 yn diwygio'r ffioedd sy'n daladwy o dan reoliadau 10A ac 11A o Reoliadau 1989 a Rhan I o Atodlen 2 iddynt. Nodir graddfeydd ffioedd newydd yn lle'r hen rai a oedd yn daladwy o dan Ran II o Atodlen 1, ac Atodlen 2, i Reoliadau 1989 yn yr Atodlenni i'r Rheoliadau hyn.

Ac eithrio dirymiad paragraff 11 o Ran I o Atodlen 1 i Reoliadau 1989 (sy'n ymwneud â darpariaeth sydd wedi'i disbyddu yn Neddf Cynllunio Gwlad a Thref 1990), dim ond swm y ffioedd sy'n cael ei newid ac nid oes unrhyw newid i'r categorïau datblygu na'r sail gyfrifo.

Mae'r Rheoliadau hyn yn dirymu Rheoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) (Diwygio Rhif 2) (Cymru) 2002 ([O.S. 2002/2258](#)) ([Cy.222](#)).