
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—

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- (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⁾

28 Mawrth 2006

D. Elis-Thomas
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

<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
<i>I. Operations</i>		
1. The erection of dwellinghouses (other than development within category 6 below).	<p>(a) where the application is for outline planning permission and—</p> <p>(i) the site area does not exceed 2.5 hectares, £288 for each 0.1 hectare of the site area,</p> <p>(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;</p> <p>(b) in other cases—</p> <p>(i) where the number of dwellinghouses to be created by the development is 50 or fewer, £288 for each dwellinghouse,</p> <p>(ii) where the number of dwellinghouses</p>	<p>(a) where the application is for outline planning permission and—</p> <p>(i) the site area does not exceed 2.5 hectares, £316 for each 0.1 hectare of the site area,</p> <p>(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;</p> <p>(b) in other cases—</p> <p>(i) where the number of dwellinghouses to be created by the development is 50 or fewer, £316 for each dwellinghouse,</p> <p>(ii) where the number of dwellinghouses</p>

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 between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
	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).	<p>(a) where the application is for outline planning permission and—</p> <p>(i) the site area does not exceed 2.5 hectares, £288 for each 0.1 hectare of the site area,</p> <p>(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;</p> <p>(b) in other cases—</p> <p>(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</p>	<p>(a) where the application is for outline planning permission and—</p> <p>(i) the site area does not exceed 2.5 hectares, £316 for each 0.1 hectare of the site area,</p> <p>(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;</p> <p>(b) in other cases—</p> <p>(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</p>

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<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
	exceed 40 square metres, £144,	exceed 40 square metres, £159,
	(ii) where the area of the gross floor space to be created by the development exceeds 40 square metres but does not exceed 75 square metres, £288,	(ii) where the area of the gross floor space to be created by the development exceeds 40 square metres but does not exceed 75 square metres, £316,
	(iii) where the area of gross floor space to be created by the development exceeds 75 square metres, £288 for each 75 square metres (or part thereof), subject to a maximum in total of £50,000.	(iii) where the area of gross floor space to be created by the development exceeds 75 square metres, £316 for each 75 square metres (or part thereof), subject to a maximum in total of £50,000.
3. The erection, on land used for the purposes of agriculture, of buildings to be used for agricultural purposes (other than buildings in category 4).	(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, (ii) the site area exceeds 2.5 hectares, £7,200 and an additional £80 for each 0.1 hectare in excess of	(a) where the application is for outline planning permission and— (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, £7,900 and an additional £80 for each 0.1 hectare in excess of

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<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
	2.5 hectares, subject to a maximum in total of £25,000;	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 exceed 465 square metres, £54,	(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 exceed 465 square metres, £59,
	(ii) where the area of gross floor space to be created by the development exceeds 465 square metres but does not exceed 540 square metres, £288,	(ii) where the area of gross floor space to be created by the development exceeds 465 square metres but does not exceed 540 square metres, £316,
	(iii) where the area of gross floor space to be created by the development exceeds 540 square metres, £288 and an additional £288 for each 75 square metres (or part thereof) in excess of 540 square metres, subject to a maximum in total of £50,000.	(iii) where the area of gross floor space to be created by the development exceeds 540 square metres, £316 and an additional £316 for each 75 square metres (or part thereof) in excess of 540 square metres, subject to a maximum in total of £50,000.

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<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
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, £54;	(a) Where the gross floor space to be created by the development does not exceed 465 square metres, £59;
	(b) where the gross floor space to be created by the development exceeds 465 square metres, £1,632.	(b) where the gross floor space to be created by the development exceeds 465 square metres, £1,795.
5. The erection, alteration or replacement of plant or machinery.	(a) where the site area does not exceed 5 hectares, £288 for each 0.1 hectare of the site area;	(a) where the site area does not exceed 5 hectares, £316 for each 0.1 hectare of the site area;
	(b) where the site area exceeds 5 hectares, £14,400 and an additional £80 for each 0.1 hectare in excess of 5 hectares, subject to a maximum in total of £50,000.	(b) where the site area exceeds 5 hectares, £15,800 and an additional £80 for each 0.1 hectare in excess of 5 hectares, subject to a maximum in total of £50,000.
6. The enlargement, improvement or other alteration of existing dwellinghouses.	(a) where the application relates to one dwellinghouse, £144;	(a) where the application relates to one dwellinghouse, £159;
	(b) where the application relates to 2 or more dwellinghouses, £288.	(b) where the application relates to 2 or more dwellinghouses, £316.
7		
(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	£144.	£159.

<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
<p>construction of gates, fences, walls or other means of enclosure along a boundary of the curtilage of an existing dwellinghouse; or</p> <p>(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.</p>	<p>£144.</p>	<p>£159.</p>
<p>8. The carrying out of any operations connected with exploratory drilling for oil or natural gas.</p>	<p>(a) where the site area does not exceed 7.5 hectares, £288 for each 0.1 hectares of the site area;</p> <p>(b) where the site area exceeds 7.5 hectares, £21,600 and an additional £80 for each 0.1 hectare in excess of 7.5 hectares, subject to a maximum in total of £50,000.</p>	<p>(a) where the site area does not exceed 7.5 hectares, £316 for each 0.1 hectares of the site area;</p> <p>(b) where the site area exceeds 7.5 hectares, £23,700 and an additional £80 for each 0.1 hectare in excess of 7.5 hectares, subject to a maximum in total of £50,000.</p>
<p>9. The carrying out of any operations not coming within any of the above categories.</p>	<p>(a) in the case of operations for the winning and working of minerals—</p> <p>(i) where the site area does not exceed 15 hectares, £144 for each 0.1 hectare of the site area,</p> <p>(ii) where the site area exceeds 15 hectares, £21,600 and</p>	<p>(a) in the case of operations for the winning and working of minerals—</p> <p>(i) where the site area does not exceed 15 hectares, £159 for each 0.1 hectare of the site area,</p> <p>(ii) where the site area exceeds 15 hectares, £23,850 and</p>

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<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
	an additional £80 for each 0.1 hectare in excess of 15 hectares, subject to a maximum in total of £50,000;	an additional £80 for each 0.1 hectare in excess of 15 hectares, subject to a maximum in total of £50,000;
	(b) in any other case, £144 for each 0.1 hectare of the site area, subject to a maximum of £1,440.	(b) in any other case, £159 for each 0.1 hectare of the site area, subject to a maximum of £1,590.

II. *Uses of land*

10. The change of use of a building to use as one or more separate dwellinghouses.

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|------|--|------|--|
| (a) | Where the change of use is from a previous use as a single dwellinghouse to use as two or more single dwellinghouses— | (a) | Where the change of use is from a previous use as a single dwellinghouse to use as two or more single dwellinghouses— |
| (i) | where the change of use is to use as 50 or fewer dwellinghouses, £288 for each additional dwellinghouse, | (i) | where the change of use is to use as 50 or fewer dwellinghouses, £316 for each additional dwellinghouse, |
| (ii) | where the change of use is to use as more than 50 dwellinghouses, £14,400 and an additional £80 for each dwellinghouse in excess of 50 dwellinghouses, subject to a maximum in total of £50,000; | (ii) | where the change of use is to use as more than 50 dwellinghouses, £15,800 and an additional £80 for each dwellinghouse in excess of 50 dwellinghouses, subject to a maximum in total of £50,000; |
| (b) | in all other cases— | (b) | in all other cases— |
| (i) | where the change of use | (i) | where the change of use |

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<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
	is to use as 50 or fewer dwellinghouses, £288 for each dwellinghouse,	is to use as 50 or fewer dwellinghouses, £316 for each dwellinghouse,
	(ii) where the change of use is to use as more than 50 dwellinghouses, £14,400 and an additional £80 for each dwellinghouse in excess of 50 dwellinghouses, subject to a maximum in total of £50,000.	(ii) where the change of use is to use as more than 50 dwellinghouses, £15,000 and an additional £80 for each dwellinghouse in excess of 50 dwellinghouses, subject to a maximum in total of £50,000.
11. 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 for the storage of minerals in the open.	(a) where the site area does not exceed 15 hectares, £144 for each 0.1 hectare of the site area;	(a) where the site area does not exceed 15 hectares, £159 for each 0.1 hectare of the site area;
	(b) where the site area exceeds 15 hectares, £23,850 and an additional £80 for each 0.1 hectare in excess of 15 hectares, subject to a maximum in total of £50,000.	(b) where the site area exceeds 15 hectares, £21,600 and an additional £80 for each 0.1 hectare in excess of 15 hectares, subject to a maximum in total of £50,000.
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).	£288.	£316.”

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ATODLEN 2

Rheoliad 2 (6)

“SCHEDULE 2

SCALE OF FEES IN RESPECT OF APPLICATIONS FOR CONSENT TO
DISPLAY ADVERTISEMENTS MADE ON OR AFTER 1 APRIL 2006

<i>Category of development</i>	<i>Fee payable between 1 April 2006 and 31 March 2007</i>	<i>Fee payable on or after 1 April 2007</i>
<p>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—</p> <p>(a) the nature of the business or other activity carried on on the premises;</p> <p>(b) the goods sold or the services provided on the premises; or</p> <p>(c) the name and qualifications of the person carrying on such business or activity or supplying such goods or services.</p>	£78.	£86.
<p>2. Advertisements for the purpose 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.</p>	£78.	£86.
<p>3. All other advertisements.</p>	£288.	£316.”

EXPLANATORY NOTE

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

Mae'r Rheoliadau hyn yn diwygio ymhellach, o ran Cymru, Reoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) 1989 (“Rheoliadau 1989”).

Effaith y rheoliadau hyn yw cynyddu'r ffioedd sy'n daladwy, o ran Cymru, o dan Reoliadau 1989 o 20% o 1 Ebrill 2006 ac o 10% pellach o 1 Ebrill 2007.

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. Gosodir graddfa ffioedd newydd yn lle'r hen rai sy'n daladwy o dan Ran II o Atodlen 1, ac o dan Atodlen 2, o Reoliadau 1989 yn yr Atodlenni i'r Rheoliadau hyn.

Mae Rheoliad 3 yn diwygio rheoliad 7(1) o Reoliadau 1989 i'w gwneud yn ofynnol i geisydd dalu ffi am wneud cais pellach i awdurdod cynllunio lleol pan fo'r cais pellach yn ymwneud â chais sydd eisoes wedi cael caniatâd cynllunio.

Mae'r Rheoliadau hyn yn dirymu Rheoliadau Cynllunio Gwlad a Thref (Ffioedd am Geisiadau a Cheisiadau Tybiedig) (Diwygio) (Cymru) 2004 ([O.S. 2004/2736](#)) (Cy.243).