



# Deddf Cynllunio (Cymru) 2015

2015 dccc 4

## RHAN 7

GORFODI, APELAU ETC

### *Apelau*

**48** **Apelio yn erbyn hysbysiad mewn cysylltiad â thir sy'n cael effaith andwyol ar amwynder**

- (1) Mae adran 217 o DCGTh 1990 (y mae ei henw yn newid i “Appeal against a section 215 notice”) wedi ei diwygio fel a ganlyn.
- (2) Yn is-adran (2), ar ôl “made” mewnosoder “—
  - (a) in the case of a notice relating to land in Wales, to the Welsh Ministers;
  - (b) in the case of a notice relating to land in England.”.
- (3) Yn is-adran (4), ar ôl “appeal” mewnosoder “the Welsh Ministers or (as the case may be)”.
- (4) Yn is-adran (5) ar ôl “appeal” mewnosoder “the Welsh Ministers or (as the case may be)”.
- (5) Yn is-adran (6), hepgorer “to a magistrates’ court”.
- (6) Ar ôl is-adran (6) mewnosoder—
  - “(7) The Welsh Ministers may by regulations make provision, in respect of appeals made to them under this section—
    - (a) as to steps to be taken in connection with bringing an appeal (including as to the form and content of any notice required to be given, and persons to whom copies of it are to be provided);
    - (b) about information to be provided to the Welsh Ministers in connection with an appeal;

- (c) as to the procedure by which an appeal under this section is to be considered (including provision about circumstances in which the appellant or the local planning authority must be given the opportunity of appearing before and being heard by a person appointed by the Welsh Ministers for the purpose).”
- (7) Yn adran 218 o DCGTh 1990 (y mae ei henw yn newid i “Further appeal to the Crown Court: England”), ar ôl “been brought” mewnosoder “to a magistrates’ court”.
- (8) Yn adran 289 o DCGTh 1990 (y mae ei henw yn newid i “Appeals to High Court relating to enforcement notices and notices under sections 207 and 215”)—
- (a) ar ôl is-adran (2) mewnosoder—
    - “(2A) Where the Welsh Ministers give a decision in proceedings on an appeal under Part 8 against a notice under section 215, the appellant or the local planning authority or any other person having an interest in the land to which the notice relates may, according as rules of court may provide, either appeal to the High Court against the decision on a point of law or require the Welsh Ministers to sign and state a case for the opinion of the High Court.”;
  - (b) yn is-adran (4B), ar ôl “207” mewnosoder “or 215”;
  - (c) yn is-adran (5), ar ôl “the Secretary of State”, ym mhob man lle mae’r geiriau hynny’n digwydd, mewnosoder “or the Welsh Ministers”.