



# Deddf Cynllunio (Cymru) 2015

2015 dccc 4

## RHAN 6

### RHEOLI DATBLYGU ETC

#### *Cyfnod para caniatâd cynllunio*

#### **35 Cyfnod para caniatâd cynllunio: cyffredinol**

- (1) Mae adran 91 o DCGTh 1990 (amod cyffredinol sy'n cyfyngu ar gyfnod para caniatâd cynllunio) wedi ei diwygio yn unol ag is-adrannau (2) i (6).
- (2) Yn is-adran (1), ym mharagraff (a), yn lle'r geiriau cyn "beginning with" rhodder "the applicable period,".
- (3) Yn is-adran (3)—
  - (a) ar ôl "shall" mewnosoder "(subject to subsections (3ZA) and (3ZB))";
  - (b) yn lle'r geiriau o "expiration of" hyd at y diwedd, rhodder "expiration of the applicable period, beginning with the date of the grant".
- (4) Ar ôl is-adran (3) mewnosoder—

"(3ZA) Subsection (3ZB) applies if—

  - (a) a section 73 permission is granted for the development of land in Wales, but without the condition required by subsection (1), and
  - (b) the previous permission was granted, or deemed to have been granted (whether by virtue of this section or otherwise) subject to a condition as to the time within which development was to be begun.

(3ZB) The section 73 permission shall be deemed to have been granted subject to the condition that the development to which it relates must be begun not later than the date on or before which the previous permission required development to be begun.

- (3ZC) The previous permission, in relation to a section 73 permission, is the previous planning permission referred to in section 73(1).
- (3ZD) References in subsections (3ZA) to (3ZC) to a section 73 permission are to a planning permission granted under section 73.”
- (5) Yn is-adran (3A), ar ôl “validity” mewnosoder “, in respect of the development of land in England,”.
- (6) Ar ôl is-adran (4) mewnosoder—
- “(5) The applicable period—
- (a) in relation to England, is three years;
- (b) in relation to Wales, is five years.”
- (7) Yn adran 73 o DCGTh 1990 (penderfynu ar geisiadau i ddatblygu tir heb gydymffurfio ag amodau a atodwyd o’r blaen), yn is-adran (5), ar ôl “under this section” mewnosoder “for the development of land in England”.
- (8) Yn adran 51 o DCPHG 2004 (cyfnod para caniatâd a chydsyniad), yn is-adran (1), hepgorer paragraff (a).