



Leek & Weston Ltd

29 Gelliwastad Road
Pontypridd
CF37 2BN

Mineral Planning Consultants

01443 492229

01443 492230

minerals@leekandweston.com

Chief Executive
Caerphilly County Borough Council
Civic Centre
Castle Street
Merthyr Tydfil CF47 8AN



Our Ref: P/MA/NL/CCBC/231215/RJL

Date: 23rd December 2015

FAO Tim Stephens & Ruth Amundson

Dear Sir or Madam

**Town and Country Planning Act 1990
Town and Country Planning (Development Management Procedure) (Wales) Order 2012
Nant Llesg Surface Mine, Incorporating Land Remediation
Appeal Against Refusal of Planning Permission - Planning Ref: 13/0732/Min**

On behalf of Miller Argent (South Wales) Limited, I enclose a copy of the following documents relating to an appeal against the refusal of planning permission for the Nant Llesg Surface Mine, Incorporating Land Remediation:

- Covering letter to the Planning Inspectorate;
- Planning Appeal Form;
- Planning Appeal Form Continuation Sheets;
- MA/NL/PA/001 Plan Showing Appeal Site area;
- Copy of Article 11 Certificate C of Appeal;
- Copy of Article 10 Notice of Appeal served on owners and published in the press;
- Exchange of correspondence with Brecon Beacons National Park Authority;
- DVD containing electronic copies of the above.

The appeal has been submitted today to the Planning Inspectorate for the consideration of the Welsh Ministers.

The accompanying hard copies of the documents are intended to be included with the previously supplied planning application deposit documents and are to be put on deposit for inspection by members of the public, as referred to in the attached copy of the Article 10 Notice. Please note that we have extended the response time to 28th January 2016 due to the holiday season, we trust this meets with your approval.

We should also be grateful if you could arrange for the electronic versions of the documents on the DVD to be made available on your website along with the previously supplied electronic copies of the deposit documents for the planning application, environmental statement and subsequently submitted addenda and errata, again as referred to in the notice.

Many thanks for your assistance in these matters and please do not hesitate to contact me should you wish to discuss anything.

Yours faithfully

Roger Leek for
Leek & Weston Ltd

Town and Country Planning (Development Management Procedure) (Wales) Order 2012
NOTICE OF APPEAL UNDER ARTICLES 10 AND 25

(to be served on an owner* or a tenant** or to be published in a newspaper (and, where the local planning authority maintain one, on their website))

Proposed development on approximately 478.1 ha of land to the west and south west of Rhymney and to the north and west of Pontlottyn and Fochriw in the County Borough of Caerphilly.

I give notice that Miller Argent (South Wales) Limited having applied to Caerphilly County Borough Council to mine approximately 6 million tonnes of coal from the Nant Llesg Surface Mine using surface mining methods; to remediate land within and adjacent to the surface mine; to carry out surface drainage works north of Fochriw; to carry out road improvement works at the junction of Fochriw Road and Bogey Road and at access points to Cwmbargoed Disposal Point; to form a new vehicular access to the mine off Fochriw Road; to carry out works on Rhaslas Pond; to provide all necessary buildings, plant and facilities ancillary to the surface mine; to erect a new building at Cwmbargoed Disposal Point and install within it a new coal washing plant; to provide a new water recycling facility at Cwmbargoed Disposal Point; to use facilities at Cwmbargoed Disposal Point to prepare, process and dispatch coal to market for the duration of mining operations at the Nant Llesg Surface Mine; to provide new water treatment facilities at Cwmbargoed Disposal Point for the period 31st December 2024 until the cessation of mining operations at the Nant Llesg Surface Mine; to investigate, treat, remove and/or cap waste materials at an existing licenced inert landfill site within the scheme; and to progressively restore the land in accordance with the proposed restoration strategy followed by a minimum five-year period of aftercare of the land, is appealing to the Welsh Ministers against the decision of the Local Planning Authority.

Members of the public may inspect copies of:

- the appeal
- the application
- the plans
- and other documents submitted with it

at Caerphilly County Borough Council, Council Offices, Pontllanfraith, Blackwood NP12 2YW during all reasonable hours until 28th January 2016 and online at www.caerphilly.gov.uk.

Anyone who wishes to make representations about this appeal must write to the Welsh Ministers at The Planning Inspectorate, Crown Buildings, Cathays Park, Cardiff CF10 3NQ, or using the website at www.planningportal.gov.uk/pcs by 28th January 2016.

* "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than seven years, or, in the case of development consisting of the winning or working of minerals, a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

** "tenant" means an agricultural tenant, as defined in section 65(8) of the Town and Country Planning Act 1990, of land any part of which is comprised in the land to which the appeal relates.

Signed:



Roger J Leek for Leek & Weston Ltd (Planning Agent)
On behalf of Miller Argent (South Wales) Limited
Date: 23rd December 2015

Statement of owners' rights

The grant of planning permission does not affect owners' rights to retain or dispose of their property, unless there is some provision to the contrary in an agreement or in a lease.

Statement of agricultural tenants' rights

The grant of planning permission for non-agricultural development may affect agricultural tenants' security of tenure.

