

# Brecon Beacons National Park Authority



## Town and Country Planning Act 1990 Town and Country Planning (General Development Procedure) Order 1995

### NOTICE OF DECISION



BRECON BEACONS  
NATIONAL PARK

This permission does NOT  
include approval under  
Building Regulations

#### Applicant/Agent:

Mr Graham Logie  
TGVHydro Ltd  
CRiC  
Beaufort Street  
Crickhowell  
Powys  
NP8 1BN

#### Application Reference:

12/08507/FUL

In pursuance of its powers under the above mentioned Act, the Brecon Beacons National Park Authority (hereinafter called 'the Local Planning Authority') hereby grants **PERMISSION** for the following development:

**"Installation of a micro-hydro electricity generation system". (Full Application) at Nantwenynen, Dyffryn Crawnon, Llangynidr, Crickhowell NP8 1NU**

subject to the following condition(s):

- 1 The development hereby permitted shall be begun before the expiration of five years from the date of this permission.
- 2 The development shall be carried out in all respects strictly in accordance with the approved plans (drawing nos. NP1v1, NP2v1, NP3v1, NP4v1, NP5v1, NP6v1 and TGV901 B: Construction Methodology) except where otherwise stipulated by conditions attached to this permission and unless otherwise agreed in writing by the Local Planning Authority.
- 3 Notwithstanding information contained in TGV0901 Document B: Construction Methodology stating that wildflower seed mix shall be used, a standard grass mix compatible with the surrounding grassland shall be used. The disturbed areas of grassland shall be re-seeded in the planting season following the covering of the pen stock.
- 4 The biodiversity enhancements detailed in TGV0901 Document D: Biodiversity Enhancements and Mitigation must be delivered in full within the wooded riparian corridor of the Nant y Wenynen shown within the blue line on drawing NP1v1. The biodiversity enhancements shall be provided prior to the commencement of development.
- 5 All stone walling shall be carried out using either new or second-hand natural local stone; or equivalent material with appropriate colour, texture and weathering characteristics. Details of the source and samples shall be submitted to and approved in writing by the Local Planning Authority before any work commences. The approved stone type shall be laid on its natural bed, with (in the case of second-hand stone) its undressed weathered face exposed on the external face of the wall, and shall be coursed and pointed.
- 6 In the event of any of the equipment hereby permitted becoming redundant a methodology detailing the timing and removal of the equipment and associated structures shall be submitted to and approved in writing by the Local Planning Authority. The approved methodology shall be carried in full and in accordance with the approved timetable. Any land restoration will require approval and written agreement of the Local Planning Authority.
- 7 All soil and rock removal required to provide the foundations for the turbine house and outlet shall be undertaken by hand.

- 8 Trees that die, become terminally diseased or damaged during the works or two years after the works associated with this planning permission being undertaken will be replaced with new trees. Plans and details of the new trees shall include the location, size, species and planting schedule including measures of support and protection. The plan and details shall be approved in writing by the Local Planning Authority and shall be carried out in full during the next available planting season. Should within 5 years of planting any tree(s) require replacement due to damage, disease or death the tree(s) shall be replaced with the same species.

**Reasons:**


- 1 Required to be imposed by Section 91 of the Town and Country Planning Act 1990.
- 2 To ensure adherence to the approved plans in the interests of a satisfactory form of development.
- 3 To ensure the works associated with the development assimilate into the landscape.
- 4 In the interests of enhancing biodiversity.
- 5 In the interests of conserving the character of the building and its relationship with the locality.
- 6 In the interests of the environment, visual amenity and character of the area.
- 7 To ensure the roots of nearby trees are protected.
- 8 In the interests of biodiversity and the character and appearance of the locality.

**Informative Notes:**

- 1 Work should halt immediately and CCW contacted for advice in the unexpected event that a protected species is discovered during the course of the development. To proceed without seeking the advice of CCW may result in an offence being committed. CCW, Cantref Court, Brecon Road, Abergavenny, NP7 7AX.
- 2 The timing of development works should be such as to avoid conflict with the bird nesting season.
- 3 The developer shall note if there are changes to the plans hereby approved due to building regulation requirements or any third party requirements, details should also be submitted to and approved in writing by the Local Planning Authority prior to the commencement of work.

**Policies considered relevant to this decision:**

- G3: "Development in the National Park" (Unitary Development Plan 2007)
- G6: "Design" (Unitary Development Plan 2007)
- G4: "Development Affecting Trees" (Unitary Development Plan 2007)
- Q3: "Sites of Importance Nature Conservation" (Unitary Development Plan 2007)
- Q4: "Protected and Important Wild Species" (Unitary Development Plan 2007)
- Q5: "Biodiversity and Development" (Unitary Development Plan 2007)
- Q21: "Rights of Way and Long Distance Routes" (Unitary Development Plan 2007)

Signed: 

**National Park Authorised Officer**

Date: 5<sup>th</sup> February 2013

**Brecon Beacons National Park Authority**

**NOTES TO APPLICANT**

**Appeals to the National Assembly for Wales**

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the National Assembly for Wales under Section 78 of the Town and Country Planning Act 1990 (as amended).

If you want to appeal, then you must do so within six months of the date of this notice, using a form which you can get from the Planning Inspectorate at Crown Buildings, Cathays Park, Cardiff CF10 3NQ.

The National Assembly for Wales can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.