

Wrexham County Borough Council
Planning Officer
16 Lord Street
Wrexham
LL11 1LG

Date: 4th April 2016

Dear Sir/Madam,

**INSTALLATION OF MOBILE ASPHALT PLANT
UNIT 2 MINERS PARK, LLANY INDUSTRIAL ESTATE**

Thank you for referring the above planning application received at our office 10th March 2016.

PPC Permit

The operator currently holds a Standard Rules permit which allows them to store waste material and to manually treat that material on site. It does not allow them to mechanically treat the waste material under this particular permit.

For the operator to install an asphalt recycling plant and carry out the mechanical treatment of the waste they would need to vary their permit, for which we would advise having pre-app discussions to identify what would best suit the purpose.

An Environment Management System for the site would need to reflect such things as maintenance procedures, dust and noise management plans etc.

Species

Great Crested Newt: We can confirm that ponds in the environs of the application site support populations of the great crested newt (*Triturus cristatus*). This species is protected under the provisions of the Wildlife and Countryside Act 1981 (as amended) and the Conservation of Habitats and Species Regulations 2010 (as amended).

The Regulations allow the approval of a scheme that would be likely to result in disturbance or harm to GCN, but only if satisfy an appropriate Habitats Directive derogation purpose and two tests^[1] before a licence can be issued from Natural Resources Wales.

In the case of development, the applicable derogation purpose is:

“Preserving public health or public safety or other imperative reasons of overriding public interest including those of a social or economic nature, and beneficial consequences of primary importance for the environment.”

Furthermore, the licence can only be issued by NRW on condition that there is:

“no satisfactory alternative”, and that

“the development will not be detrimental to the maintenance of the population of the species concerned at a favourable conservation status in their natural range

Paragraph 6.3.7 of TAN5 states that your Authority should not grant planning permission without having satisfied itself that the proposed scheme either would not impact adversely on any GCN's on the site or that, in its opinion, all three conditions for the eventual grant of a licence are likely to be satisfied.

We consider the proposal is not likely to be detrimental to the maintenance of the favourable conservation status of any of the great crested newt populations present within and in the environs of the industrial estate.

However, we advise that any subsequent consent is subject to a number of a planning condition or obligation that address the following issues.

Yn gywir / Yours' faithfully,

Ruth Prichard

Swyddog Cyswllt Cynllunio / Planning Liaison Officer

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Deialu uniongyrchol/Direct dial: (0300) 065 3787 **Siaradwr Cymraeg / Welsh Speaker** 

cc: