

APPENDIX A

Conditions varied as a result of earlier discharge of conditions approvals and the granting of this application (conditions not set out below would not alter from the previous planning permission)

~~1. The development hereby permitted shall be begun before the expiration of five years from the date of this permission.~~

~~Reason: To comply with Sections 91 and 93 of the Town and Country Planning Act 1990.~~

1. The development hereby permitted shall be begun before the expiration of one year from the date of this permission.

Reason: To comply with Sections 91 and 93 of the Town and Country Planning Act 1990.

~~2. The development hereby approved shall be carried out in accordance with the approved plans nos:~~

- ~~• Location Plan: Figure 1 — 16/5/16~~
- ~~• Location Plan and Access Route: Figure 1a — 16/5/16~~
- ~~• Detailed Layout : Figure 2 — 16/5/16~~
- ~~• Transformer Cabin Plan and Elevation: Figure 3a — 16/5/16~~
- ~~• Typical Wind Turbine and Foundation: Vensys — 16/5/16~~
- ~~• Grid Connection Route: - 16/5/16~~

~~and documents received by the Local Planning Authority on 16/5/16 unless otherwise to be approved and superseded by details required by any other condition attached to this consent.~~

~~Reason: To ensure compliance with the approved plans and documents and to clearly define the scope of the permission.~~

2. The development hereby approved shall be carried out in accordance with the approved plans ref.:

- Figure 1: General Location Plan – 16/05/16*
- Figure 1a: Location Plan showing access route to site – 16/05/16*
- Figure 2: Detailed Layout – 16/05/16*
- Figure 3A: Transformer Cabin (Plan & Elevation) – 16/05/16*
- Typical Wind Turbine and Foundation: Vensys – 16/05/16*

and documents received by the Local Planning Authority on 16/05/16, 23/11/22 and 10/07/23 unless otherwise to be approved and superseded by details required by any other condition attached to this consent.

Reason: To ensure compliance with the approved plans and documents and to clearly define the scope of the permission.

~~4. Operations shall not be commenced until details of the design, colour and external finish of the turbines and associated structures, proposed to be used have been submitted to and approved in writing by the Local Planning Authority and all materials used shall conform to the sample(s) so approved.~~

~~Reason: To ensure that the external appearance of the proposed development will be in keeping with the character of the area in the interests of visual amenity in accordance with Policies AW5 and AW6 of the Rhondda Cynon Taf Local Development Plan.~~

4. The turbines hereby approved shall be constructed in accordance with the details (design, colour and external finish of the turbines and associated structures) agreed under discharge of conditions application ref. 22/0645/38, granted 29/06/22. Should alternate details to those approved by application ref. 22/0645/38 be proposed then no operations shall commence on site until further details of the design, colour and external finish of the turbines and associated structures proposed to be used have been submitted to and approved in writing by the Local Planning Authority. All materials used shall conform to the details so approved thereafter.

Reason: To ensure that the external appearance of the proposed development will be in keeping with the character of the area in the interests of visual amenity in accordance with Policies AW5 and AW6 of the Rhondda Cynon Taf Local Development Plan.

~~8. Prior to the commencement of works on the turbine bases, access route and cable run, a detailed design and method statement for their construction shall be submitted to and approved by the Local Planning Authority. The statement shall include measures to:~~

- ~~• Prevent pollution.~~
- ~~• Control surface water runoff.~~
- ~~• Control and prevent non-native invasive species especially Himalayan Balsam and Japanese Knotweed.~~
- ~~• Include the remedial works needed to reinstate the land.~~

~~The works shall be carried out in accordance with the approved details, unless otherwise agreed by the Local Planning Authority.~~

~~Reason: To minimise environmental impact in the vicinity of the site in accordance with Policies AW12 and NSA25 of the Rhondda Cynon Taf Local Development Plan.~~

8. The development works hereby approved shall be carried out in accordance with the detailed design and method statements for construction agreed under discharge of conditions application ref. 22/0665/38, granted 15/11/22.

Reason: To minimise environmental impact in the vicinity of the site in accordance with Policies AW5, AW6, AW8, AW12 and NSA25 of the Rhondda Cynon Taf Local Development Plan.

~~13. In the event that an alternative turbine to that contained in the submitted noise assessment (Chapter 9 and Appendices of the Environmental Report August 2016) is chosen for installation, then development shall not take place until a new desktop site specific noise assessment of the proposed turbine has been submitted to and approved in writing by the Local Planning Authority.~~

~~Reason: To protect the amenities of residents in accordance with Policy AW10 of the Rhondda Cynon Taf Local Development Plan.~~

13. In the event that an alternative turbine to that contained in the Noise Assessment report (SLR, November 2021), agreed under discharge of conditions application ref. 22/0477/38, granted 07/11/22, is chosen for installation, then development shall not take place until a new desktop site specific noise assessment of the proposed turbine has been submitted to and approved in writing by the Local Planning Authority.

Reason: To protect the amenities of residents in accordance with Policies AW5 and AW10 of the Rhondda Cynon Taf Local Development Plan.

~~17. No development shall take place until a Species and Habitat Protection Plan for Construction has been submitted to and approved in writing by the Local Planning Authority. The plan shall include:~~

- ~~i. An appropriate scale plan showing Protection Zones where construction activities are restricted and where protective measures will be installed or implemented.~~
- ~~ii. Details of protective measures (both physical measures and sensitive working practices) to avoid impacts during construction.~~
- ~~iii. A timetable to show phasing of construction activities to avoid periods of the year when sensitive wildlife and species could be harmed.~~
- ~~iv. Details of specific species and habitat mitigation and monitoring measures for key species including bats, nightjar, and reptiles.~~
- ~~v. Details of wildlife sensitive lighting proposals.~~
- ~~vi. Details of water pollution control measures.~~
- ~~vii. Details of Himalayan Balsam control.~~
- ~~viii. An agreed scheme of progress reporting to the Council during the construction programme.~~
- ~~ix. Persons responsible for:
 - ~~a. Compliance with legal consents relating to nature conservation.~~
 - ~~b. Compliance with planning conditions relating to nature conservation (Ecological Clerk of Works).~~
 - ~~c. Installation of physical protection measures and management during construction.~~
 - ~~d. Implementation of sensitive working practices during construction.~~~~

- ~~e. Regular inspection and maintenance of physical protection measures and monitoring of working practices during construction.~~
- ~~f. Specific species and habitat mitigation measures.~~
- ~~g. Provision of training and information about the importance of the 'Protection Zones' to all construction personnel on site.~~

~~All construction activities shall be implemented in accordance with the approved details and timing of the plan unless otherwise approved in writing by the Local Planning Authority.~~

~~Reason: To afford protection to animal and plant species in accordance with Policies AW5 and AW8 of the Rhondda Cynon Taf Local Development Plan.~~

~~17. The development works hereby approved shall be carried out in accordance with the Report to Inform Discharge of Condition 17 (BSG Ecology, July 2022) agreed under discharge of conditions application ref. 22/0871/38, granted 17/11/22.~~

~~Reason: To afford protection to animal and plant species in accordance with Policy AW8 of the Rhondda Cynon Taf Local Development Plan.~~

~~18. No development shall take place until details of a habitat and ground restoration scheme has been submitted to and approved in writing by the Local Planning Authority.~~

~~All works shall be carried out in accordance with the approved details, unless otherwise approved in writing by the Local Planning Authority.~~

~~Reason: To afford protection to animal and plant species in accordance with Policies AW5 and AW8 of the Rhondda Cynon Taf Local Development Plan.~~

~~18. The development works hereby approved shall be carried out in accordance with the Report to Inform Discharge of Condition 18 (BSG Ecology, July 2022) agreed under discharge of conditions application ref. 22/0871/38, granted 17/11/22.~~

~~Reason: To afford protection to animal and plant species in accordance with Policy AW8 of the Rhondda Cynon Taf Local Development Plan.~~

~~19. No development shall take place until a bat mitigation scheme has been submitted to and approved in writing by the Local Planning Authority. The scheme shall include details of a turbine shutdown programme and further post-construction monitoring. The turbines shall not be operated other than in strict accordance with the approved scheme.~~

~~Reason: To afford protection to animal species in accordance with Policies AW5 and AW8 of the Rhondda Cynon Taf Local Development Plan.~~

19. *The development works hereby approved shall be carried out in accordance with the Report to Inform Discharge of Condition 19 (BSG Ecology, July 2022) agreed under discharge of conditions application ref. 22/0871/38, granted 17/11/22.*

Reason: To afford protection to animal and plant species in accordance with Policy AW8 of the Rhondda Cynon Taf Local Development Plan.

~~20. No development shall take place until a Traffic Management Plan (TMP) has been submitted to and approved in writing by the Local Planning Authority. Any temporary mitigation measures affecting the public highway shall be implemented prior to transportation of the abnormal loads and reinstated upon completion of the development. The TMP shall include the following:~~

- ~~a. Detailed swept path analysis including mitigation measures and use of potential third party land.~~
- ~~b. Traffic Management (during transportation of abnormal loads).~~
- ~~c. Traffic management during construction.~~
- ~~d. Structures (over bridges height, width, weight restrictions).~~
- ~~e. Highway works (including all temporary works to public highway to facilitate access and reinstatement works including timescales).~~
- ~~f. Dry Run (to be witnessed by highway authority and police).~~
- ~~g. Temporary Traffic Regulation Orders; and where residents displaced parking would take place without impacting on free flow of traffic and highway safety.~~
- ~~h. Emergency Contingencies.~~

~~The development shall be carried out in accordance with the approved TMP, unless otherwise agreed by the Local Planning Authority.~~

~~Reason: In the interests of highway safety and to ensure safe and satisfactory delivery of all components in accordance with Policy AW5 of the Rhondda Cynon Taf Local Development Plan.~~

20. The development works hereby approved shall be carried out in accordance with the traffic management details agreed under discharge of conditions application ref. 22/0940/38, granted 27/08/22. Any temporary mitigation measures affecting the public highway shall be implemented prior to transportation of the abnormal loads and reinstated upon completion of the development.

Reason: In the interests of highway safety and to ensure safe and satisfactory delivery of all components in accordance with Policy AW5 of the Rhondda Cynon Taf Local Development Plan.

~~21. Development shall not commence until details of the means of access to include permanent surfacing for the first 20m off the public highway and timing of works have been submitted to and approved in writing by the Local Planning Authority. The works shall be carried out in accordance with the approved details.~~

~~Reason: In the interests of highway safety and to ensure mud and debris are not tracked onto the highway in accordance with Policy AW5 of the Rhondda Cynon Taf Local Development Plan.~~

~~21. The development works hereby approved shall be carried out in accordance with the means of access details, including the permanent surfacing of the first 20m off the public highway, agreed under discharge of conditions application ref. 22/0940/38, granted 27/08/22.~~

~~Reason: In the interests of highway safety and to ensure mud and debris are not tracked onto the highway in accordance with Policy AW5 of the Rhondda Cynon Taf Local Development Plan.~~

~~22. Prior to the commencement of the development, a report indicating a methodology for undertaking a conditions survey of local roads (un-named Lane) that could be affected by the proposed development shall be submitted to and approved in writing by the Local Planning Authority. The report should include:~~

- ~~a. The timescales for undertaking the surveys and the method(s) of reporting the findings to the Local Planning Authority.~~
- ~~b. Comprehensive photographs.~~
- ~~c. Potential compensation arrangements.~~

~~The development shall not be brought into use until the final survey (on completion of the development hereby approved) and any compensation arrangements have been submitted to and approved in writing by the Local Planning Authority. Any compensation arrangements shall be carried out in accordance with the approved details.~~

~~Reason: To ensure that the extraordinary traffic use arising from the proposed development does not have an adverse impact on highway safety in accordance with Policy AW5 of the Rhondda Cynon Taf Local Development Plan.~~

~~22. The highway conditions survey methodology agreed under discharge of conditions application ref. 22/0940/38, granted 27/08/22, shall be implemented and adhered to during development works. The development shall not be brought into use until the final survey (on completion of the development hereby approved) and any compensation arrangements have been submitted to and approved in writing by the Local Planning Authority. Any compensation arrangements shall be carried out in accordance with the approved details.~~

~~Reason: To ensure that the extraordinary traffic use arising from the proposed development does not have an adverse impact on highway safety in accordance with Policy AW5 of the Rhondda Cynon Taf Local Development Plan.~~

~~24. No development shall take place until full drainage arrangements have been submitted to and approved in writing by the Local Planning Authority. The turbines shall not be brought into use until the drainage arrangements have been completed in accordance with the approved details.~~

~~Reason: To ensure adequate disposal of foul and surface water drainage in accordance with Policy AW10 of the Rhondda Cynon Taf Local Development Plan.~~

24. The development works hereby approved shall be carried out in accordance with the full site drainage arrangements set out within the Drainage Briefing Note Rev. 2 10/07/23 (Tulip Engineering Consultancy). The turbines shall not be brought into use until the drainage arrangements have been completed in accordance with the approved details.

Reason: To ensure adequate disposal of foul and surface water drainage in accordance with Policy AW10 of the Rhondda Cynon Taf Local Development Plan.

~~25. No development shall take place until the applicant, or their agents or successors in title, has secured agreement for a written scheme of historic environment mitigation which has been submitted to and approved by the Local Planning Authority. Thereafter, the programme of work will be fully carried out in accordance with the requirements and standards of the written scheme.~~

~~Reason: To identify and record any features of archaeological interest discovered during the works, in order to mitigate the impact of the works on the archaeological resource and in accordance with Policy AW7 of the Rhondda Cynon Taf Local Development Plan.~~

25. The development works hereby approved shall be carried out in accordance with the written scheme of historic environment mitigation agreed under discharge of conditions application ref. 22/0447/38, granted 24/05/22.

Reason: To identify and record any features of archaeological interest discovered during the works, in order to mitigate the impact of the works on the archaeological resource and in accordance with Policy AW7 of the Rhondda Cynon Taf Local Development Plan.