The Planning Inspectorate
Yr Arolygiaeth Gynllunio

3/18 Eagle Wing
Temple Quay House
2 The Square
Bristol, BS1 6PN

Customer Services: 0303 444 5000
e-mail: BrechfaConnection@pins.gsi.gov.uk

Powys County Council
Sent via email

Your Ref: BFC-SP074

Our Ref: EN020016

Date: 26 January 2016

Dear Sir/Madam

Planning Act 2008 (as amended) (PA 2008) – Section 89

Application by Western Power Distribution (South Wales) plc for an Order Granting Development Consent for the Brechfa Forest Connection

Notification of opportunity to notify the Examining Authority of wish to become an interested party

The Secretary of State has appointed me to act as the Examining Authority to carry out an examination of the above electric line application under the PA 2008 ("the examination").

The area of Powys County Council ("your authority") borders the area of Carmarthenshire County Council in which the electric line is proposed.

I note that in June 2015 the applicant, Western Power Distribution (South Wales) plc notified your authority of the opportunity to make a relevant representation to become an interested party for the purposes of the examination; and that your authority did not make such a representation.

Following this, although your authority did not register as an interested party, it should have received my correspondence dated 3 September 2015[1] and 13 October 2015[2], however I am now aware that due to an administrative error, it did not receive these. A copy of the above correspondence has been attached. Among other things, that correspondence invited parties to the preliminary meeting, enclosed the examination timetable and notified certain parties of their ability to notify me of their wish to become an interested party.

The preliminary meeting for the examination took place on 6 October 2015 and I am under a duty to complete the examination by 6 April 2016.

[1] s88 and s89(3) of the PA 2008, Rules 4(1), 6(1) and 6(2) of the Infrastructure Planning (Examination Procedure) Rules 2010 ("EPR")
[2] s89, s90, s91, s92 and s93 of the PA 2008, Rules 7(2), 8(1) and (2), 10 and 13 of the EPR

I would like to apologise for the administrative oversight and I have made a procedural decision to provide your authority with an opportunity to notify myself, as the Examining Authority if it wishes to become an interested party for the purposes of the examination.[3] If your authority chooses to make this notification and wishes to make comments on the proposal, please do so by Thursday 18 February 2016.

The application and the examination documents may be viewed at this link:

http://infrastructure.planninginspectorate.gov.uk/projects/wales/brechfa-forest-connection/?ipcsection=docs

Yours faithfully

Martin Broderick

Martin Broderick
Examining Authority

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the National Infrastructure Planning website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.

[3] s89(2A)(b) of the PA 2008

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e-bost: BrechfaConnection@pins.gsi.gov.uk

Cyngor Sir Powys
Anfonwyd drwy e-bost

Eich Cyf: BFC-SP074

Ein Cyf: EN020016

Dyddiad: 26 Ionawr 2016

Annwyl Syr/Fadam

Deddf Cynllunio 2008 (fel y'i diwygiwyd) (PA 2008) – Adran 89

Cais gan Western Power Distribution (South Wales) plc am Orchymyn yn Rhoi Caniatâd Datblygu ar gyfer Cyswllt Coedwig Brechfa

Hysbysiad o gyfle i nodi'r Awdurdod Archwilio o ddymuniad i fod yn barti â buddiant

Mae'r Ysgrifennydd Gwladol wedi fy mhenodi i weithredu fel yr Awdurdod Archwilio i gyflawni archwiliad o'r cais uchod ar gyfer llinell drydanol dan Ddeddf Gynllunio 2008 ("yr archwiliad").

Mae ardal Cyngor Sir Powys ("eich awdurdod") yn ymylu ar ardal Cyngor Sir Gâr, lle y cynigir gosod y llinell drydanol.

Nodaf yn Mehefin 2015 fod yr ymgeisydd, Western Power Distribution (South Wales) plc, wedi hysbysu eich awdurdod am y cyfle i wneud sylwadau perthnasol i fod yn barti â buddiant at ddibenion yr archwiliad, ac ni wnaeth eich awdurdod unrhyw gyfryw sylwadau.

Wedi hynny, er na wnaeth eich awdurdod gofrestru fel parti â buddiant, dylai fod wedi derbyn fy ngohebiaeth dyddiedig 3 Medi 2015[1] ac 13 Hydref 2015[2]; fodd bynnag, erbyn hyn, rwy'n ymwybodol na chawsoch y rhain oherwydd camgymeriad gweinyddol. Atodir copi o'r ohebiaeth uchod. Ymhlith pethau eraill, roedd yr ohebiaeth honno yn gwahodd partïon i'r cyfarfod rhagarweiniol, yn cynnwys yr amserlen archwilio ac yn rhoi gwybod i bartïon penodol am eu gallu i roi gwybod i mi am eu dymuniad i fod yn barti â buddiant.

[1] a88 ac a89(3) Deddf Gynllunio 2008, Rheolau 4(1), 6(1) a 6(2) Rheolau Cynllunio Seilwaith (Gweithdrefn Archwilio) 2010
[2] a89, a90, a91, a92 ac a93 Deddf Gynllunio 2008, Rheolau 7(2), 8(1) a (2), 10 ac 13 Rheolau Cynllunio Seilwaith (Gweithdrefn Archwilio) 2010

Cynhaliwyd y cyfarfod rhagarweiniol ar gyfer yr archwiliad ar 6 Hydref 2015 ac mae'n ddyletswydd arnaf i gwblhau'r archwiliad erbyn 6 Ebrill 2016.

Hoffwn ymddiheuro am y camgymeriad gweinyddol ac rwyf wedi gwneud penderfyniad gweithdrefnol i roi cyfle i'ch awdurdod roi gwybod i mi, fel yr Awdurdod Archwilio os hoffwch fod yn barti â buddiant at ddibenion yr archwiliad.[3] Os bydd eich awdurdod yn dewis gwneud yr hysbysiad hwn a'i fod yn dymuno gwneud sylwadau ar y cynnig, dylai wneud hynny erbyn dydd Iau 18 Chwefror 2016.

Mae'r cais a'r dogfennau archwilio i'w gweld yn y ddolen hon:

http://infrastructure.planninginspectorate.gov.uk/projects/wales/brechfa-forest-connection/?ipcsection=docs

Yr eiddoch yn gywir

Martin Broderick

Martin Broderick
Awdurdod Archwilio

Gellir rhoi cyngor ar wneud cais am orchymyn yn rhoi caniatâd datblygu neu wneud sylwadau am gais (neu gais arfaethedig). Fodd bynnag, nid yw'r cyfathrebiad hwn yn gyfystyr â chyngor cyfreithiol y gallwch ddibynnu arno, a dylech gael eich cyngor cyfreithiol a phroffesiynol eich hun, yn ôl yr angen.

Bydd cofnod o'r cyngor a roddir yn cael ei gofnodi ar y wefan Cynllunio Seilwaith Cenedlaethol, ynghyd ag enw'r unigolyn neu'r sefydliad a ofynnodd am y cyngor. Caiff preifatrwydd unrhyw wybodaeth bersonol ei warchod yn unol â'n Siarter Gwybodaeth, y dylech edrych arno cyn anfon gwybodaeth at yr Arolygiaeth Gynllunio.

[3] a89(2A)(b) Deddf Gynllunio 2008