

:

9 December 2024

Dear

ATISN 23169 – Mynydd Y Gaer Wind Farm – Application No: DNS CAS-01773-Z5L1D0.

Thank you for your request submitted on 6 December, which I received on the same day.

Information requested

Your request asked for:

- A copy of application by the applicant under Section 16 of the Commons Act to deregister and exchange common land at the Mynydd Y Gaer / Hirwaun common site a copy of an application by the applicant under Section 38(1) of the Commons Act to undertake works upon common land at the Mynydd Y Gaer / Hirwaun common site a copy of an application by the applicant under the Coity Wallia Act (1976) to undertake works upon common land at the Mynydd Y Gaer / Hirwaun common site or deregister and exchange common land.
- Has any type of application has been received regarding common land deregistration or works upon common land and what is the current status of approval?
- If no such application has been received to date, how will the local communities surrounding Mynydd Y Gaer be informed when such an application is received?

The request you sent me contains personal information about you - for example, your name, and e-mail address. The Welsh Government will be the data processor for this information and, in accordance with the General Data Protection Regulation, it will be processed in order to fulfil our public task and meet our legal obligations under the Act to provide you with a response. We will only use this personal information to deal with your request and any matters which arise as a result of it. We will keep your personal information and all other information relating to your request for three years from the date on which your request is finally closed. Your personal information will then be disposed of securely.

Our response

We hold no information in respect of points 1 and 2 above. This DNS application is still at pre-application stage, and no formal applications have yet been submitted under the Common Land Acts referred to.

In regards to point 3 of your request, the following summarises the informal and formal pre-application publicity stages:

- The developer produces ideas for the proposal, contacts individuals and groups, arranges events, and publicises the draft proposals to identify issues and exchange views between interested parties.

- This stage is voluntary. It is up to the developer to decide how they undertake this early 'engagement' with local communities.
- The developer notifies PEDW that it intends to submit a planning application.
- After notification, the developer must publicise the detailed DNS proposal, and consult nearby owners and occupiers, the Community Council, and other bodies, for a period of six weeks.
- The developer will prepare a Consultation Report summarising how it consulted the community and how the responses influenced the planning application. The Consultation Report must be submitted with the planning application.

The above stages provide the opportunity for local communities to express their views on the proposed development at pre-application stage.

Planning and Environment Decisions Wales (PEDW) administer applications on behalf of the Welsh Ministers and information on individual applications can be viewed on its web-site at: [Planning Casework](#). If you input this reference number: CAS-01773-Z5L1D0 into the search function you can view details of the progress of the proposed development. When an application is submitted for this proposal this will include the application form and documents associated with the application.

Guidance on engaging with the DNS process is available on the Welsh Government's website <https://www.gov.wales/developments-national-significance-dns-engaging-process>.

Next steps

If you are dissatisfied with the Welsh Government's handling of your request, you can ask for an internal review within 40 working days of the date of this response. Requests for an internal review should be addressed to the Welsh Government's Freedom of Information Officer at: Information Rights Unit, Welsh Government, Cathays Park, Cardiff, CF10 3NQ or Email: Freedomofinformation@gov.wales

Please remember to quote the ATISN reference number above.

You also have the right to complain to the Information Commissioner. The Information Commissioner can be contacted at:

Information Commissioner's Office,
Wycliffe House,
Water Lane,
Wilmslow,
Cheshire,
SK9 5AF

However, please note that the Commissioner will not normally investigate a complaint until it has been through our own internal review process.

Yours sincerely,