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Eich cyfeirnod Your reference	CD145
Ein cyfeirnod Our reference	DH
Dyddiad Date	9 October 2018
Llinell uniongyrchol Direct line	0300 0256004
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Dear Mr Lewis,

**Ancient Monuments and Archaeological Areas Act 1979**  
**Section 2 and Schedule 1**  
**Application for Scheduled Monument Consent**  
**Proposed works at: Copa Hill/ Cwmystwyth Lead, copper and Zinc Mines (CD145)**

I refer to your application of 24 July 2018 for scheduled monument consent to carry out soil sampling for soil metal investigation works at the above scheduled monument.

You declined the opportunity of appearing before, and being heard by, a person appointed for that purpose, afforded to you in the letter of 24 September 2018. Nor have you submitted any further representations in support of your case.

The proposed works can be carried out without detriment to the historic or archaeological integrity of the monument. The works accord with the sustainable development principle and contribute towards the well-being goals defined in the Wellbeing of Future Generations (Wales) Act 2015.

Accordingly, the Welsh Ministers hereby grant scheduled monument consent for the works described at paragraph 4 of the application of [date], subject to the following conditions.

**Conditions**

1. that the applicant shall afford access at all reasonable times to any Cadw official or archaeologist nominated by the Welsh Ministers to monitor progress of the works.
2. that the works shall be carried out in accordance with the plans and documents submitted to the Welsh Ministers on 26/07/2018. No variations are permitted unless they have been authorised in advance in writing by the Welsh Ministers. **NB: in-filling with gravel is an acceptable repair to the sample holes: returning the soil samples to their original locations is not a requirement of this SMC.**
3. that upon completion of the project the applicant shall produce a **completion report** including an annotated photographic archive detailing the site before and after

Mae Gwasanaeth Amgylchedd Hanesyddol Llywodraeth Cymru (Cadw) yn hyrwyddo gwaith cadwraeth ar gyfer amgylchedd hanesyddol Cymru a gwerthfawrogiad ohono.

The Welsh Government Historic Environment Service (Cadw) promotes the conservation and appreciation of Wales's historic environment.

Rydym yn croesawu gohebiaeth yn Gymraeg ac yn Saesneg.  
We welcome correspondence in both English and Welsh.



BUDDSODDWR MEWN POBL  
INVESTOR IN PEOPLE



works took place and including a final version of the metal contamination report. The draft should be sent to the Welsh Ministers in digital format for approval within 3 months of the works being completed.

Section 2(6) of the 1979 Act provides that non-compliance with a condition attached to a grant of scheduled monument consent shall be an offence.

By virtue of Section 4 of the 1979 Act if no works to which this consent relates are executed or started within 5 years from the date of this letter, the consent shall cease to have effect at the end of that period (unless it is revoked in the meantime).

This letter does not convey any approval or consent required under any enactment, bylaw, order or regulation other than Section 2 of the Ancient Monuments and Archaeological Areas Act 1979. It is the responsibility of the applicant to obtain any such approval or consent where necessary.

Your attention is drawn to the provisions of Section 55 of the 1979 Act under which, if you are aggrieved by the decision given in this letter, you may challenge its validity by an application made to the High Court within six weeks from the date when the decision is given. The grounds on which an application may be made to the court are:

- a) that a decision is not within the powers of the Act (that is, the Welsh Government has exceeded its powers);
- b) that any of the relevant requirements have not been complied with and the applicant's interest has been substantially prejudiced by the failure to comply.

"The relevant requirements" are defined in Section 55 of the 1979 Act and you are advised to seek legal action before taking any action.

Yours sincerely,

Denise Harris

Policy and Protection

under authority of the Minister for Culture, Tourism and Sport, one of the Welsh Ministers