

**NEATH PORT TALBOT COUNTY BOROUGH COUNCIL
CYNGOR BWRDEISTREF SIROL CASTELL-NEDD PORT TALBOT**

**TOWN AND COUNTRY PLANNING ACT 1990
THE TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT
PROCEDURE)(WALES) ORDER 2012**

APPROVAL OF FULL PLANNING PERMISSION

Name and address of the applicant

Swansea University
C/o Agent

Name and address of the agent

Ms Coral Ducroq
Stride Treglown
Stride Treglown
Treglown Court
Dowlais Road
CARDIFF
CF24 5LQ

DATE REGISTERED: 28 May 2020

APPLICATION NO: P2020/0429

LOCATION: Swansea University Bay Campus , Fabian Way, Crymlyn
Burrows, SA1 8EN

PROPOSAL: Development of new Centre for Integrative Semiconductor
Materials (CISM) building and gas store building

NEATH PORT TALBOT COUNTY BOROUGH COUNCIL as the Local Planning Authority in pursuance of its power under the above mentioned Act and Order hereby **GRANTS PLANNING PERMISSION** for the development as described above to be carried out in accordance with the application and the plans submitted therewith, subject to compliance with the following conditions:

This is Decision Notice Revision 4 dated 08/09/2022

Conditions:-

Time Limit Conditions

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

Reason

To comply with the requirements of Section 91 of the Town and Country Planning Act 1990.

List of Approved Plans

2 This permission relates to the following plans;

CISM - Relocation of Temporary Buildings BC-01-03 CISM Rev A
152296-STL-XX-XX-DR-A-601-Proposed Site Plan Rev 21
152296-STL-XX-XX-DR-A-602-CCF 003 Elevation Revision Rev P21
152296-STL-XX-XX-DR-A-603-Revised Elevations Colour Rev p21
152296-STL-XX-XX-DR-A-604-Site Sections S4_P21
152296-STL-XX-00-DR-L-ZZZZ-09101 - Hard Landscape and External Furniture Plan Rev P10
152296-STL-XX-00-DR-L-ZZZZ-09140 - Soft Landscape Plan Rev P10
60605215-ACM-A-XX-DR-CE-001 P04 Proposed Drainage General Arrangement
152296_STL_ZZZZ_XX_DR_A_XX_0600_12_SITE PLANNING Rev 12

Swansea University - Addendum - Kidney Vetch Translocation v1.3
Preliminary Ecological Appraisal Swansea Uni CSIM V1
Transport Statement CISM 2019
152296_200417_SU CISM Design and Access
19.5294_Noise Assessment
CISM - Drainage and Flood Statement_REV02
SN - HM Latest B CISM - Construction - Management Plan
Swansea University Travel Plan 2015
A_314617 R02 (00) Geotech review

Unless otherwise required by any other condition of this permission, the development shall be carried out in accordance with these approved details.

Reason

In the interests of clarity.

Pre-Commencement Conditions

3 Before beginning any development at the site, you must do the following:

a) Notify the Local Planning Authority in writing that you intend to commence development by submitting a Formal Notice under Article 24B of the Town and Country Planning (Development Management Procedure) (Wales) Order 2012 (DMPWO) in the form set out in Schedule 5A (a newly inserted Schedule) of the DMPWO (or in a form substantially to the like effect); and

b) Display a Site Notice (as required by Section 71ZB of the 1990 Act) in the form set out in Schedule 5B (a newly inserted Schedule) of the DMPWO (or in a form substantially to the like effect), such Notice to be firmly affixed and displayed in a prominent place, be legible and easily visible, and be printed on durable material. Such Notice must thereafter be displayed at all times when development is being carried out.

Reason:

To comply with procedural requirements in accordance with Article 24B of the Town and Country Planning (Development Management Procedure) (Wales) Order 2012 (DMPWO) and Section 71ZB of the Town and Country Planning Act 1990.

NOTE: Templates of the required Notice and Site Notice are available to download at www.npt.gov.uk/planning

- 4 No development shall take place until a signed Construction Method Statement has been submitted to, and approved in writing by the Local Planning Authority. The approved statement shall include the following:-

The parking of vehicles of site operatives and visitors.

Loading and unloading of plant and materials.

Storage of plant and materials used in constructing the development.

The erection and maintenance of security hoarding including decorative displays and facilities for public viewing, where appropriate.

Wheel washing facilities.

Measures to control the emissions of dust and dirt during construction.

Scheme for recycling/disposing of waste resulting from demolition and construction works.

Scoping route for construction traffic and safe deliveries through the site.

The approved statement shall be adhered to throughout the construction period.

Reason

To prevent pollution of the environment and protection of the environment and highway and pedestrian safety, and the amenity of adjoining development and residents and to accord with Policies BE1, TR2 and EN8 of the Local Development Plan

The above condition was discharged on the 22/09/2020 by Planning Permission P2020/0734

Action Conditions

- 5 Prior to their use on site, samples of the external materials shall be submitted to and approved in writing by the Local Planning Authority. Sample panels of the brick work and other external detailing shall be erected on site. The development shall be completed in accordance with the approved details.

Reason

In the interests of visual amenity and the overall character of the area as a whole, and to accord with Policy BE1 of the Local Development Plan.

The above condition was discharged on the 14/06/2021 by Planning Permission P2021/0597

- 6 Prior to any development taking place that requires piling, a scheme setting out the justification and piling methodology to be used for this development shall be submitted to and approved in writing by the Local Planning Authority. This shall include details of all mitigation measures to be implemented on site to prevent noise and nuisance to adjoining noise sensitive receptors. The development shall then be undertaken in full compliance with these approved details.

Reason

In the interests of amenity and to accord with Policy EN8 of the Local Development Plan.

**The above condition was discharged on the 22/09/2020 by Planning Permission
P2020/0734**

- 7 Notwithstanding the details submitted and prior to the first use of the development hereby approved a landscaping scheme, fully compliant with the strategic Landscaping strategy approved under planning permission P2018/0850 shall be submitted to and approved in writing by the Local Planning Authority. The scheme as approved shall be carried out in the first planting season after completion of the development hereby approved, or its occupation whichever is the sooner and any trees or plants which within a period of five years are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of a similar size and the same species, unless the local planning authority gives written consent to any variation.

Reason

In the interest of visual amenity and to accord with Section 197 of the Town and Country Planning Act 1990, and to accord with Policies EN6 and EN7 of the Local Development Plan.

**The above condition was discharged on the 09/02/2022 by Planning Permission
P2022/0031**

- 8 Prior to the importation of any topsoil into the development site, full details of the validation documentation for its suitability for use shall be submitted to and approved in writing by the Local Planning Authority.

Reason

In the interests of amenity, and to ensure that the material is suitable for use as clean cover for the intended end use, and to accord with Policy EN8 of the Local Development Plan.

**The above condition was discharged on the 08/09/2022 by Planning Permission
P2022/0664**

Regulatory Conditions

- 9 The development shall be undertaken in strict compliance with the Strategic Environmental Management Plan as approved under Planning Permission P2018/0850.

Reason

In the interests of clarity, biodiversity and the amenity of the area as a whole and Policies EN6 and EN7 of the Local Development Plan.

- 10 The development shall be constructed and developed in full compliance with the energy strategy as approved under Planning Permission P2018/0850.

Reason

In the interests clarity, and sustainability, and to accord with Policy RE8 of the Local Development Plan.

- 11 The development shall be constructed and developed in full compliance with the remediation strategy, verification and validation in respect of land contamination for the site as approved under Planning Permission P2018/0850.

Reason

In the interests of protection of the environment and human health and to accord with Policy EN8 of the Local Development Plan.

- 12 The development shall be constructed and developed in full compliance with the gas protection measures as approved under Planning Permission P2012/1131 and P2013/565, and P2018/0850.

Reason

In the interests of clarity, and to ensure that the safety of future occupiers is not prejudiced and to accord with Policy EN8 of the Local Development Plan.

- 13 In the event that contamination is found at any time when carrying out the approved development that was not previously identified, work on site shall cease immediately and shall be reported in writing to the Local Planning Authority. A Desk Study, Site Investigation, Risk Assessment and where necessary a Remediation Strategy must be undertaken in accordance with the following document:- Land Contamination: A Guide for Developers (WLGA, WAG & EAW, July 2006). This document shall be submitted to and agreed in writing with the Local Planning Authority. Prior to occupation of the development, a verification report which demonstrates the effectiveness of the agreed remediation, shall be submitted to and agreed in writing with the Local Planning Authority.

Reason

To ensure that risks from land contamination to the future users of the land and neighbouring land are minimised, together with those to controlled waters, property and ecological systems, and to ensure that the development can be carried out safely without unacceptable risks to workers, neighbours and other off site receptors and to accord with Policy EN8 of the Local Development Plan.

- 14 If the development is not going to be constructed and developed in full compliance with the aggregate importation quality as approved under Planning Permission P2012/1131, P2013/0061 and P2013/601 a scheme shall be submitted to and approved in writing by the Local Planning Authority prior to the commencement of any development. The development shall then be undertaken in full compliance with these approved details.

Reason

In the interests of clarity, and to ensure that the safety of future occupiers is not prejudiced and to accord with Policy EN8 of the Local Development Plan.

- 15 The development shall be constructed and developed in full compliance with the Site Waste/ resource Management Plan for the site as approved under Planning Permission P2018/0850.

Reason

In the interests of clarity, amenity, and pollution prevention and to accord with Policy W3 of the Local Development Plan.

- 16 Prior to the first use of the development hereby permitted, a minimum of two artificial nesting sites for birds shall be erected on the building to one or both of the following specifications, and retained as such thereafter;
Nest Box Specifications for House Sparrow Terrace:
Wooden (or woodcrete) nest box with 3 sub-divisions to support 3 nesting pairs. To be placed under the eaves of buildings.
Entrance holes: 32mm diameter
Dimensions: H310 x W370 x D185mm
or
Swift Nest Box Specification:
Wide box with small slit shaped entrance hole. Must be placed under or close to roofs, at least 5m from the ground.
Dimensions: H150 x W340 x D150mm

Reason

In the interest of Biodiversity and to accord with Policies EN6 and EN7 of the Local Development Plan.

- 17 Foul discharges from the development shall be disposed of via the pumping station and rising main connected direct to the Fabian Way Waste Water Treatment Works, which shall be constructed in accordance with the details shown on drawing number 2023 revision T00 titled 'Phase 2 Rising Main Overall Plan' prior to the first occupation of the development.

Reason

In the interests of amenity, and to prevent overloading of the existing sewerage system and to accord with Policy EN 8 of the Local Development Plan.

- 18 Foul water and surface water discharges shall be drained separately from the site. No surface water and/or land drainage run-off shall be allowed to connect/discharge, either directly or indirectly, to the public sewer system

Reason

To protect the integrity of the public sewerage system and to accord with Policies ENB and BE1 of the Local Development Plan.

- 19 The noise rating level emitted from external plant at the approved development shall not exceed the existing background noise level. The noise levels shall be determined at the nearest noise-sensitive premises or at another location that is deemed suitable by the Authority. Measurements and assessments shall be made in accordance with BS 4142:2014 Method for rating and assessing industrial and commercial sound.

Reason

To protect the amenity of the locality, especially for people living and/or working nearby, in accordance with Local Planning Policy EN8 of the Local Development Plan.

Informatives:

1 The developer is made aware that SAB approval will be required prior to any work commencing. To commence work is a breach of SAB approval required under Paragraph 7 (1) Schedule 3 of the Flood and Water Management Act 2010 whereby legal action will be taken by the Authority under The Sustainable Drainage (Enforcement) (Wales) Order 2018. Guidance and applications can be found on <https://www.npt.gov.uk/17534>

A handwritten signature in black ink, appearing to read 'Ceri Morris', is positioned above the printed name.

Signed:

Ceri Morris – Head of Planning & Public Protection

Date: 7 July 2020

IMPORTANT:

(1) Please note that for all decisions issued after 16th March 2016 for outline or full planning permission, a revised decision notice will be issued whenever a subsequent consent is given, for example providing details of any Reserved Matters approvals (outline applications only) and/or approval of conditions (including on Reserved Matters). This will ensure that the current status of the conditions applied to a consent is clear. Accordingly you are advised to visit www.npt.gov.uk/planning to view the application documentation to see if this is the current version, or whether it has been superseded by a more up-to-date revision of this Decision Notice. For Reserved Matters approvals the revised Decision Notice will only be shown under the Outline approval.

(2) Please note that this consent is specific to the plans and particulars approved as part of the application. Any departure from the approved plans will constitute unauthorised development and may be liable to enforcement action. You (or any subsequent developer) should advise the Council of any actual or proposed variations from the approved plans immediately so that you can be advised how to best resolve the matter.

(3) In addition, any conditions that the Council has imposed on this consent will be listed above and should be read carefully. It is your (or any subsequent developers) responsibility to ensure that the terms of all conditions are met in full at the appropriate time (as outlined in the specific condition). Please note that any works carried out without compliance with the conditions attached to this approval will be entirely at the risk of the persons involved and may result in formal action being taken by the Local Planning Authority.

(4) The developer should have regard to Sections 4, 7, 8 and 8A of the Chronically Sick and Disabled Persons Act 1970 and to the British Standards Institution's Code of Practice for "Design of buildings and their approaches to meet the needs of disabled people" (BS 8300:2009+A1:2010).

(5) From 1st October 2012 it has been an offence to install a public sewer or lateral drain without having an adoption agreement in place. From the 1st October 2012 the vast majority of all existing private sewers and lateral drains which link with the public sewer network were transferred to Welsh Water. For further details on how this will affect your development please contact: Welsh Water Developer Services, PO Box 3146, Cardiff, CF30 0EH. Telephone No. 0800 9172652 or email: developer.services@dwrcymru.com.

IMPORTANT INFORMATION: TOWN AND COUNTRY PLANNING ACT 1990

The applicant's attention is drawn to the notes below.

- (1) If the applicant is aggrieved by the decision of the Local Planning Authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Welsh Government under Section 78 of the Town and Country Planning Act 1990 (as amended).
- (2) You can also appeal to the Welsh Government against a decision to refuse permission or grant subject to conditions in respect of applications made for :- Listed Building or Conservation Area Consent; Consent under a Tree Preservation Order; Advertisement Consent.
- (3) You can also appeal If your application for a Certificate of Lawful Existing Use or Lawful Proposed Use is partly or wholly refused or is granted differently from what you asked for (under Section 195/196) of the Town and Country Planning Act 1990 (as amended).
- (4) If you are aggrieved of the LPAs decision, the following deadlines apply for appeals to be submitted to the Welsh Government (from the date of the Council's decision):-

(1) Planning Permission (with the exception of Minor Commercial and Householder applications – see below)	Within 6 Months
(2) Householder Appeal see endnote i	Within 12 weeks
(3) Minor Commercial Appeal see endnote i	Within 12 weeks
(4) Listed Building or Conservation Area Consent appeals	Within 6 months
(5) Tree Preservation Order (TPO) Consent	Within 28 days
(6) Advertisement Consent	Within 8 weeks
(7) Certificate of Lawfulness of Existing (Section 191) or Proposed (Section 192) Use or Development	Within 6 months
(8) Hazardous Substances Consent	Within 6 months
- (5) Appeals must be made on a form which is obtainable from the Planning Inspectorate, Crown Buildings, Cathays Park, Cardiff, CF10 3NQ – Tel 0303 444 5940, or online at www.planningportal.gov.uk/pcs .
- (6) The Welsh Government has power to allow a longer period for the giving of notice of appeal but they will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- (7) The Welsh Government is not required to entertain an appeal if it appears to them that permission for the proposed development could not have been granted having regard to the statutory requirements to the provisions of the development order, and to any directions given under the Order. They do not in practice refuse to entertain appeals solely because the decision of the Local Planning Authority was based on a direction given by them.
- (8) If permission to develop land is refused or granted subject to conditions, whether by the Local Planning Authority or by the Welsh Government, and the owner of the land claims that the land has become incapable of reasonable beneficial use in its existing state and cannot be rendered capable of reasonable beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the County Borough Council, in which the land is situated, as the case may be, a **purchase notice** requiring that Council purchase his interest in the land in

accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

Making an Appeal

- (9) Please note that for all applications received by the LPA after 5th May 2017, it is now a requirement that any appeal made to the Planning Inspectorate (other than Householder and Minor Commercial Appeals, and appeals against refusal to grant advertisement consent) must be accompanied by all the information and evidence you intend to rely upon (a **“full statement of case”**). You must also send a copy of the notice of appeal and full statement of case to the LPA.
- (10) In addition, for ‘planning appeals’ an amendment to an application following notice of appeal may only be made to correct an error.
- (11) Additional details and information on making an appeal to the Welsh Government is available from the Planning Inspectorate at the above address and website. The relevant documents are entitled “making your planning appeal” and “planning appeals Public Local Inquiries”.
- (12) Further correspondence regarding this application should bear the reference number quoted on the top of the decision notice.

THIS NOTICE RELATES ONLY TO A PLANNING DECISION AND DOES NOT RELATE TO OTHER LEGISLATION INCLUDING ANY LEGISLATION UNDER:

- BUILDING REGULATIONS – Please contact buildingcontrol@npt.gov.uk or 01639 686949 to discuss all aspects of the service that is offered by Building Control
- HIGHWAY LEGISLATION

IF PLANNING CONSENT HAS BEEN GRANTED IT IS ADVISABLE TO ESTABLISH WHETHER ANY OTHER FORM OF CONSENT IS REQUIRED AND TO OBTAIN SUCH CONSENT BEFORE COMMENCING DEVELOPMENT

ⁱ Please see the [Town and Country Planning \(Referred Applications and Appeals Procedure\) \(Wales\) Regulations 2017](#) for appeal procedures and for full definitions of:

- *“householder application”* (essentially an application for the enlargement, improvement or other alteration of a dwellinghouse, or development within the curtilage of such a dwellinghouse, or change of use to enlarge the curtilage of a dwelling house)
- *“householder appeal”* means an appeal in relation to a householder application, but excludes an appeal against conditions on the grant of planning permission; or an appeal which is accompanied by an enforcement or listed building consent appeal.
- *“minor commercial application”* (essentially relates to existing buildings of no more than 250 square metres gross external floor space at ground floor level, currently in use for any of the purposes set out in Schedule 1A to The Town and Country Planning (Development Management Procedure) (Wales) (Amendment) Order 2015 which is an application for change of use from Class A1 to A2 or A3; or Class A2 to A3); or the carrying out of building or other operations to a shop front.
- *“minor commercial appeal”* means an appeal in relation to a minor commercial application but excludes an appeal against conditions on the grant of planning permission; or an appeal which is accompanied by an enforcement or listed building consent appeal.