

**OFFICIAL FORM FOR APPEALS TO THE SECRETARY OF STATE
MINERAL SITE/MINING SITE ENVIRONMENT ACT 1995**

**Appeal under section 96 and paragraph 11 of Schedule 13/
paragraph 9 of Schedule 14**

For official use only

Date received:

Date acknowledged:

Please complete this form clearly and send one copy to the Department of Communities and Local Government or National Assembly for Wales as appropriate and one copy to the minerals planning authority.

A. Information about the appellants.

Full Name(s).....
Address.....
.....
.....Postcode.....
Daytime Telephone Number.....Reference.....
Agent's name (if any)
Agent's address.....
.....Postcode.....
Daytime Telephone Number..... Reference.....

B. Details of the appeal

Name of minerals planning authority.....
.....
Description of the appeal
.....
.....
Address of the site
.....
.....
National Grid Reference (see key on Ordnance Survey Map for instructions) Grid letters:
Grid Numbers eg TQ
.....
Date and reference no. of application against which you are appealing
.....
Date of MPA decision (if any)
.....

C. Procedure

Do you agree to the written procedure (ie an exchange of written statements with the minerals planning authority plus a visit to the site by a Planning Inspector)?
YES/NO*

If YES could the Inspector see the whole site clearly from the road or other public land?
YES/NO*

OR

Do you wish to appear before and be heard by an Inspector at a public local inquiry?
YES/NO*

OR

Do you wish to appear before and be heard by an Inspector at a hearing?
YES/NO*

*Delete as appropriate

D. Supporting Documents

You must enclose a copy of the appropriate certificates and notices required (see attached note) with the appeal form sent to the Department of Communities and Local Government or the National Assembly for Wales:

- the application made to the minerals planning authority
- the appropriate certificates
- the appropriate notices
- each of the plans, drawings and documents sent to the minerals planning authority as part of the application they considered
- the minerals planning authority’s decision (if any)
- all other relevant correspondence with the minerals planning authority
- a plan showing the site, marked in red, (preferably on an extract from the relevant 1:10,000 OS Map)

You should also enclose copies of the following, if appropriate:

- any other plans, drawings and documents sent to the Minerals Planning Authority but which do not form part of the application (eg drawings for illustrative purposes)
- any additional plans, drawings and documents relating to the application but not previously seen by the Minerals Planning Authority. Number them clearly and note the numbers here:

.....

E. The Appeal

THIS APPEAL IS AGAINST the decision of the Minerals Planning Authority:

*1. Granting an application for the approval of operating, restoration and aftercare conditions subject to conditions different from those set out in the application.

*2. Giving notice, under paragraph (d) of paragraph 10(2) of Schedule 13 to the Environment Act 1995, stating that, in their opinion, a restriction on working rights would not be such as to prejudice adversely to an unreasonable degree either the economic viability of operating the site or the asset value of the site.

*Strike out the words that do not apply in your case.

F. Grounds of Appeal

If you have agreed to the written procedure you MUST make your FULL STATEMENT OF CASE here; if you do not your appeal may be invalid. If you have not agreed to the written procedure, you should give a brief outline of your case.

COMPLETE AND SIGN THE DECLARATION BELOW

I confirm that a copy of each of the supporting documents indicated above is enclosed and that the relevant plans have been clearly marked.
I also confirm that a copy of this appeal form and any supporting documents not previously seen by the Minerals Planning Authority has been sent to them.

Signed (on behalf of).....

Name (in capitals)..... Date.....