

**IMPORTANT- THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**COAL INDUSTRY ACT 1994 (CIA 1994)**

**FINAL ENFORCEMENT ORDER**

**Issued by the Coal Authority (the Authority)**

**To Merthyr (South Wales) Ltd**

**1. ENFORCEMENT ORDER**

**This is a Final Enforcement Order** issued by the Authority under Section 31 of the CIA 1994 because it is satisfied that there has been a contravention of Section 25(1) of the CIA 1994 at the Land as shown on the attached plan.

**2. THE LAND TO WHICH THE ORDER RELATES**

Land at Ffos-y-Fran Land Reclamation Scheme, Cwmbargoed Disposal Point, Fochriw Road, Merthyr Tydfil, CF48 4AE shown edged blue on the attached plan (the Land).

**3. THE MATTERS CONSTITUTING CONTRAVENTION OF S25(1) CIA 1994**

Contravention of Clause 3.1 of the Ffos-y-Fran operational licence ref: CA11/OP/95/0084/C (“the Licence”) as a result of the extraction of coal outside of the Licensed Area (as defined in Schedule 2 Part 1 of the original Licence and subsequent variations), in the approximate position shown cross-hatched in green on the attached plan.

**4. REASONS FOR ISSUING THIS ORDER**

The Authority is satisfied that the above contravention has occurred from on or around January 2023 and is continuing at the Land.

- The contravention has occurred knowingly; and
- The contravention is not of a trivial nature.

**5. WHAT YOU ARE REQUIRED TO DO**

You must

- (i) Cease all extraction of coal outside of the Licensed Area;
- (ii) Confirm in writing to the Authority that all extraction of coal outside of the Licensed Area has ceased.

**6. TIME FOR COMPLIANCE**

The periods for compliance with the steps set out in paragraph 5 are:

- (i) Immediately from the date this order takes effect.
- (ii) 1 week from the date this order takes effect.

**7. WHEN THIS ORDER TAKES EFFECT**

This Order takes effect on 27 September 2023.

This Order may be revoked at any time by the Authority.

Dated: 27 September 2023 (Date of issue)



Signed:

on behalf of

The Coal Authority, 200 Lichfield Lane, Berry Hill, Mansfield, NG18 4RG

Nominated officer: Paul Frammingham

Telephone number: 01623 637000