



**Llywodraeth Cymru
Welsh Government**

**DEREGISTRATION AND EXCHANGE ORDER
Commons Act 2006, sections 16 & 17**

WHEREAS:

1. The Welsh Ministers are the appropriate national authority in relation to Wales for the purposes of section 16 of the Commons Act 2006 ('2006 Act') as read with the Deregistration and Exchange of Common Land and Greens (Procedure) (Wales) Regulations 2012 (S.I. 2012/738 (W.98)) ('the 2012 Regulations').
2. The Welsh Ministers have appointed Planning Environmental Decisions Wales ('PEDW') in accordance with regulation 3 of the 2012 Regulations, to carry out the procedural work required for section 16 applications, including the making of recommendations to Welsh Ministers on whether an application should be approved.
3. Celtic Energy Ltd. as the owners of both the land described in the First Schedule and more particularly delineated edged red and labelled 'Release Land (99.06ha)' on the Proposed Land Exchange Plan attached to this Order ('the release land'), and of the land described in the Second Schedule and more particularly delineated edged light green and labelled 'Replacement Land (102.34ha)' on the said plan ('the replacement land'), has applied under section 16 of the 2006 Act for the release land to cease to be registered as common land and for the replacement land to be so registered in its place.
4. The replacement land is land to which Part 1 of the 2006 Act applies and is not already registered as common land or as town or village green.
5. The application has been duly publicised in accordance with the 2012 Regulations, and the Welsh Ministers have had regard to the matters specified in section 16(6) and (8) of the 2006 Act and taken account of any representations duly made to them in accordance with the 2012 Regulations.
6. The Welsh Ministers have granted this application.

Deregistration of Release Land

NOW the Welsh Ministers, pursuant to section 17(1) of the 2006 Act, **HEREBY ORDER** Neath Port Talbot Council, as commons registration authority for the area in which the release land is situated, to remove the release land from its register of common land by amending register unit CL 25A to exclude the release land.

Registration of Replacement Land

NOW the Welsh Ministers, pursuant to section 17(2) of the 2006 Act **HEREBY ORDER** Neath Port Talbot Council, as commons registration authority for the area in which the replacement land is situated:

- a) to register the replacement land as common land, by amending register unit CL25A to include the replacement land;
- b) to register as exercisable over the replacement land (in addition to remaining exercisable over the remainder of the land comprised in register unit CL25A) any rights of common which, immediately before the date on which the release land is removed from the register, are registered as exercisable over any part of the release land.

FIRST SCHEDULE The Release Land

The Release Land includes a number of parcels of land as shown on plan E/2890. Given amendments to the Release Land the relevant sections include 4 to 26 as described below.

Colour on Plan	Description	Owner	Area
Edged in red and labelled no 4.	Part of CL25A. Pastureland south east of Heol Leyson, Lower Brynamman.	Celtic Energy	0.08ha
Edged in red and labelled no. 5	Part of CL25A. Pastureland south east of Hermon Chapel, Lower Brynamman.	Celtic Energy	0.27ha
Edged in red and labelled no. 6	Part of CL25A. Pastureland south east of Heol Leyson, Lower Brynamman	Celtic Energy	0.61ha
Edged in red	Part of CL25A.	Celtic Energy	1.15ha

and labelled no. 7	Pastureland to the east of Brynamman Road, Lower Brynamman		
Edged in red and labelled no. 8	Part of CL25A. Permanent pastureland slightly rising from south to north, to the east of Amman Valley Fire Station, New Road, Gwaun Cae Gurwen	Celtic Energy	0.67ha
Edged in red and labelled no. 9	Part of CL25A. Permanent pastureland and dense scrub to the south of Ysgol Gymraeg Gwaun Cae Gurwen, New Road, Gwaun Cae Gurwen	Celtic Energy	4.70ha
Edged in red and labelled no. 10	Part of CL25A. Permanent sloping pastureland and dense scrub south of New Road and west of Gorsto Road, Gwaun Cae Gurwen	Celtic Energy	2.42ha
Edged in red and labelled no. 11	Part of CL25A. Sloping permanent pastureland and dense scrub north of Twynrefail Place and west of Clwyd Road, Gwaun Cae Gurwen	Celtic Energy	4.08ha
Edged in red and labelled no. 12	Part of CL25A. Sloping permanent pastureland and dense scrub north of Twynrefail Place and west of Clwyd Road, Gwaun Cae Gurwen	Celtic Energy	0.11ha
Edged in red and labelled no. 13	Part of CL25A. Sloping permanent pastureland east of Twynrefail Place,	Celtic Energy	0.05ha

	Gwaun Cae Gurwen		
Edged in red and labelled no. 14	Part of CL25A. Sloping permanent pastureland and trees north of Gorsto Road and south of New Road, Lower Brynamman	Celtic Energy	0.08ha
Edged in red and labelled no. 15	Part of CL25A. Land north of New Road, Gwaun Cae Gurwen that includes the main Celtic Energy office entrance and workshop areas. Also comprising a large car park surrounded by some pasture land and scrub.	Celtic Energy	28.03ha
Edged in red and labelled no. 16	Part of CL25A. Land south of New Road and north of the Amman Valley Trotting Club and Track, previously used as a coal railhead including a large concrete area.	Celtic Energy	6.67ha
Edged in red and labelled no. 17	Part of CL25A. Well maintained level pasture land south/south east of New Road and north east of Tairgwaith Primary School, Tairgwaith	Celtic Energy	1.12ha
Edged in red and labelled no. 18	Part of CL25A. Land incorporating an access track and pasture land. To the east, the land incorporates an area of purple moor grass and newly planted acid grassland. A large pond is located to the	Celtic Energy	12.13ha

	north of the access with the drainage outlet passing underneath the track. This outlet connects to a flat valley which outfalls down a cascade to the newly formed lake, within the Celtic Energy surface mine site, Tairgwaith		
Edged in red and labelled no. 19	Part of CL25A. Situated on the eastern side of the newly created lake, containing high, steep cliffs sloping downwards towards the waterline. Also includes pasture land within the Celtic Energy surface mine site, Tairgwaith. Located south west of the Gorshelyg, Rhosamman	Celtic Energy	29.70ha
Edged in red and labelled no. 20	Part of CL25A. Sloping pastureland north of the houses at Ochr-y-Waun, Cwmllynfell	Celtic Energy	0.82ha
Edged in red and labelled no. 21 (Please refer to Map entitled 'Proposed Land Exchange Plan' for an accurate delineation of this area as 0.02 ha have been removed from the exchange since the creation of this map.)	Part of CL25A. Relatively level pastureland and previously developed land, north of the houses at Ochr-y-Waun, Cwmllynfell	Celtic Energy	0.12ha (updated figure)
Edged in red and labelled no. 22	Part of CL25A. Level permanent pastureland north of Cwmllynfell Rugby	Celtic Energy	0.84ha

	Ground at Penybryn, Cwmllynfell		
Edged in red and labelled no. 23	Part of CL25A. Level permanent pastureland west of Bryn Road and south and west of Cwmllynfell Rugby Ground, Cwmllynfell	Celtic Energy	4.314ha
Edged in red and labelled no. 24	Part of CL25A. Level land covered by dense scrub east of Bryn Road, Cwmllynfell	Celtic Energy	0.51ha
Edged in red and labelled no. 25	Part of CL25A. Level land covered by dense scrub north of Gwilym Road, Cwmllynfell	Celtic Energy	0.07ha
Edged in red and labelled no. 26	Part of CL25A. Level land covered by dense scrub south of Gwilym Road, Cwmllynfell	Celtic Energy	0.07ha

**SECOND SCHEDULE
The Replacement Land**

The Replacement Land includes a number of parcels of land as shown on plan E/2900

Colour on Plan	Description	Owner	Area
Edged in light green and labelled 1	Part of CL25A Permanent pastureland, sloping from the south towards the River Amman, east of Gorsto Farm, Brynamman and south of the A4068 at Brynamman	Celtic Energy Ltd.	27.07ha
Edged in light green and labelled 2	Part of CL25A Permanent pastureland, east of the A4069 at	Celtic Energy Ltd.	2.84ha

	Cannon Street, Lower Brynamman and south of Park Lane, Lower Brynamman		
Edged in light green and labelled 3	Part of CL25A Land which is part regraded tip within the Celtic Energy surface mine site.	Celtic Energy Ltd.	0.40ha
Edged in light green and labelled 4	Part of CL25A Recently regraded land within the Celtic Energy surface mine site located west / south west of Ochr Y Waun, Cwmllynfell. The area includes pasturelands, woodland and water features.	Celtic Energy Ltd.	17.19ha
Edged in light green and labelled 5	Part of CL25A Regraded tip within the Celtic Energy surface mine site containing pasturelands. Located south west of Pen Y Bryn, Cwmllynfell	Celtic Energy Ltd.	15.08ha
Edged in light green and labelled 6	Part of CL25A Pastureland at the former smallholdings of Bryndu and Blaen Nat Hir located south east of King Edwards Road, Tairgwaith.	Celtic Energy Ltd.	39.76ha

Signed by Lesley Griffiths MS, Minister for Rural Affairs and North Wales, and Trefnydd, one of the Welsh Ministers:



Lesley Griffiths AS/MS

Y Gweinidog Materion Gwledig a Gogledd Cymru, a'r Trefnydd
Minister for Rural Affairs and North Wales, and Trefnydd

Date: 27 November 2023