

Planning
Denbighshire County Council

Sent by email

Eich cyfeirnod
Your reference

01/2022/0523

Ein cyfeirnod
Our reference

Dyddiad
Date

28 July 2022

Llinell uniongyrchol
Direct line

0300 025 6000

Ebost
Email:

cadwplanning@gov.wales

Dear Sir / Madam,

Consolidating application for the extension of winning and working of limestone, importation of inert waste and restoration to amenity land, Graig Quarry, Graig Road, Dinbych

Thank you for your letter of 18 July 2022 inviting our comments on the information submitted for the above planning application.

Advice

Having carefully considered the information provided, we have no objection to the proposed development in regards to the designated historic assets listed in our assessment of the application below.

The national policy and Cadw's role in planning are set out in Annex A.

Assessment

Scheduled Monuments

DE002 Denbigh Town Wall
DE005 St Hilary's Chapel Tower
DE019 Llys Gwenllïan Mound & Bailey
DE023 Denbigh Friary
DE028 Civil War Earthworks
DE044 Leicester's Church
DE049 Plas Heaton Round Barrow
DE050 Coed Plas Round Barrow
DE051 Plas-Meifod Round Barrow
DE052 Old Foxhall Round Barrow
DE053 Old Foxhall Earth Circle
DE054 New Foxhall House
DE055 New Foxhall Dovecot
DE156 Denbigh Castle and Medieval Town
DE200 Pysgodlan Moated Site

DE225 Denbigh Medieval Town (North - Eastern Corner)
DE234 Coed Clattwn Moated Site

Registered Parks and Gardens:

PGW(C)28(DEN) Plas Heaton (grade II)
PGW(C)32(DEN) Foxhall Newydd (grade II)
PGW(C)58(DEN) Gwaynynog (grade II)
PGW(C)66(DEN) Denbigh: Pierce Memorial Garden (grade II)

Registered Historic Landscape:

HLW (C) 1 Vale of Clwyd

The application is accompanied by a heritage statement prepared by Andrew Josephs Associates which has considered the impact of the proposed development on the above designated historic assets, following the guidance given in the Welsh Government documents "The Setting of Historic Assets in Wales" and "Guide to Good Practice on using the Register of Landscapes of Historic Interest in Wales in the Planning and Development Process". This work has concluded that initially the proposed development will have a very slightly but not significant impact on the settings of scheduled monuments DE005 St Hilary's Chapel Tower and DE156 Denbigh Castle and Medieval Town, but once mitigation measures, the construction of an earthen bund and the planting of trees, are in place, this will become neutral. However, the proposed development will have a moderate impact on the registered historic landscape but this will not be a significant effect. We concur with these conclusions.

Yours sincerely,

Nichola Davies
Casework Manager

Annex A

Our role

Our statutory role in the planning process is to provide the local planning authority with an assessment concerned with the likely impact that the proposal will have on scheduled monuments, registered historic parks and gardens, registered historic landscapes where an Environmental Impact Assessment is required and development likely to have an impact on the outstanding universal value of a World Heritage Site. **We do not provide an assessment of the likely impact of the development on listed buildings or conservation areas, as these are matters for the local authority.**

It is for the local planning authority to weigh our assessment against all the other material considerations in determining whether to approve planning permission.

National Policy

Applications for planning permission are considered in light of the Welsh Government's land use planning policy and guidance contained in Planning Policy Wales (PPW), Technical Advice Notes and related guidance.

PPW [planning-policy-wales-edition-11.pdf](#) explains that it is important that the planning system looks to protect, conserve and enhance the significance of historic assets. This will include consideration of the setting of an historic asset which might extend beyond its curtilage. Any change that impacts on an historic asset or its setting should be managed in a sensitive and sustainable way.

The conservation of archaeological remains and their settings is a material consideration in determining a planning application, whether those remains are a scheduled monument or not. Where nationally important archaeological remains are likely to be affected by proposed development, there should be a presumption in favour of their physical protection in situ. It will only be in exceptional circumstances that planning permission will be granted if development would result in a direct adverse impact on a scheduled monument (or an archaeological site shown to be of national importance)

[Technical Advice Note 24: The Historic Environment](#) elaborates by explaining that when considering development proposals that affect scheduled monuments or other nationally important archaeological remains, there should be a presumption in favour of their physical preservation in situ, i.e. a presumption against proposals which would involve significant alteration or cause damage, or would have a significant adverse impact causing harm within the setting of the remains.

Historic Parks and Gardens

PPW also explains that local authorities should value, protect, conserve and enhance the special interests of parks and gardens and their settings included on the register of historic parks and gardens in Wales and that the effect of a proposed development on

a registered park or garden or its setting should be a material consideration in the determination of a planning application.