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NYMNP

02/04/2019

**Date:** 2 April 2019  
**Our ref:** 50303/04/HS/JCx/17301311v1  
**Your ref:** NYM/2017/0505/MEIA

Dear Rob

## **North York Moors: Application to Partially Discharge Condition 52 of NYM/2017/0505/MEIA**

On behalf of our client, Sirius Minerals Plc (Sirius Minerals), Lichfields is pleased to submit this application to partially discharge planning condition 52 (Protected Species Management Plans) of NYM/2017/0505/MEIA, insofar as it relates to badgers at Woodsmith Mine (formerly Doves Nest Farm).

### **Condition 52**

Condition 52 of NYM/2017/0505/MEIA states that:

*Protected Species Management Plans (PSMPs) shall be submitted to the MPA prior to the commencement of each Phase of Construction which shall not commence until the PSMPs have been agreed in writing by the MPA. The agreed details shall subsequently be followed unless modifications are agreed in writing by the MPA. The PSMPs may establish a programme of submissions to the MPA such that details are approved prior to works affecting different species and areas of the sites, shall concern protected species affected directly by works at the Doves Nest Farm and Lady Cross Plantation sites, shall detail minimum requirements for mitigating or compensating for effects on protected species, shall require all licences that be required in respect of effects on or re-location of protected species and their habitat to be obtained and complied with, and shall include but not be limited to consideration of the following species:*

- a) *Bats (all species)*
- b) *Badger*
- c) *Adder*
- d) *Common lizard in particular at the western side of the Lady Cross Plantation*
- e) *Other protected reptiles*
- f) *Water vole*
- g) *Common Crossbill*
- h) *Goshawk*

The enclosed “*Woodsmith Mine Protected Species Management Plan - Badgers*” (ref. 40-RHD-WS-70-EN-PL-0042) provides the latest management plan for the protection of badgers at Woodsmith Mine. As such, it provides an update to the management scheme that was submitted and approved as part of the Phase 3 works (ref. 40-RHD-WS-70-EN-PL-0011) under application ref. NYM/2017/0258/CVC.

We trust that this document provides you with the necessary information to be able to partially discharge Condition 52 (insofar as it relates to badgers) but should you wish to discuss further, please do not hesitate to contact me.

Yours sincerely

**James Cox**  
Associate Director

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