



Ministry of Defence

Rob Smith
North York Moors National Park Authority
The Old Vicarage
Bondgate
North Yorkshire
YO62 5BP
United Kingdom

Defence Infrastructure Organisation

Ministry of Defence
Safeguarding Department
St George's House
DIO Headquarters
DMS Whittington
Lichfield
Staffordshire
WS14 9PY

Your reference: NYM/2022/0316
Our reference: 10055225

www.mod.uk/DIO

15 June 2022

Dear Rob,

MOD Safeguarding – RAF Flyingdales

Proposal: Application for permission for drilling to undertake remediation work on a previously drilled borehole and further exploratory drilling works with associated plant, equipment including drilling rig (max height 30 metres)

Location: Woodsmith Mine, Sneaton

Grid Ref: 489381, 505590

Thank you for consulting the Ministry of Defence (MOD) on the above proposed development which was received by this office.

The Defence Infrastructure Organisation (DIO) Safeguarding Team represents the Ministry of Defence (MOD) as a consultee in UK planning and energy consenting systems to ensure that development does not compromise or degrade the operation of defence sites such as aerodromes, explosives storage sites, air weapon ranges, and technical sites or training resources such as the Military Low Flying System.

The applicant is seeking permission for drilling to undertake remediation work on a previously drilled borehole and further exploratory drilling works with associated plant, equipment including drilling rig.

The application site occupies the statutory safeguarding zone(s) surrounding RAF Flyingdales. In particular, the aerodrome technical safeguarding zones surrounding the aerodrome and is approx. 8.4km from the centre of the airfield.

After reviewing the application documents, I can confirm the MOD has no safeguarding objections to this proposal.

The MOD must emphasise that the advice provided within this letter is in response to the data and/or information detailed above/in the developer's letter/document titled Application Form dated

2022-04-29 and titled Plans dated 2022-04-29. Any variation of the parameters (which include the location, dimensions, form, and finishing materials) detailed may significantly alter how the development relates to MOD safeguarding requirements and cause adverse impacts to safeguarded defence assets or capabilities. In the event that any amendment, whether considered material or not by the determining authority, is submitted for approval, the MOD should be consulted and provided with adequate time to carry out assessments and provide a formal response.

I trust this is clear however should you have any questions please do not hesitate to contact me.

Yours sincerely

Adam Scott
DIO safeguarding

Date: 07 June 2022
Our ref: 392355
Your ref: NYM/2022/0316



Mr Rob Smith
North York Moors National Park Authority

Customer Services
Hornbeam House
Crewe Business Park
Electra Way
Crewe
Cheshire
CW1 6GJ

BY EMAIL ONLY

Dear Rob Smith

Planning consultation: Application for permission for drilling to undertake remediation work on a previously drilled borehole and further exploratory drilling works with associated plant, equipment including drilling rig (max height 30 metres)

Location: Woodsmith Mine, Sneatonthorpe, Whitby

Thank you for your consultation on the above dated 29 April 2022.

Natural England is a non-departmental public body. Our statutory purpose is to ensure that the natural environment is conserved, enhanced, and managed for the benefit of present and future generations, thereby contributing to sustainable development.

SUMMARY OF NATURAL ENGLAND'S ADVICE

NO OBJECTION

Based on the plans submitted, Natural England considers that the proposed development will not have significant adverse impacts on designated sites, protected landscape or soils and has no objection.

Natural England's further advice on designated sites landscapes and advice on other natural environment issues is set out below.

European sites – North York Moors Special Area of Conservation and Special Protection Area (SAC)

Despite the proximity of the application to European Sites, the consultation documents provided do not include information to demonstrate that the requirements of regulation 63 of the Conservation of Habitats and Species Regulations 2017 (as amended) have been considered by your authority, i.e. the consultation does not include a Habitats Regulations Assessment.

To assist you in screening for the likelihood of significant effects on European sites, Natural England offers the following advice, based on the information provided:

- the proposal is not directly connected with or necessary for the management of the European site

- the proposal is unlikely to have a significant effect on any European site, either alone or in combination with other plans and projects, and can therefore be screened out from any requirement for further appropriate assessment

When recording your HRA we recommend you refer to the following information to justify your conclusions regarding the likelihood of significant effects:

- Hydrological Risk Assessment and appendices
- Construction Environment Management Plan

Nationally designated sites - North York Moors Site of Special Scientific Interest (SSSI)

Based on the plans submitted, Natural England considers that the proposed development will not damage or destroy the interest features for which the site has been notified and has no objection.

Protected Landscapes – North York Moors National Park

Based on the plans submitted, Natural England has no objection to the proposed development. We do not consider that the proposed development would compromise the purposes of designation or special qualities of the National Park. We would advise that the proposal is determined in line with relevant NPPF and development plan policies, landscape and visual impacts are minimised as far as possible and landscape advice is obtained from the AONB Partnership or Conservation Board or National Park landscape advisor.

Best and Most Versatile Agricultural Land or Minerals and Waste reclamation

In view of the small size of the site, Natural England does not propose to make any comments. If you consider that the proposal has significant implications for the further loss of agricultural land or other considerations which we should take into account, we would be pleased to discuss these matters further.

Advice for planning authorities on the agricultural aspects of site working and reclamation can be found in the Defra [Guidance for successful reclamation of mineral and waste sites](#).

Further general advice on the consideration of protected species and other natural environment issues is provided at Annex A.

Should the proposal change, please consult us again.

If you have any queries relating to the advice in this letter please contact me on at

Yours sincerely

Merlin Ash
Yorkshire and Northern Lincolnshire Team
Natural England

Annex A – Additional advice

Natural England offers the following additional advice:

Landscape

Paragraph 174 of the [National Planning Policy Framework](#) (NPPF) highlights the need to protect and enhance valued landscapes through the planning system. This application may present opportunities to protect and enhance locally valued landscapes, including any local landscape designations. You may want to consider whether any local landscape features or characteristics (such as ponds, woodland, or dry-stone walls) could be incorporated into the development to respond to and enhance local landscape character and distinctiveness, in line with any local landscape character assessments. Where the impacts of development are likely to be significant, a Landscape & Visual Impact Assessment should be provided with the proposal to inform decision making. We refer you to the [Landscape Institute](#) Guidelines for Landscape and Visual Impact Assessment for further guidance.

Best and most versatile agricultural land and soils

Local planning authorities are responsible for ensuring that they have sufficient detailed agricultural land classification (ALC) information to apply NPPF policies (Paragraphs 174 and 175). This is the case regardless of whether the proposed development is sufficiently large to consult Natural England. Further information is contained in [GOV.UK guidance](#). Agricultural Land Classification information is available on the [Magic](#) website on the [Data.Gov.uk](#) website. If you consider the proposal has significant implications for further loss of 'best and most versatile' agricultural land, we would be pleased to discuss the matter further.

Guidance on soil protection is available in the Defra [Construction Code of Practice for the Sustainable Use of Soils on Construction Sites](#), and we recommend its use in the design and construction of development, including any planning conditions. For mineral working and landfilling separate guidance on soil protection for site restoration and aftercare is available on [Gov.uk](#) website. Detailed guidance on soil handling for mineral sites is contained in the Institute of Quarrying [Good Practice Guide for Handling Soils in Mineral Workings](#).

Should the development proceed, we advise that the developer uses an appropriately experienced soil specialist to advise on, and supervise soil handling, including identifying when soils are dry enough to be handled and how to make the best use of soils on site.

Protected Species

Natural England has produced [standing advice](#)¹ to help planning authorities understand the impact of particular developments on protected species. We advise you to refer to this advice. Natural England will only provide bespoke advice on protected species where they form part of a Site of Special Scientific Interest or in exceptional circumstances.

Local sites and priority habitats and species

You should consider the impacts of the proposed development on any local wildlife or geodiversity sites, in line with paragraphs 175 and 179 of the NPPF and any relevant development plan policy. There may also be opportunities to enhance local sites and improve their connectivity. Natural England does not hold locally specific information on local sites and recommends further information is obtained from appropriate bodies such as the local records centre, wildlife trust, geoconservation groups or recording societies.

Priority habitats and Species are of particular importance for nature conservation and included in the England Biodiversity List published under section 41 of the Natural Environment and Rural Communities Act 2006. Most priority habitats will be mapped either as Sites of Special Scientific Interest, on the Magic website or as Local Wildlife Sites. List of priority habitats and species can be found [here](#)².

¹ <https://www.gov.uk/protected-species-and-sites-how-to-review-planning-proposals>

² <http://webarchive.nationalarchives.gov.uk/20140711133551/http://www.naturalengland.org.uk/ourwork/conservation/biodiversity/protectandmanage/habsandspeciesimportance.aspx>

Natural England does not routinely hold species data, such data should be collected when impacts on priority habitats or species are considered likely. Consideration should also be given to the potential environmental value of brownfield sites, often found in urban areas and former industrial land, further information including links to the open mosaic habitats inventory can be found [here](#).

Ancient woodland, ancient and veteran trees

You should consider any impacts on ancient woodland and ancient and veteran trees in line with paragraph 180 of the NPPF. Natural England maintains the Ancient Woodland [Inventory](#) which can help identify ancient woodland. Natural England and the Forestry Commission have produced [standing advice](#) for planning authorities in relation to ancient woodland and ancient and veteran trees. It should be taken into account by planning authorities when determining relevant planning applications. Natural England will only provide bespoke advice on ancient woodland, ancient and veteran trees where they form part of a Site of Special Scientific Interest or in exceptional circumstances.

Environmental gains

Development should provide net gains for biodiversity in line with the NPPF paragraphs 174(d), 179 and 180. Development also provides opportunities to secure wider environmental gains, as outlined in the NPPF (paragraphs 8, 73, 104, 120, 174, 175 and 180). We advise you to follow the mitigation hierarchy as set out in paragraph 180 of the NPPF and firstly consider what existing environmental features on and around the site can be retained or enhanced or what new features could be incorporated into the development proposal. Where onsite measures are not possible, you should consider off site measures. Opportunities for enhancement might include:

- Providing a new footpath through the new development to link into existing rights of way.
- Restoring a neglected hedgerow.
- Creating a new pond as an attractive feature on the site.
- Planting trees characteristic to the local area to make a positive contribution to the local landscape.
- Using native plants in landscaping schemes for better nectar and seed sources for bees and birds.
- Incorporating swift boxes or bat boxes into the design of new buildings.
- Designing lighting to encourage wildlife.
- Adding a green roof to new buildings.

Natural England's [Biodiversity Metric 3.1](#) may be used to calculate biodiversity losses and gains for terrestrial and intertidal habitats and can be used to inform any development project. For small development sites the [Small Sites Metric](#) may be used. This is a simplified version of [Biodiversity Metric 3.1](#) and is designed for use where certain criteria are met. It is available as a beta test version.

You could also consider how the proposed development can contribute to the wider environment and help implement elements of any Landscape, Green Infrastructure or Biodiversity Strategy in place in your area. For example:

- Links to existing greenspace and/or opportunities to enhance and improve access.
- Identifying opportunities for new greenspace and managing existing (and new) public spaces to be more wildlife friendly (e.g. by sowing wild flower strips)
- Planting additional street trees.
- Identifying any improvements to the existing public right of way network or using the opportunity of new development to extend the network to create missing links.
- Restoring neglected environmental features (e.g. coppicing a prominent hedge that is in poor condition or clearing away an eyesore).

Natural England's [Environmental Benefits from Nature tool](#) may be used to identify opportunities to enhance wider benefits from nature and to avoid and minimise any negative impacts. It is designed to work alongside [Biodiversity Metric 3.1](#) and is available as a beta test version.

Access and Recreation

Natural England encourages any proposal to incorporate measures to help improve people's access to the natural environment. Measures such as reinstating existing footpaths together with the creation of new footpaths and bridleways should be considered. Links to other green networks and, where

appropriate, urban fringe areas should also be explored to help promote the creation of wider green infrastructure. Relevant aspects of local authority green infrastructure strategies should be delivered where appropriate.

Rights of Way, Access land, Coastal access and National Trails

Paragraphs 100 and 174 of the NPPF highlight the important of public rights of way and access. Development should consider potential impacts on access land, common land, rights of way and coastal access routes in the vicinity of the development. Consideration should also be given to the potential impacts on the any nearby National Trails. The National Trails website www.nationaltrail.co.uk provides information including contact details for the National Trail Officer. Appropriate mitigation measures should be incorporated for any adverse impacts.

Biodiversity duty

Your authority has a [duty](#) to have regard to conserving biodiversity as part of your decision making. Conserving biodiversity can also include restoration or enhancement to a population or habitat. Further information is available [here](#).

**Yorkshire Water Services
Developer Services
Sewerage Technical Team
PO BOX 52
Bradford
BD3 7AY**

**Chris France
Director of Planning
North York Moors National Park Authority
The Old Vicarage
Bondgate
Helmsley
York
YO62 5BP**

Email:

**Your Ref: NYM/2022/0316
Our Ref: Y006899**

26th May 2022

Dear Sir/Madam,

Woodsmith Mine, Sneaton – Permission for drilling to undertake remediation work on a previously drilled borehole and further exploratory drilling works with associated plant, equipment including drilling rig (max height 30 metres)

Thank you for consulting Yorkshire Water regarding the above proposed development. We have the following comments:

Water Supply

- 1.) The proposed activity has the potential to pollute groundwater. However, the works will take place within geological strata below the aquifer units bearing potentially potable water resources. Furthermore, Yorkshire Water do not abstract groundwater from aquifers close to the site and the site does not lie within a Source Protection Zone.
- 2.) Relatively shallow aquifers have been identified beneath the drill site and the risk to these has been considered. Significant mitigation has been designed into the proposed activities, to prevent contamination of potentially potable groundwaters. Therefore, the risk to the public water supply is considered low.

Yours faithfully

**Reuben Thornton
Developer Services Team**

Rob Smith
North York Moors National Park
Development Control
The Old Vicarage Bondgate
Helmsley
York
YO62 5BP

Our ref: RA/2022/144422/01-L01
Your ref: NYM/2022/0316
Date: 20 May 2022

Dear Rob Smith

Proposal: APPLICATION FOR PERMISSION FOR DRILLING TO UNDERTAKE REMEDIATION WORK ON A PREVIOUSLY DRILLED BOREHOLE AND FURTHER EXPLORATORY DRILLING WORKS WITH ASSOCIATED PLANT, EQUIPMENT INCLUDING DRILLING RIG (MAX HEIGHT 30 METRES)
Location: WOODSMITH MINE, SNEATON (SCARBOROUGH)

Thank you for your consultation regarding the above proposal which was received on 29 April 2022.

We have reviewed the information submitted with the application and we have no objection to the proposal. Our detailed comments are as follows.

Environment Agency position

This application is for permission for drilling to undertake remediation work on a previously drilled borehole, with the stated aim being:

“to grout up the ungrouted section of borehole SM14 to mitigate the risk of uncontrolled groundwater upflow into the shaft during construction”

Mitigation measures to protect groundwater are outlined in the supporting document entitled:

HYDROGEOLOGICAL RISK ASSESSMENT SM14 REMEDIATION AND RESOURCE BOREHOLES AT WOODSMITH MINE, NORTH YORKSHIRE 40-FWS-WS-70-WM-RA-0018 Rev 4

Section 5 outlines the receptors:

“There are no ground water resources, abstractions, surface water features or ecological receptors, on or close to the site related to the Lias, Penarth, Sherwood

Environment Agency
Lateral 8 City Walk, LEEDS, LS11 9AT.

www.gov.uk/environment-agency

Cont/d..

Sandstone or underlying strata. Due to the saline nature of the Sherwood Sandstone and the Transition Beds there are no potable groundwater abstractions from this area of these Principal Aquifers.”

While Section 6.1 states:

“On completion of the remediation works to historic borehole SM14 and the resource drilling and coring works at WS02, all wells will be fully grouted to prevent them acting as a conduit for ground water flow.”

This being the case, we have no comment to make and no objection to the proposal.

We trust the above advice is useful.

If we can be of any further assistance, please don't hesitate to contact the Sustainable Places (SP) team.

Yours sincerely

Mrs Frances Edwards
Sustainable Places Planning Advisor

From:
To: [Planning](#)
Subject: NYM/2022/0316
Date: 20 May 2022 09:46:23

Good morning,

Thank you for consulting Natural England on planning application NYM/2022/0316. Due to staff shortages/absence, we are unable to meet the current deadline, which was given as the 20th May 2022. Please can we request an extension to give a new deadline of 7th June 2022. If we do not hear back, we will assume that the extension has been granted. Thank you.

Kind regards,
Laura

Laura Tyndall
Adviser
Sustainable Development
Yorkshire and Northern Lincolnshire Team
Lateral, 8 City Walk, Leeds, LS11 9AT

www.gov.uk/natural-england



We are here to secure a healthy natural environment for people to enjoy, where wildlife is protected and England's traditional landscapes are safeguarded for future generations.

Natural England offers two chargeable services – The Discretionary Advice Service ([DAS](#)) provides pre-application, pre-determination and post-consent advice on proposals to developers and consultants as well as pre-licensing species advice and pre-assent and consent advice. The Pre-submission Screening Service ([PSS](#)) provides advice for protected species mitigation licence applications.

These services help applicants take appropriate account of environmental considerations at an early stage of project development, reduce uncertainty, reduce the risk of delay and added cost at a later stage, whilst securing good results for the natural environment.

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From:
To:
Subject: Re: NYM/2022/0316 - Woodsmith Mine
Date: 18 May 2022 17:40:25
Attachments: [0.png](#)

Dear Rob

Thank you for the extension; however, the parish council Resolved No Comment.

Regards

Victoria

From:
To: [Planning](#)
Cc:
Subject: RE: NYM/2022/0316 Woodsmith Mine Drilling
Date: 05 May 2022 09:49:01
Attachments: [image001.png](#)

Good morning,

At last night's meeting of Sneaton Parish Council there were no objections raised to this planning application.

Kind regards,

Cllr Mike Holliday (Cllr nominated to review planning applications)

Oakley Garth
Sneaton Lane
Ruswarp
Whitby
YO22 5HN



NORTH YORKSHIRE FIRE & RESCUE SERVICE

NYFRS Reference:

Premises: 00387756
Job: 1244076

Scarborough Fire Station
North Marine Road
Scarborough
North Yorkshire
YO12 7EY

When telephoning please ask for: Nick Mack

04 May 2022

Dear Rob,

Angloamerican PLC, Woodsmiths Mine, Sneaton, Whitby, YO22 5HZ

FIRE SAFETY - COMMUNICATION WITH THE PLANNING AUTHORITY

Receipt is acknowledged of your planning communication:

Dated: 4th May 2022
Plans No: NYM/2022/0316

Your communication has been dealt with as follows:

At this stage in the planning approval process the North Yorkshire Police, Fire and Crime Commissioner Fire and Rescue Authority have no objection/observation to the proposed development. The North Yorkshire Police, Fire and Crime Commissioner Fire and Rescue Authority will make further comment in relation to the suitability of proposed fire safety measures at the time when the building control body submit a statutory Building Regulations consultation to the Fire Authority.

The majority of information we collect regarding business fire safety is non-personalised information, however any personal data we collect will be managed in accordance with our Privacy Notice which can be viewed on our website, www.northyorksfire.gov.uk/about-us/data/privacy-policies/.

Under the Regulatory Reform Order 2005 we are obliged to publish a public register of enforcement action which can be viewed via our website, www.northyorksfire.gov.uk/about-us/financial/lists-and-registers/.

NYMNPA
The Old Vicarage
Bondgate
Helmsley
YO62 5BP

Sprinklers Save Lives, Sprinklers Save Lives, Sprinklers Save Lives, Sprinklers Save Lives, Sprinklers Save Lives

www.northyorksfire.gov.uk

Should you require further information please contact the officer whose name appears at the head of the letter.

Yours faithfully

Nick Mack
Watch Manager
Business Fire Safety
Scarborough & Ryedale

From:
To: [Planning](#)
Subject: Re: NYM/2022/0316
Date: 02 May 2022 13:23:53
Attachments: [0.png](#)

Dear Team

Our meeting is scheduled for the 16 May - may we ask for extension to respond.

Regards

Victoria Pitts
Clerk
Eskdaleside cum Ugglebarnby Parish Council
Davison Farm
Egton
North Yorkshire
YO21 1UA