

**From:** [Environmental Services](#)  
**To:** [Planning](#)  
**Cc:**  
**Subject:** Case 3305049 Screening Direction  
**Date:** 28 November 2022 12:01:25  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image008.png](#)  
[image009.png](#)  
[image010.png](#)  
[image011.png](#)  
[Case\\_3305049\\_Negative\\_Screening\\_Direction\\_Letter.pdf](#)

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Dear Wendy,

Please see the attached letter regarding the Environmental Impact Assessment aspect of this appeal only.

Please note the included instruction for the Council towards the end of the letter.

The appellant's agent has also been notified of this letter via email and no response is required from the parties regarding this matter.

Yours sincerely,

Jessica Jones

Jessica Jones

She/Her



The Planning  
Inspectorate

**Jessica Jones | EIA Advisor Student Placement**  
The Planning Inspectorate



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# The Planning Inspectorate

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Mrs Wendy Strangeway  
Development Control Support Officer  
The Old Vicarage  
Bondgate  
Helmsley  
York  
YO62 5BP

Your Ref: NYM/2022/0353

Our Ref: APP/W9500/W/22/3305049

Date: 28 November 2022

**Sent by email:**

[planning@northyorkmoors.org.uk](mailto:planning@northyorkmoors.org.uk)

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Dear Wendy,

**TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS 2017 (SI 571/2017) ('THE EIA REGULATIONS')**

**Appeal by: Ms Rachel Barker**

**Site Address: Field 5886, Raikers Lane, Smeaton, Whitby, North Yorkshire, YO22 5JG**

I refer to the above appeal. The Secretary of State has considered the application in accordance with Regulation 14 (1) of the above Regulations.

The development proposed, namely: Siting of 5 shepherd huts, change of use from paddock, falls within the description at 12 (e) of Schedule 2 to the above Regulations. In the opinion of the Secretary of State, having taken into account the criteria in Schedule 3 to the above Regulations, the proposal would not be likely to have significant effect on the environment for the following reasons:

The Proposed Development is located in the Zone of Influence for North York Moors Special Protection Area (SPA) and North York Moors Special Area of Conservation (SAC). The site also lies within the Impact Risk Zone for North York Moors Site of Special Scientific Interest (SSSI) and Littlebeck Wood SSSI. The site falls within North York Moors National Park.

In terms of other potential impacts, no significant environmental effects have been identified. The Proposed Development is located within 3km of several Scheduled Monuments to the southeast. Considering the nature and scale of the Proposed Development, significant effects on the heritage features are not likely to occur.

Considering the nature, scale and location of the Proposed Development and nature of the receiving environment, whilst there may be some impact on the surrounding area and nearby designated sensitive areas as a result of this development, it would not be of a scale and nature likely to result in significant environmental impact.

Accordingly, in exercise of the powers conferred on the Secretary of State by Regulations 14(1) and 7(5) of the above Regulations, the Secretary of State hereby directs that this development is not Environmental Impact Assessment (EIA) development.

Under regulation 28(1) of the above Regulations, the relevant planning authority must take steps to secure that this screening direction is placed on the part of the Planning Register which relates to the application in question. I would be grateful if you could do so to ensure that the Secretary of State's view is publicly available.

*(This direction does not affect any duties of the appellant under other legislation, including The Conservation of Habitats and Species Regulations 2017.)*

Your sincerely,

*Jessica Jones*

**Jessica Jones**  
**EIA and Land Rights Advisor**  
**(Signed with the authority of the Secretary of State)**

cc: Mr Norman Barker

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<https://acp.planninginspectorate.gov.uk/>