



NORTH YORKSHIRE FIRE & RESCUE SERVICE

NYFRS Reference:

Premises: 00387756
Job: 1165224

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

When telephoning please ask for: J Butterfield

08 January 2019

Dear Sir or Madam

Sirius Minerals PLC, Woodsmiths Mine, Sneaton, Whitby, YO22 5HZ

FIRE SAFETY - COMMUNICATION WITH THE PLANNING AUTHORITY

Receipt is acknowledged of your planning communication:

Your ref: NYM/2018/0682/HSC
Date: 12 December 2018

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/yourdata.

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/key-documents/links-registers.

Sirius Minerals PLC
Woodsmiths Mine
Sneaton
Whitby
YO22 5HZ

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

Yours faithfully

J Butterfield

North York Moors National Park Authority
The Old Vicarage
Bondgate
Helmsley
York
YO62 5BP
(by email)

Chemicals, Explosives and
Microbiological Hazards Division

Richard Heaton
Specialist Inspector

1.2 Redgrave Court
Merton Road
Bootle
L20 7HS

Edmund Cowpe
Principal Specialist Inspector

Reference **HSE Ref: 4.4.2.22556.**
LPA Ref: NYM/2018/0682/HSC

<http://www.hse.gov.uk/>

Head of Unit
Jim Neilson

Date: 8th January 2018

Dear Mr Smith,

THE PLANNING (HAZARDOUS SUBSTANCES) REGULATIONS 2015

Proposal: Hazardous Substances Consent application under the Planning (Hazardous Substances) Regulations 2015 for proposed storage of Liquid Natural Gas (LNG)

Applicant: York Potash Limited

Location: Woodsmith Mine, Sneaton, Whitby, YO22 5BF

1. The Health and Safety Executive (HSE) has assessed the risks to the surrounding areas from the likely activities resulting from the granting of Hazardous Substances Consent at York Potash Limited, Woodsmith Mine, Sneaton, Whitby, YO22 5BF. Application NYM/2018/0682/HSC is for the storage of 48 tonnes of Liquefied Natural Gas (Part 2 Entry 18) in two 60m³ horizontal tanks, which will be used to fuel gas fired power generation engines.
2. Only the risks from hazardous substances for which Consent is being sought have been assessed. HSE has assessed the risk of harm from the maximum quantity of hazardous substances for which Consent is being sought. Risks which may arise from other substances which may be present have not been taken into account in this assessment.
3. HSE has not been able to take account of any proposed developments in the surrounding areas that may have been granted planning permission but are not yet built. This may also apply to existing developments that did not appear on the maps accompanying the Consent application. Since this may affect our advice please consult HSE again if there are any such developments within the consultation zone proposed on the map referred to in Paragraph 6 below.
4. In considering this application for Consent, HSE has made the assumption that the requirements of the Health and Safety at Work etc. Act 1974, and all relevant statutory provisions, will be met at the establishment should Consent be granted. Accordingly HSE advises that you should direct the applicant's attention to section 29 of the Planning (Hazardous Substances) Act 1990. This makes it clear that nothing in any Consent granted can require or allow the building or operation of an establishment which does not comply with the relevant statutory provisions and to the extent that any consent purports to require or allow any such thing it is void. On this basis, HSE has concluded that the risks to the surrounding population arising from the proposed operation(s) are so small that **there are no significant reasons, on safety grounds, for refusing Hazardous Substances Consent.**

5. Following Government advice that particulars in the application form do not automatically become conditions of consent, it would be beneficial to include the following condition:

"The hazardous substance shall not be kept or used other than in accordance with the particulars provided on the application form, nor outside the areas marked for storage of the substances on the plans which formed part of the application (including 'Hazardous Substances Consent: Substance Location Plan – LNG Storage Tanks', Drawing No. 40-SMP-WS-7231-PA-25-00001, dated 02/10/18)."

6. On the basis of the above assessment, a consultation zone, the outer of the zones marked on the attached map, has been determined.
7. Unless we hear from you in the near future that the application has been refused, this map will be included within the HSE Planning Advice Web App. This is available to your authorised administrator and users at <https://pa.hsl.gov.uk/>. The granting of this consent may have implications for certain types of development in the future. More information can be found in 'HSE's land use planning methodology' located on the HSE website at: <http://www.hse.gov.uk/landuseplanning/methodology.pdf>
8. When consent is granted, please send a copy of the decision notice to this office so that our records can be updated.

Yours faithfully,

Richard Heaton
HM Specialist Inspector
Major Accidents Risk Assessment Unit

cc Karen Collett/Anne Quinn – CEMHD 1, Edmund Cowpe – CEMHD 5E

HSE CONSULTATION ZONE

York Potash Limited

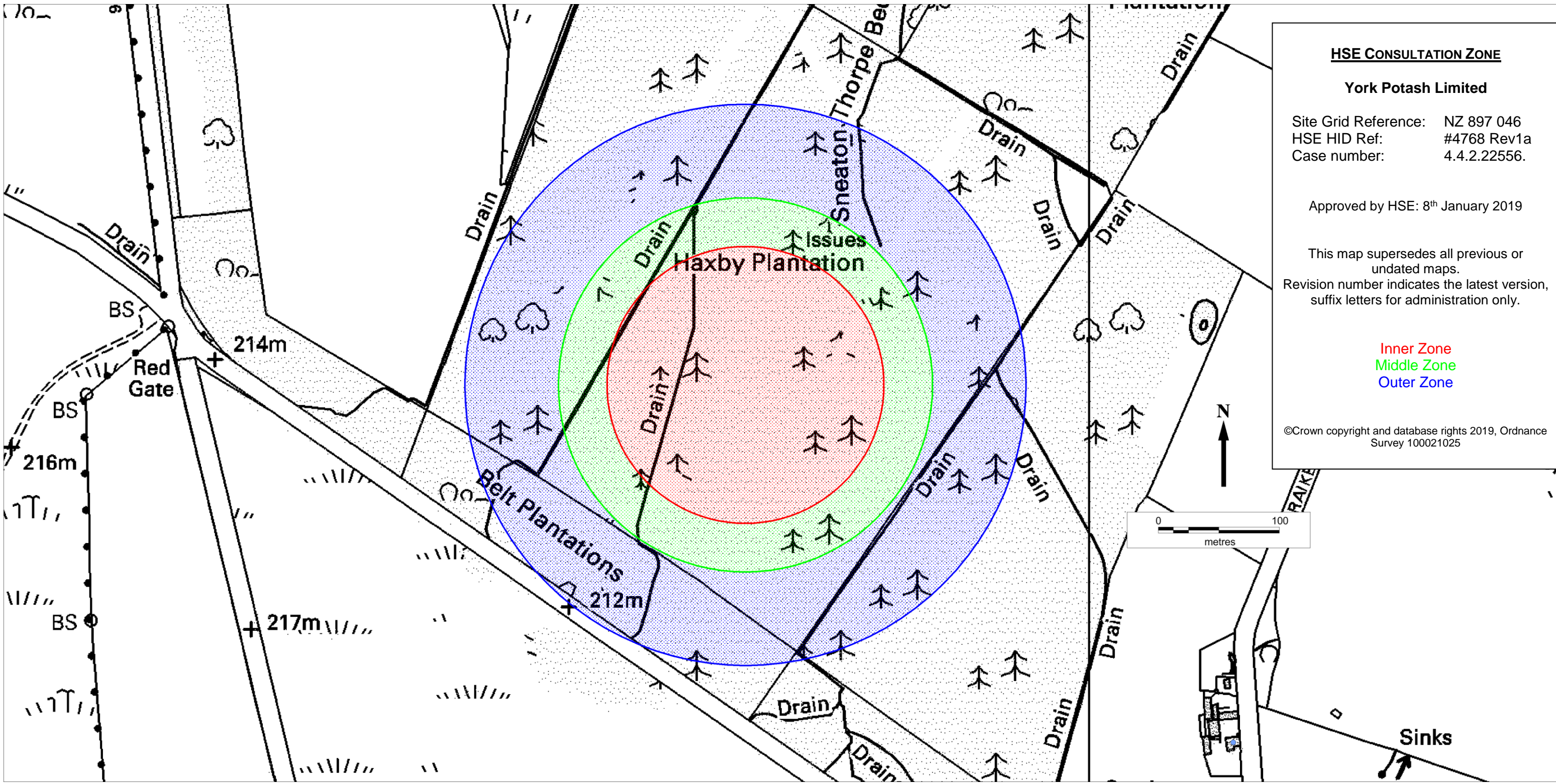
Site Grid Reference: NZ 897 046
HSE HID Ref: #4768 Rev1a
Case number: 4.4.2.22556.

Approved by HSE: 8th January 2019

This map supersedes all previous or undated maps.
Revision number indicates the latest version, suffix letters for administration only.

Inner Zone
Middle Zone
Outer Zone

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Date: 22 November 2018
Our ref: 262744, 262740 and 262746
Your ref: NYM/2018/0662/NM, NYM/2018/0663/CVC and
NYM/2018/0682/HSC



Mr Rob Smith
North York Moors National Park Authority
The Old Vicarage
Bondgate
Helmsley,
North Yorkshire
YO62 5BP
planning@northyorkmoors.org.uk

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

BY EMAIL ONLY

Dear Mr Rob Smith

Planning consultation: Application for non material amendment to planning approval NYM/2017/0505/MEIA to allow installation and operation of LNG plant. Application for verification check of conditions 4, 18, 34, 46, 47, 52, 57, 60, 64, 68, 70, 71, 76, 79, 91, 92, 93, 94 and 95 of planning approval NYM/2017/0505/MEIA. Hazardous Substances Consent application under the Planning (Hazardous Substances) Regulations 2015 for proposed storage of liquefied natural gas
Location: Land at Woodsmith Mine (formerly Doves Nest Farm & Haxby Plantation), Sneatonthorpe (minehead); underneath 252 km² of the NYMNP (winning & working of minerals); a corridor extending underground from the edge of the NP boundary to Wilton Complex (mineral transport system); Ladycross Plantation near Egton, Lockwood Beck Farm near Moorsholm, Tocketts Lythe, near Guisborough (intermediate shaft sites); site within the eastern limits of the Wilton Complex, Teeside (tunnel portal) NYM/2014/0676/MEIA.

Thank you for your consultations on the above dated 19 October 2018.

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.

Non Material Amendment Verification of Conditions

Natural England notes and welcomes the Phase 6a - Woodsmith Mine Emissions to Atmosphere - NYMNP91 report (ref 40-RHD-WS-70-EN-RP-0006 REV 0 dated 05 October 2018) and is satisfied that the proposal represents an improvement to the impact of the project from emissions on the North York Moors Special Area of Conservation (SAC), Special Protection Area (SPA) and Site of Special Scientific Interest (SSSI).

Natural England notes reference to the information provided as part of the discharge of conditions for phase 3 of the project in relation to the discharge of condition 57 concerning landscape in the covering letter, provided in support of this application. We are concerned this information may be getting out of date, considering changes since, but we are broadly satisfied that this proposed change will not cause significant impacts on the landscape character or special qualities of the North York Moors National Park. However we note and support the queries raised by the North York Moors National Park Authority regarding the lighting and screening of the proposed amendment.

Hazardous Substances Consent

Natural England has considered the information provided regarding the application for a Hazardous Substances Consent for the storage of natural gas. We would be concerned that any incident involving the storage of natural gas may impact on the nearby North York Moors SPA, SAC and SSSI. We have no specific concerns regarding the information provided however would like to be

consulted further if any problems with the consent are flagged up by other consultees.

We would be happy to comment further should the need arise but if in the meantime you have any queries please do not hesitate to contact us.

Please send any correspondence, marked for my attention, to quoting our reference 231157.

Yours sincerely

Merlin Ash
Yorkshire and Northern Lincolnshire Team
Natural England

From:
Sent: 22 November 2018 10:03
To:
Cc: Rob Smith;
Subject: Hazardous Substances Consent - 2018/0682/HSC - York Potash Limited, Woodsmith Mine

Hi John,

I have been tasked with assessing the Hazardous Substances Consent for the storage of LNG at Woodsmith Mine, and require some additional information for completeness.

1. Please provide elevation drawings of the horizontal vessels to be installed, which show dimensions.
2. Please confirm the offload rate of LNG from the tanker (kg/s), as the reference to 2 hours for a 20 tonne tanker in Section 5d of the application seems low.

Happy to discuss,

Richard

Richard Heaton

HSE Specialist Inspector CEMHD 5E
1.2 Redgrave Court, Merton Road, Bootle, L20 7HS



Attachments: [13 WEEK HOLDING LETTER.pdf](#)

From:

Sent: 15 November 2018 13:41

To: General

Subject: Application Reference: NYM/2018/0682/HSC - APPLICATION FOR HAZARDOUS SUBSTANCES CONSENT FOR STORAGE OF 48 TONNES OF LNG AT YORK POTASH LIMITED WOODSMITH MINE SNEATON WHITBY NORTH YORKSHIRE YO22 5BF.

Mr Hill,

Please see the attached initial correspondence from HSE. A formal paper copy is on the post.

Many thanks

Andrew Hodge

Chemicals, Explosives and Microbiological Hazards Division - Unit 5 (CEMHD5)

Desk 64

2.2 Redgrave Court

Merton Road

Bootle

L20 7HS

Mr Rob Smith
North Yorkshire Moors National Park
The Old Vicarage Bondgate
Helmsley
York
YO62 5BP

Our ref: RA/2018/139304/01-L01
Your ref: NYM/2018/0682/HSC
Date: 09 November 2018

Dear Mr Smith

HAZARDOUS SUBSTANCES CONSENT APPLICATION UNDER THE PLANNING (HAZARDOUS SUBSTANCES) REGULATIONS 2015 FOR PROPOSED STORAGE OF LIQUEFIED NATURAL GAS

WOODSMITH MINE (FORMERLY DOVES NEST FARM & HAXBY PLANTATION), SNEATON

Thank you for your consultation regarding the above consent which was received on 22 October 2018.

Consultations under the Town and Country Planning (Development Management Procedure) (England) Order 2015 and Hazardous Substances consenting should be sent to the COMAH 'Competent Authority'. We have agreed with HSE that Councils should send them to the HSE which will forward them to the Environment Agency. The agencies will respond separately to you.

However we do have the following comment to make.

In terms of COMAH, the intention is to store up to 48 tonnes of liquefied natural gas. This is less than the COMAH lower tier threshold at 50 tonnes and therefore this will not need to be covered under COMAH.

The Environment Agency do not have any further comments to make regarding this Hazardous Substances Consent application.

We trust the above advice is useful.

If I can be of any further assistance, please don't hesitate to contact me.

Yours sincerely

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

Cont/d..

Mr Fraser Tomlinson
Sustainable Places Planning Adviser

From:
To: [Planning](#)
Subject: Sneaton Parish Council - Woodsmith Mine applications
Date: 09 November 2018 07:43:55

Dear Team

Re: NYM/2018/0662/NM and NYM/2018/0682/HSC - Woodsmith Mine

The parish council at its 7th November meeting resolved No Objections to both planning applications.

Regards

Victoria Pitts

Parish Clerk

Sneaton Parish Council

Sent from my BlackBerry 10 smartphone on the EE network.

From:
To: [Planning](#)
Subject: Woodsmith Mine NYM/2018/0662/NM & NYM/2018/0682/NM
Date: 07 November 2018 12:45:56

Dear Team

At its meeting on the 5th November the parish council RESOLVED No Objections to these two applications.

Kind regards

Victoria

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