

FAO Mark Hill
North York Moors National Park Authority
The Old Vicarage
Bondgate
Helmsley
York
YO62 5BP

Date: 4 April 2017
Our ref: 50303/04/HS/AK/13789981v1
Your ref: NYM/2014/0676/MEIA

Dear Mark

North York Moors: Woodsmith Mine – Application to Partially Discharge Planning Conditions 4, 18, 34, 46, 47, 49, 52, 57, 59, 60, 64, 68, 70, 73, 76, 79, 91, 92, 93, 94, 95 of Planning Permission NYM/2014/0676/MEIA

On behalf of our client, Sirius Minerals plc (Sirius Minerals), Lichfields is pleased to submit an application for partial discharge of Planning Conditions 4, 18, 34, 46, 47, 49, 52, 57, 59, 60, 64, 68, 70, 73, 76, 79, 91, 92, 93, 94, 95 of Planning Permission NYM/2014/0676/MEIA.

The North Yorkshire Polyhalite Project (The Project) will be delivered in a series of Phases. This application relates solely to Phase 3 works for Woodsmith Mine (formally Dove's Nest Farm).

Background

On 19 October 2015, the NYMNPA granted planning permission for the *“Winning and working of polyhalite by underground methods including the construction of a minehead at Dove's Nest Farm involving access, maintenance and ventilation shafts, the landforming of associated spoil, the construction of buildings, access roads, car parking and helicopter landing site, attenuation ponds, landscaping, restoration and aftercare and associated works. In addition, the construction of an underground tunnel between Doves Nest Farm and land at Wilton that links to the mine below ground, comprising 1 no. shaft at Doves Nest Farm, 3 no. intermediate access shaft sites, each with associated landforming of associated spoil, the construction of buildings, access roads and car parking, landscaping, restoration and aftercare, and the construction of a tunnel portal at Wilton comprising buildings, landforming of spoil and associated works”* (Council Reference NYM/2014/0676/MEIA).

NYM/2014/0676/MEIA was approved subject to 95 planning conditions and a Section 106 Agreement.

Proposals

As noted above, Sirius Minerals is seeking limited and partial approval of Planning Conditions 4, 18, 34, 46, 47, 49, 52, 57, 59, 60, 64, 68, 70, 73, 76, 79, 91, 92, 93, 94, 95 of Planning Permission NYM/2014/0676/MEIA. via the submission of the information listed in Table 1 below.

Table 1 – Application Submission for Phase 3

Condition No	Information Required	Document Name/ Number	To be read in conjunction with
N/A	N/A	Listed Plans (Scope of Works)	40-ARI-WS-71-CI-DR-1050 40-ARI-WS-71-CI-DR-1051 40-ARI-WS-71-CI-DR-1053 40-ARI-WS-71-CI-DR-1054 40-ARI-WS-71-CI-DR-1055 40-ARI-WS-71-CI-DR-1057 40-ARI-WS-71-CI-DR-1058 40-ARI-WS-71-CI-DR-1060 40-ARI-WS-71-CI-DR-1080
Condition 4	Phasing Plan	Condition 4 – Phasing Plan – Phase 3 – Site Establishment – Woodsmith Mine (40-SMP-WS-70-PA-PL-0001)	N/A
Condition 18	Noise & Vibration Management Plan (NVMP)	Phase 3 Woodsmith Mine Noise and Vibration Management Plan (40-RHD-WS-70-EN-PL-0016)	Listed Plans Contractors Method Statements (40-NMC-WS-70-CI-RA-0001 and 40-AMC-WS-72-SW-RA-0001)
Condition 34	Construction Traffic Management Plan (CTMP)	Phase 3 – Woodsmith Mine Construction Traffic Management Plan (40-RHD-WS-70-CI-PL-0002)	Listed Plans
Condition 46	Hydrogeological Risk Assessment, Monitoring Scheme & Remedial Action Plan	Hydrogeological Risk Assessment (40-FWS-WS-70-WM-RA-0003) Construction and Operation Phase Ground and Surface Water Monitoring Scheme (40-FWS-WS-70-WM-PL-0006) Remedial Action Plan (40-FWS-WS-70-WM-RA-0005)	Listed Plans Listed Plans Listed Plans
Condition 47	Groundwater Management Scheme (GMS)	Groundwater Management Scheme (40-FWS-WS-70-WM-PL-0004)	Listed Plans CEMP(40-RHD-WS-70-EN-PL-0014)
Condition 49	Dust Management	Refer to CEMP (40-RHD-WS-	Refer to CEMP (40-RHD-WS-70-

Condition No	Information Required	Document Name/ Number	To be read in conjunction with
	Plan	70-EN-PL-0014)	EN-PL-0014)
Condition 52	Protected Species Management Plan (PSMP)	Phase 3 – Woodsmith Mine Protected Species Management Plan – Reptiles (40-RHD-WS-70-EN-PL-0010)	Listed Plans
		Phase 3 – Woodsmith Mine Protected Species Management Plan - Badgers(40-RHD-WS-70-EN-PL-0011)	Listed Plans
		Phase 3 – Woodsmith Mine Protected Species Management Plan - Birds(40-RHD-WS-70-EN-PL-0012)	Listed Plans
		Phase 3 – Woodsmith Mine Protected Species Management Plan – Bats (40-RHD-WS-70-EN-PL-0013)	Listed Plans
Condition 57	Landscape & Ecological Management Plan (LEMP)	Landscape and Ecological Management Plan (40-RHD-WS-70-EN-PL-0008)	Listed Plans Arboricultural Method Statement (40-RHD-WS-70-EN-MS-0002) Protected Species Management Plans (40-RHD-WS-70-EN-PL-0010; 40-RHD-WS-70-EN-PL-0011; 40-RHD-WS-70-EN-PL-0012; 40-RHD-WS-70-EN-PL-0013)
Condition 59	External Lighting	Refer to CEMP (40-RHD-WS-70-EN-PL-0014)	Refer to CEMP (40-RHD-WS-70-EN-PL-0014)
Condition 60	Surface Water Drainage (SWD)	NYMNPAs 60 and 79 Surface Water Drainage Scheme (40-ARI-WS-71-PA-RP-1050)	Listed Plans
Condition 64	Temporary Boundary Treatments	Discharge of Planning Condition NYMNPAs 64 – Temporary Boundary Treatment (40-ARI-WS-71-CI-RP-1052)	N/A
Condition 68	Temporary Structures	CEMP (40-RHD-WS-70-EN-PL-0014)	CEMP (40-RHD-WS-70-EN-PL-0014)

Condition No	Information Required	Document Name/ Number	To be read in conjunction with
Condition 70	Vegetation Management, including Arboricultural Method Statement (AMS)	Arboricultural Method Statement: Phase Three Works: Woodsmith Mine (40-RHD-WS-70-EN-MS-0002)	Listed Plans
Condition 73	Woodland Management Plan (WMP)	The Haxby Plantation, Belt Plantations & Whinny Wood Management Scheme (40-SMP-WS-83-EN-MS-0001)	Listed Plans
Condition 76	Soil Management Plan (SMP)	Soil Management Plan (40-FWS-WS-70-CI-PL-0002)	Listed Plans Additional Drawing Listed Below: 40-AMC-WS-72-SW-DR-0005 40-ARI-WS-71-CI-DR-1070 Landscape and Ecological Management Plan (LEMP)
Condition 79	Surface Water Drainage (SWD)	NYMNPA 60 and 79 Surface Water Drainage Scheme (40-ARI-WS-71-PA-RP-1050)	Listed Plans
Condition 91	Emissions to Atmosphere	Woodsmith Mine Phase 3- NYMNPA 91 – Emissions to Atmosphere (40-RHD-WS-70-EN-RP-0001)	Listed Plans
Condition 92	Construction Vehicle and Plant Management Plan (CVPMP)	Woodsmith Mine Phase 3- Construction Vehicle and Plant Management Plan (40-RHD-WS-70-CI-PL-0003)	Listed Plans Construction Traffic Management Plan (40-RHD-WS-70-CI-PL-0002) Construction Environmental Management Plan
Condition 93	Construction Environmental Management Plan (CEMP)	Woodsmith Mine - Construction Environmental Management Plan (40-RHD-WS-70-EN-PL-0014)	Noise and Vibration Management Plan (40-RHD-WS-70-EN-PL-0016) Construction Traffic Management Plan (40-RHD-WS-70-CI-PL-0002) Hydrogeological Risk Assessment (40-FWS-WS-70-WM-RA-0003) Protected Species Management Plans (40-RHD-WS-70-EN-PL-

Condition No	Information Required	Document Name/ Number	To be read in conjunction with
			0010; 40-RHD-WS-70-EN-PL-0011; 40-RHD-WS-70-EN-PL-0012; 40-RHD-WS-70-EN-PL-0013) Surface Water Drainage Scheme (40-ARI-WS-71-PA-RP-1050) Temporary Boundary Treatments (40-ARI-WS-71-CI-RP-1052) Arboricultural Method Statement: (40-RHD-WS-70-EN-MS-0002) Surface Water Management Plan (40-ARI-WS-71-PA-RP-1050) Emissions to Atmosphere (40-RHD-WS-70-EN-RP-0001) Construction Vehicle and Plant Management Plan (40-RHD-WS-70-CI-PL-0003) Written Scheme of Investigation (40-COT-WS-70-EN-PL-0002)
Condition 94	Construction Method Statement (CMS)	NYMNPA 94 –Construction Method Statement (40-ARI-WS-71-PA-MS-1050)	CEMP (40-RHD-WS-70-EN-PL-0014)
Condition 95	Written Scheme of Investigation (WSI)	Woodsmith Mine Sneaton, North Yorkshire Phase 3, Written Scheme of Investigation for an Archaeological Investigation Brief (40-COT-WS-70-EN-PL-0002)	Listed Plans

Phase 3 Works

The scope of the Phase 3 works can be summarised as follows:

- General site clearance including demolition of all farm buildings and sheds, and localised tree and scrub clearance, as shown on Arup drawing 40-ARI-WS-71-CI-DR-1051;
- Excavation and construction of the south western extension of the upper tiered working platform at around 203m AOD, as shown on drawing 40-ARI-WS-71-CI-DR-1053;
- Excavation and construction of the Platform for the Construction Welfare Facility, Parking Area and Concrete Batching Plant, as shown on drawing 40-ARI-WS-71-CI-DR-1053;

- Construction of temporary and permanent soil mounds, including the basal liner for a future storage facility in the northeast corner of the site for non-hazardous non-inert spoil and three topsoil, subsoil and inert material storage bunds in the southwestern area of the site, as shown on drawings 40-ARI-WS-71-CI-DR-1053 and 40-ARI-WS-71-CI-DR-1055, with earthworks volumes presented in 40-ARI-WS-71-CI-DR-1054;
- Construction of surface water drainage, a temporary surface water attenuation pond and temporary wetland in the southern area and two permanent attenuation ponds and two wetland areas in the north eastern area, as shown on Drawing 40-ARI-WS-71-CI-DR-1050;
- Construction of a spring and groundwater drainage layer in the north eastern area, discharging into a wetland area, as shown in drawing 40-ARI-WS-71-CI-DR-1080;
- Installation and commissioning of temporary dewatering as shown in drawing 40-ARI-WS-71-CI-DR-1058;
- Erection on site of the Concrete Batching Plant as shown in drawing 40-ARI-WS-71-CI-DR-1050, complete with reticulated water supplies and tanks;
- Construction of the drilling platform and temporary saline lagoon area for the groundwater reinjection well as shown in drawing 40-ARI-WS-71-CI-DR-1057; and
- Establishment of construction welfare and security facilities - complete with hook-up of power, communications & water supplies and new waste water collection facilities as shown on drawing 40-ARI-WS-71-CI-DR-1050.

Sirius Minerals acknowledges that limited an partial approval of Planning Conditions 4, 18, 34, 46, 47, 49, 52, 57, 59, 60, 64, 68, 70, 73, 76, 79, 91, 92, 93, 94, 95 of Planning Permission NYM/2014/0676/MEIA when given, does not constitute permission to undertake works other than those described, including any works at Lady Cross Plantation, and that such works remain subject to the approval of other conditions.

This approach has been discussed and agreed with your Planning Team and is consistent with the approach taken on Phase 1 and 2.

Yours sincerely/faithfully

Aisling Kelly
Associate Director

Copy Simon Carter, Sirius Minerals Plc

William Woods, Sirius Minerals Plc