

Meeting note

File reference TR030002

Status Final
Author Adam Price
Date 25 March 2014
Meeting with York Potash Limited
Venue Teleconference

Attendees

Applicant:

Morag Thomson (Marrons Shakespeares)
Aisling O'Dowd (NLP)
Justin Gartland (NLP)
Sian John (Royal Haskoning DHV)
Laura Beth-Hutton (Marrons Shakespeares)
Allan Gamble (York Potash)
Richard Hunt (York Potash)
William Woods (York Potash)
James Barrie (York Potash)

Planning Inspectorate:

Tom Carpen (Infrastructure Planning Lead)
Patrycja Pikniczka (Case Officer)
Adam Price (Assistant Case Officer)
Laura Allen (Senior EIA and Land Rights Advisor)
Hannah Nelson (EIA and Land Rights Advisor)
Tim Hallam (Lawyer)

Meeting Objectives

Update on the York Potash Harbour Facilities Order NSIP and other project components

Circulation All Attendees

Summary of Key Points and Advice Given:

Project Description and Update

York Potash Limited (the applicant) suggested holding a meeting with the Planning Inspectorate (the Inspectorate) to discuss in detail the progress with the Harbour project. It was agreed that dates for a meeting would be discussed in the days following the teleconference.

The Inspectorate enquired if it was anticipated that Statements of Common Ground (SoCG) would be largely completed prior to submission of the application. The applicant explained that they had produced a firm

programme for the completion of Statements of Common Ground where possible, and were in continuing discussions with the relevant bodies.

Draft Documents

The applicant provided the Inspectorate with an updated programme for consultation and submission of draft documents.

The applicant acknowledged that they intended to submit draft application documentation to the Inspectorate for review whilst formal consultation is being carried out. The Inspectorate advised that it would be preferable to receive an updated draft Consultation Report once the statutory consultation had been carried out and analysed. This would enable the Inspectorate to give more detailed advice, particularly in respect of whether the applicant had had regard to representations received. The Inspectorate advised to provide up to 2-3 weeks notice before submission of draft documents and explained that it takes approximately 4 weeks to provide comments. The applicant was advised that once comments on draft documents are issued, this would be normally followed by face to face meeting to discuss those comments.

It was explained that draft documentation would also be shared with statutory consultees and that the Habitats Regulation Assessment (HRA) report would be one such document. The applicant anticipates that the draft HRA Report would be shared with the Inspectorate in August 2014.

The Inspectorate pointed the applicant to Advice Note 7, specifically in relation to the production of a Preliminary Environmental Information Report (PEIR). Furthermore, the applicant was advised to ensure that sufficient information is provided within the PEIR to allow statutory consultees to make meaningful, detailed comments.

Non-NSIP aspects of the overall project

The applicant explained that they had received correspondence from North Yorkshire Moors National Park Authority (NYMNPA) with regard to the proposed consenting approach for the non-NSIP aspects of the overall project. The applicant advised that NYMNPA had requested that all components of wider project are proposed to be consented under the Town and Country Planning Act 1990 and be submitted as a single planning application (Processing Facility, Mineral Transport System and Minehead).

The applicant said that it was considering the request and a meeting was to be held with a representative of NYMNPA and Redcar and Cleveland unitary authority on Friday 28 March 2014. The applicant advised that it does not intend to pursue the option of seeking a Direction from the Secretary of State under s.35 of the Planning Act 2008.