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Temple Quay House
2 The Square
Bristol, BS1 6PN

Customer Services: 0303 444 5000
e-mail: YorkPotashHarbour@pins.gsi.gov.uk

Your Ref:

Our Ref: TR030002

Date: 27 March 2015

Dear Sir/Madam

Planning Act 2008 (as amended) – Section 55

Application by York Potash Ltd for an Order Granting Development Consent for the York Potash Harbour Facilities Order

Adequacy of consultation request

We received the above application for an order granting development consent on 27 March 2015. A decision whether or not to accept the application for examination must be made by 24 April 2015.

When deciding whether or not to accept the application we must, amongst other matters, have regard to any representations received from any local authority consultees about the pre-application stage. You are therefore invited to let us know whether your Authority considers that the developer has complied, in relation to the application, with the following duties:

Duty to consult - PA2008 – section 42

Duty to consult the local community - PA2008 – section 47

Duty to publicise - PA2008 – section 48

I have written to you previously on 19 December 2014 about an earlier application received on that date; and we are grateful for the comments received in response. That application was withdrawn. Although this application is extremely similar and the applicant is relying upon the same pre-application consultation activities to satisfy the duties above, **this is a different application** and so we cannot have regard to any comments made in response to my letter of 19 December 2014 unless you ask us to do so. (We do, of course, hold copies of that correspondence and we are happy to accept such a request as a response to this letter.)

A decision must be made whether or not to accept the application for examination within the period of 28 days, beginning with the day after the date of receipt of the application. As a result, we are seeking a representation on the adequacy of the

consultation within 14 calendar days. Please could we have your views **by 10 April 2015?** You can send your views on the adequacy of consultation, as requested in this letter, electronically to YorkPotashHarbour@pins.gsi.gov.uk or by post to the above address.

The consultation report and appendices submitted by the developer can be viewed by following this link:

<http://infrastructure.planningportal.gov.uk/wp-content/uploads/2015/03/York-Potash-HF-Consultation-Report-and-Appendices.zip>

For the avoidance of doubt, we are not seeking your views on the merits of the application at this stage. If a decision is made to accept the application for examination, the developer is required to publicise this along with a closing date for anyone to register as an interested party and make representations. You will then be able to put your case about the application in writing. You will also be invited to submit a separate local impact report (LIR). A deadline for submitting the LIR will be set once representations have been received and a Preliminary Meeting, which is held to consider how the application would be examined, has taken place.

If you have any further queries, please do not hesitate to contact us.

Yours faithfully

Robert Ranger

Robert Ranger
Case Manager

Direct telephone: 0303 444 5042

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.