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Bleaklow Industries Ltd  
Hassop Avenue  
Hassop  
Bakewell  
Derbyshire  
DE45 1NS

Your ref:  
Our ref: M2382  
Date: 12 August 2008

Dear Sir or Madam

**THE TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) (ENGLAND AND WALES) REGULATIONS 1999**

**[AS AMENDED BY THE TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) (ENGLAND AND WALES) (AMENDMENT) REGULATIONS 2000] AS FURTHER AMENDED BY:**

**THE TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT)(MINERAL PERMISSIONS AND AMENDMENT) (ENGLAND) REGULATIONS 2008**

**ENVIRONMENT ACT 1995: SECTION 96 AND SCHEDULE 13 APPLICATIONS TO DETERMINE THE CONDITIONS TO WHICH A MINERAL SITE IS TO BE SUBJECT (INITIAL REVIEW OF OLD MINERAL PLANNING PERMISSIONS)[EIA and Undetermined (Stalled) ROMP Applications]**

**REQUEST FOR INFORMATION REQUIRED TO ENABLE THE AUTHORITY TO ADOPT AN UP-TO-DATE STATUTORY SCREENING OPINION [Regulation 5(3)]**

Notice is hereby given that the Peak District National Park Authority as the Mineral Planning Authority (MPA) requires information to provide an up-to-date, statutory, EIA screening opinion for the ROMP application specified below:

<ul style="list-style-type: none"><li>• <b>REFERENCE NUMBERS OF:</b> (1) THE RELEVANT PLANNING PERMISSION(S) (2) THE REVIEW (ROMP) APPLICATION FOR APPROVAL OF UPDATED CONDITIONS:</li></ul>	<p>(1) 1898/9/69; WED/1177/464 (2) NP/WED/0497/157</p>
<ul style="list-style-type: none"><li>• <b>NAME AND ADDRESS OF APPLICANT</b></li></ul>	<p>RMC Roadstone Ltd – Eastern Albion Works Saville Street Sheffield South Yorkshire S4 7UL</p>
<ul style="list-style-type: none"><li>• <b>NAME AND ADDRESS OF MINERAL SITE:</b></li></ul>	<p>Longstone Edge Great Longstone Stoney Middleton Derbyshire</p>
<ul style="list-style-type: none"><li>• <b>DATE OF ROMP APPLICATION:</b></li></ul>	<p>27 March 1997</p>

**First List plan attached.**



You should already be aware that the Government recently introduced the Town and Country Planning (Environmental Impact Assessment) (Mineral Permissions and Amendment) (England) Regulations 2008. The regulations came into force on 22 July 2008. The purpose of the new regulations is, amongst other things, to ensure that all remaining initial reviews of old mineral permissions (ROMPs) which are stalled for want of necessary environmental and other information are finally concluded.

The 2008 Regulations include a time-limited procedure, applied to each of the undetermined or stalled reviews, to ensure that all parties are clear as to: what information is outstanding; the timescale for its provision; and the sanctions for its continuing non-provision beyond that period. The regulations provide for the screening of the remaining permitted mineral development to take place, and, where that development is EIA development, for scoping of the information to be included in a new Environmental Statement (ES), the production of the ES within a specified timescale (with sanctions for continuing non-provision) and publicity for it.

This letter sets out information which is required to be provided to enable the Mineral Planning Authority to decide whether the ROMP application must be subject to Environmental Impact Assessment (an EIA screening opinion).

**Please note that the Authority has hitherto dealt with Bleaklow Industries Ltd on the basis that the company is acting as agent for RMC Roadstone Ltd - Eastern. You are requested to confirm that this is still the position or, if not, what Bleaklow's formal position is in respect of the ROMP application.**

The Authority has also written to Glebe Mines Ltd and a copy of this letter is attached for your information.

#### **Additional information now required**

The minimum information requirements (under Regulation 5(2) of the 1999 EIA Regulations) to enable a screening opinion to be made are:

- an up-to-date plan of the site sufficient to identify the land;
- a brief description of current and planned mineral development for the whole site for the remaining life of the permission(s), that is, for the whole of the remaining development for which permission has been granted, not just the development over the forthcoming 15 years;
- the possible effects of that current and planned development on the environment; and
- such other information or representations as you may wish to provide or make.

Plans provided must be up-to-date and to show the site and its immediate surroundings. The environmental information must be up-to-date and relevant.

In addition, to enable the Mineral Planning Authority to adopt a screening opinion on whether Environmental Impact Assessment is required, the following additional information must be submitted:

- A survey plan of the permission area and immediate vicinity;
- Provision of working plans showing phasing including: order; direction; depth of working; tipping of waste arising; duration of each phase; restoration.

#### **Timescale for supply of the information required**

The above requested information must be provided within **three weeks** of the date of this letter, unless the Mineral Planning Authority agrees to a later deadline in response to a request from you. The level of detail of the information required and its availability from third parties will be taken into account if you request an extended period; but please note that the objective is for each stage of the new procedure to be undertaken within a relatively short period. **723**

**IMPORTANT ADVICE about sanctions for non-compliance [warnings required by 1999 EIA Regulation 5(3) and 5(7) as inserted by 2008 EIA Regulation 2(2)]:**

**5(7)(e) Automatic Suspension**

If the information requested under regulation 5(3) for making a screening opinion is not provided within three weeks (or other period agreed by the MPA), that is the relevant deadline as set out above, the mineral permission(s) relating to the site will be **automatically suspended** (apart from any restoration or aftercare conditions) under regulation 26A(18) and any further working will be a breach of planning control.

Thereafter, the information procedure will resume as soon as the required information and confirmation are provided. Suspension will only be lifted when a new ES is provided to the satisfaction of the Mineral Planning Authority or Secretary of State [as required by regulation 26A(18) of the 1999 Regulations], (unless a Screening Opinion or Screening Direction is adopted which states that the development is not EIA development).

**5(7)(f) Prohibition Order**

If the information or a satisfactory Environmental Statement continues not to be provided, the Mineral Planning Authority has a duty to make a **prohibition order**, under paragraph 3 of Schedule 9 to the Town and Country Planning Act 1990, after two years of automatic suspension under regulation 26A(18) ceasing the whole or parts of the mineral permission(s) relating to development by the operator failing to provide the necessary information.

**IMPORTANT ADVICE about the statutory requirements for publicity:**

**5(3A) Arrangements to publicise this notification**

In accordance with duties imposed by Regulation 5(3)(A) the Mineral Planning Authority will ensure that a copy of this notification is posted on the site within 14 days of the date of this notification, for a period of at least 14 days. The Authority will also ensure that a copy of this notification is placed on the planning register.

Yours sincerely



David Bent  
Mineral Team Manager  
Planning Service

