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Please ask for: David Bray

Our Ref: SCE.161/509 M

Your Ref: MW/AB/ST13591/LET-001 SCC MW

5 November 2013

SENT BY EMAIL

Dear Mr Walker,

SCE.161/509 M: THE TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS 2011 (REGULATION 5): SCREENING OPINION FOR THE PERIODIC REVIEW OF PLANNING PERMISSION AT GREAT GATE QUARRY, GREAT GATE:

I refer to your letter dated 17 October 2013 in connection with the above development.

In accordance with the above regulations the County Council is required to adopt a "Screening Opinion" to establish whether the forthcoming application should be accompanied by an Environmental Statement.

The County Council has considered the information you supplied as submitted and is of the opinion that the proposed development falls within the description provided within Schedule 2 paragraph 2(a) to the above regulations, but in the opinion of the County Council, having taken into account the criteria in Schedule 3 to the above regulations and the indicative threshold criteria currently available in Circular 2/99 'EIA – A Guide to Procedures', the proposed development would not be likely to have significant effects on the environment by virtue of factors such as its nature, size or location. Further details are provided in the attached 'Screening Opinion Checklist'.

Under the powers contained in the 'Scheme of Delegation to Officers', this letter therefore confirms that the County Council is of the opinion that the proposed development **is not EIA development** and need not be accompanied by an Environmental Statement.

Yours sincerely
David Bray
Principal Planning Officer

Encl – Screening Opinion Checklist dated 28 October 2013



Screening Opinion Checklist Case Officer: David Bray

Date: 25/10/13

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- 5 NOV 2013

PA/PAD No. SCE.161/509 M	Site / Location: Great gate Quarry, Great Gate.	
Description of development: Screening opinion for the periodic review of planning permission ES.EA/1		
PART 1 - Is a Screening Opinion Required? (ref: EIA Regulations 2011, Circular 2/99 and DETR EIA – Guide to procedures 2006) See also DCLG note to LPAs on EIA click here and for DCLG guidance from June 2006 about reserved matters and variations of condition and EIA click here		
	Do you have enough information to define the size and type of development (a plan, description of type/nature/ purpose and possible effects)?**	Yes
1	Development Description <ul style="list-style-type: none"> • Yes (proceed to step 2) • No - either take the precautionary principle and assume the worst case or, request more information confirming 3 week deadline not commence until received; **Note - Changes or extensions may also need an EIA! (Schedule 2, category 13)	✓
2	Is it a Schedule 1 development? <ul style="list-style-type: none"> • Yes/No (explain) • YES – The development is category..... and a screening opinion is not required as an EIA mandatory! • NO – If the development is not listed in Schedule 1 it may be listed in Schedule 2 (proceed to step 3) 	✓
3	Is it a Schedule 2 development? (Schedule 2, Col 1) <ul style="list-style-type: none"> • Yes/No (explain) • YES - The development falls/could fall within category 2(a)..... (proceed to step 4) • NO – If the development is not listed in Schedule 2 a screening opinion is not required and EIA not required! 	✓
4(a)	Does the development fall within the absolute threshold/criteria? (Schedule 2, Col 2) <ul style="list-style-type: none"> • Yes/No – (explain) The threshold/criteria is All development except the construction of buildings or other ancillary structures where the new floorspace does not exceed 1,000 square meters and the proposal is/are.....hectare..... (proceed to step 4b)	✓
4(b)	Is the proposal within/near to a 'sensitive area'? (e.g. SSSI, NP, AONB, SAC, RAMSAR, Scheduled Monument) <ul style="list-style-type: none"> • Yes/No – (explain) • YES – The development falls within/near to the following designated site(s) Within or metres from (OR) Within or metres from..... (OR) 	✓
5	Screening opinion required? <ul style="list-style-type: none"> • If you have answered 'Yes' to the threshold/criteria a screening opinion is required – proceed to Part 2 • If you have answered 'No' to the threshold/criteria and the development is within/near a sensitive area a screening opinion is required – proceed to Part 2 • If you have answered 'No' to the threshold/criteria and the development is not within/near a sensitive area a screening opinion is not required. 	✓

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PART 2 – Is an EIA Required? (ref: Schedule 3 - EIA Regulations 2011, Circular 2/99 and DETR EIA – Guide to procedures 2000)

EIA usually required for (i) major developments of more than local importance; (ii) development in particularly environmentally sensitive or vulnerable locations; (iii) developments with unusually complex and potentially hazardous environmental effects. This checklist should be used to determine whether significant effects are likely to arise from the development. **REMEMBER** – the Regs also apply to changes to EIA development and reserved matters / subsequent approvals

<p>The latest guidance contained in Circular 02/1999: Surface and underground mineral working</p> <p>A7. The likelihood of significant effects will tend to depend on the scale and duration of the works, and the likely consequent impact of noise, dust, discharges to water and visual intrusion. All new open cast mines and underground mines will generally require EIA. For clay, sand and gravel workings, quarries and peat extraction sites, EIA is more likely to be required if they would cover more than 15 hectares or involve the extraction of more than 30,000 tonnes of mineral per year.</p> <p>In this case the quarry is already permitted, and the proposal relates to a review of the operation. Great Gate Quarry is less than 15 hectares. The submission indicates that output/extraction rate would not exceed the current limit of 20,000 tonnes per annum. It has stated the market demand is generally between 500 and 1,000 tonnes per annum.</p> <p>It is considered that the proposed changes to the development would not be significant on the environment (as indicated in category 2(b) of Schedule 2 of the EIA Regulations.</p> <p>The size of the quarry review is 2.5 hectares</p>	<p>The latest guidance contained in Circular 02/1999: Surface and underground mineral working</p>
<p>Does the development fall within the indicative thresholds/criteria? (see Circular 02/99 and DETR EIA - links above)</p>	<p>1</p> <p>Indicative thresholds/criteria</p>
<p>Size of the development:</p>	<p>2</p> <p>Characteristic of the development:</p>
<p>Cumulation with other developments</p>	<p>3</p> <p>Location of the development</p>
<p>Use of natural resources</p>	<p>(include past, present and future (allocated land))</p>
<p>Production of waste</p>	<p>Current quarry restored to nature conservation.</p>
<p>Pollution and nuisances</p>	<p>Extraction of stone from the site.</p>
<p>Risk of accidents</p>	<p>Mineral waste.</p> <p>Potential nuisances from the operation of this plant could be noise from the site operation and from vehicle movements</p> <p>It is reasonable to assume that the risk of accidents is low in EIA terms.</p>

	<p>(the environmental sensitivity of area likely to be affected):</p> <p>Relative abundance, quality, regenerative capacity of natural resources</p> <p>Absorption capacity of natural environment (particularly wetlands, nature reserves/parks; SSSIs and international designations; areas where environmental quality standards have been exceeded; densely populated areas; landscapes of historical, cultural or archaeological significance).</p> <p>Extent of the impact (area and size of affected population)</p> <p>The magnitude and complexity of the impact</p> <p>The probability of the impact</p>	<p>No significant issues</p> <p>The surrounding land around the quarry is a mixture of agricultural land including farm buildings. The site is screened to minimise views of the facility.</p> <p>Low probability with mitigation – noise, vehicle movement</p> <p>Due to the nature, scale and location of the proposed pipeline, the magnitude, complexity and the controls required, the impact of the proposal is considered to be low in EIA terms.</p> <p>Low probability with mitigation – noise, lighting, vehicle movement.</p>
<p>4</p> <p>Characteristics of the potential impact</p>	<p>The duration, frequency and reversibility of the impact</p>	<p>Any negative impacts can be controlled by good site management and mitigation measures through planning condition if required. The operation of the quarry would continue until 24/2/42. The review would allow the operation of the site to a modern standard. The submission indicates that based on the current rate of demand; there would be reserves remaining to be extracted after 2042.</p>
<p>5</p> <p>Can the significant effects be addressed by proposed mitigation measures?</p>	<p>Are the mitigation measures:</p> <ul style="list-style-type: none"> • Modest in scope • Plainly and easily achievable 	<p>It is reasonable to expect that the environmental effects can be controlled by planning conditions and that the mitigation measures likely to be required would be modest in scope, and plainly and easily achievable.</p>
<p>6</p> <p>Conclusion</p>	<p>ES required?</p>	<p>YES</p>
<p>Signed and dated</p>	<p>Case Officer David Bray 28/10/13</p>	<p>NO</p> <p>Team Leader/Team Manager M Grundy 4/11/13</p>

