

Matters, Issues & Questions:

Matter 3: Transport, Infrastructure and Safeguarding – Other Infrastructure

Question 111 - 114

Other infrastructure

111. How does the MWJP seek to ensure that appropriate opportunities are provided for sustainable infrastructure?

The Plan (CD17) (e.g. page 145, paragraphs 7.13 and 7.15) recognises that other infrastructure, ancillary to minerals development, can be important in meeting needs for mineral products and facilitating the sustainable development and use of minerals resources, in line with national planning policy objectives. It also recognises that a range of types of sites and locations can be appropriate for these forms of development, depending on the circumstances and constraints applicable in any particular case. Policy I02 *Locations for ancillary minerals infrastructure* therefore sets out a flexible approach to these forms of development, by providing support in principle subject to a range of criteria being met. This approach will ensure that appropriate opportunities can be identified by developers in order to meet their commercial aspirations in a variety of circumstances, but in a way which is acceptable in principle to the Authorities.

112. Is Policy I02 (Locations for ancillary minerals infrastructure) too restrictive in requiring at part 1) i) ancillary development to produce a “value added” or complementary product?

The Plan (CD17) (page 145) sets out introductory text to Policy I02. Paragraph 7.13 clarifies that ancillary infrastructure within the scope of this Policy refers to more specialist plant or operations that are not, in themselves, essential for the initial extraction and processing of the primary mineral. The role of such additional plant or operations is therefore to allow a mineral operator to undertake further processing activity, for example, to enhance the range or value of products offered from the site for commercial benefit. This position is reflected in the wording of part 1) i) of Policy I02. As minerals can only be worked where they occur, national planning policy acknowledges that an appropriately flexible approach needs to be taken when considering locations for minerals extraction. Whilst in many circumstances minerals extraction sites can be suitable locations for these additional (ancillary) forms of development, this may not always be the case, and such additional development is not necessarily restricted to the locations where minerals are found. It is therefore considered that it is appropriate to include a more restrictive policy approach to these forms

of development, which in some circumstances may be more appropriately undertaken elsewhere.

113. Is Policy I02 part 3) too restrictive in preventing ancillary development in the North York Moors National Park unless located at Boulby mine or Doves Nest Farm mine?

It is anticipated that ancillary development is likely to be needed in connection with an existing development and therefore in order to avoid any further erosion of the landscape quality of the National Park, the aim of this policy is to site new ancillary development in close proximity to existing infrastructure. It is however acknowledged that proposals could come forward for other forms of development such as ventilation shafts, needed for health and safety reasons, in association with these particular forms of development, which, whilst not strictly meeting the definition of ancillary development as intended by this Policy, are limited to where they can be located, and therefore it is felt that there is justification to modify the text to provide additional flexibility to reflect this. A relevant modification will be included in the '*Main Modifications*' document to reflect this.

114. At paragraph 7.12 of the MWJP should the *Town and Country Planning (General Permitted Development) Order 1995* be substituted by the *Town and Country Planning (General Permitted Development) Order 2015* for new development?

It is agreed that Plan paragraph 7.12 should refer to the *Town and Country Planning (General Permitted Development) Order 2015 (NEB27)* (in place of reference to the 1995 order). A proposed change (PC15) to achieve this has been put forward in the *Addendum of Proposed Changes to the Publication Draft (CD09)*.

Prepared by;

**North Yorkshire County Council
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Appendix

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Main Modifications

The modifications below are expressed either in the conventional form of ~~strikethrough~~ for deletions and underlining for additions of text.

The page numbers and paragraph numbering below refer to the submission local plan, and do not take account of the deletion or addition of text.

Ref	Page	Policy/ Paragraph	Main Modification
Q113	146	I02	<p>Revise Part 3) of Policy:</p> <p>3) The siting of ancillary minerals infrastructure within the North York Moors National Park will only be supported where it would be located within the <u>Boulby mine existing operational surface site or Doves Nest Farm mine surface site if developed, on other existing industrial land, or within the Whitby Business Park or is constrained to a particular location for which there is sufficient overriding justification</u> identified on the Policies Map.</p>