

P009-01/NM/JP

28 July 2016

Ms J. Proudler  
Economy, Transport and Environment  
Shand House  
Dale Road South  
Matlock  
Derbyshire  
DE4 3RY

Dear Justine,

**TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT) REGULATIONS 2011:  
Proposed Surface Coal Mining Scheme with Restoration to Agriculture and Nature Conservation  
Benefits at Hill Top Farm, Derby Road, Clay Cross - Application Code No. CM4/1215/125**

Further to Derbyshire County Council's formal request for further information under Regulation 22 of the Town And Country Planning (Environmental Impact Assessment) Regulations 2011, this letter sets out the Applicant's formal response and in doing so provides the requested information. The Regulation 22 request covers matters relating to Flood Risk and potential impacts on Network Rail's Assets.

Attached is an updated Flood Risk Assessment (reference Hilltop Farm FRA \_Final Report and dated July 2016). The report takes *'account of the new anecdotal evidence and the data held by the County Council is submitted in support of your application. The FRA should be in accordance with the Planning Practice Guidance for site specific flood risk assessments and should fully evaluate the risks of flooding from surface water, ordinary watercourses and groundwater both on site and off site taking into account new anecdotal evidence'* as requested by the Regulation 22 request.

On matters relating to potential impact on Network Rail assets, correspondence from Network Rail is attached and agrees an approach enabling further analysis to be carried out post determination. This approach has been agreed between the Applicant and Network Rail and has subsequently been accepted by Derbyshire County Council.

I trust that the attached information satisfies the requirements of the Regulation 22 Request and enables planning application CM4/1215/125 to progress towards determination.

Yours sincerely



**Nathan Maddox**  
**Senior Planning Consultant**

CC  
Encs

