

Agenda Item No.3.5

**DERBYSHIRE COUNTY COUNCIL
REGULATORY – PLANNING COMMITTEE**

8 January 2018

Report of the Strategic Director – Economy, Transport and Environment

Item for the Committee's Information

5 CURRENT APPEALS/CALLED IN APPLICATIONS

There are currently two appeals lodged with the Planning Inspectorate. These are:

- 1) Appeal (Reference APP/U1050/W/16/3166227), by Provectus Remediation Limited under Section 78 of the Town and Country Planning Act 1990 against non-determination of the application for Hilltop Farm, Derby Road, Clay Cross, Chesterfield, Derbyshire. The Public Inquiry has been scheduled to start on 28 November 2017.

The application is for the extraction of coal using surface mining methods. The proposal is to extract 175,000 tonnes of coal from the site. The site would be restored for agricultural use and nature conservation. The entire scheme would take approximately 3½ years. Access to the site would be from the A61 Derby Road. HGV movements associated with the development would be a maximum of 40 (20 in/20 out) per day during periods of coaling.

Members of this Committee resolved, on 17 March 2017, to authorise the Strategic Director – Economy, Transport and Communities, to arrange for appeal representations to be made on behalf of the Council against a grant of permission for the development.

The Public Inquiry was held between 28 November 2017 and 7 December 2017. The Council is currently awaiting the Inspector's decision.

- 2) Appeal (Reference APP/U1050/W/17/3179448) by P Casey Enviro Ltd for the refusal of planning application CM1/1115/117 for the extraction and removal of mineral reserves at Arden Quarry, Oven Hill Road, Birch Vale, Derbyshire.

The Appeal has now commenced with the Planning Inspectorate requesting that the appeal be determined by Hearing. The Hearing has been scheduled to take place on 16 January 2018.

- 3) Appeal reference APP/U1050/W/17/3190838 by Ineos Upstream Ltd under Section 78 of the Town and Country Planning Act 1990 against non-determination of the application for land adjacent to Bramleymoor Lane, Marsh Lane, S21 5RD. The appeal has been validated and is expected to be a Public Inquiry.

Mike Ashworth
Strategic Director – Economy, Transport and Environment