



*Proud of our past. Energised for our future.*

Copeland Borough Council  
The Copeland Centre,  
Catherine Street, Whitehaven,  
Cumbria CA28 7SJ

tel: 0845 054 8600  
fax: 01946 59 83 03  
email: [info@copeland.gov.uk](mailto:info@copeland.gov.uk)  
web: [www.copeland.gov.uk](http://www.copeland.gov.uk)

ARUP  
Central Square  
Forth Street  
NEWCASTLE UPON TYNE  
Tyne and Wear  
NE1 3PL

Please Contact: Rachel Carrol  
Officer Tel No: 01946 598422  
Our Ref: 4/11/2432/OF1  
Date: 20 January 2012

FAO Mr Matt Verlander

Dear Mr Verlander,

**REQUEST TO DISCHARGE CONDITION 9 ATTACHED TO PLANNING PERMISSION 4/11/2432/OF1**

**TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS INCLUDING THE DRILLING OF BOREHOLES, ASSOCIATED COMPOUND AREAS, INSTALLATION OF MONITORING EQUIPMENT & OTHER ASSOCIATED WORKS - LAND TO NORTH & WEST OF SELLAFIELD, SEASCALE**

Further to your letter dated 23 December 2011 and the accompanying NuGen Site Characterisation Preliminary Risk Assessment NG-000-092 received on the 3 January 2012 and following consultation, both the Environment Agency and the Council's Scientific Officer agree that the preliminary risk assessment is acceptable.

On this basis I am now able to formally discharge the requirements of condition 9 of the above planning permission dated 1 November 2011.

Yours sincerely,

Rachel Carrol  
PLANNING OFFICER



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*Proud of our past. Energised for our future.*

Jilly Dixon  
Planning Liaison Officer  
Environment Agency  
Ghyll Mount  
Gillan Way  
Penrith 40 Business Park  
PENRITH  
Cumbria  
CA11 9BP

Please Contact: Rachel Carrol  
Officer Tel No: 01946 598422  
Our Ref: 4/11/2432/0F1  
Date: 4 January 2011

Dear Ms Dixon,

**LAND TO NORTH & WEST OF SELLAFIELD, SEASCALE**

**TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS INCLUDING THE DRILLING OF BOREHOLES, ASSOCIATED COMPOUND AREAS, INSTALLATION OF MONITORING EQUIPMENT & OTHER ASSOCIATED WORKS**

I refer to the above planning application which was approved in November 2011 subject to conditions. A copy of the decision notice is enclosed and I would draw your attention to condition 9 which requires a preliminary risk assessment to be submitted to and approved in writing by the Local Planning Authority prior to the commencement of any intrusive works. In accordance with this I enclose a copy of the document titled 'NuGen Site Characterisation Preliminary Risk Assessment NG-000-092' which has now been submitted for approval and should be grateful to receive your comments within the next 21 days.

Please do not hesitate to contact me should you have any queries.

Yours sincerely,

Rachel Carrol  
PLANNING OFFICER

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Peter Nolan  
e-mail:  
[loubypeter.nolan@hotmail.co.uk](mailto:loubypeter.nolan@hotmail.co.uk)

Please Contact: Rachel Carrol  
Officer Tel No: 01946 598422  
My Ref: 4/11/2432/OF1  
Date: 1 November 2011

Dear Sir/Madam

TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS INCLUDING THE DRILLING OF BOREHOLES, ASSOCIATED COMPOUND AREAS, INSTALLATION OF MONITORING EQUIPMENT & OTHER ASSOCIATED WORKS  
LAND TO NORTH & WEST OF SELLAFIELD, SEASCALE

Thank you for your recent correspondence concerning the above application.

This application has now been Approved (commence within 3 years) and I enclose a copy of the decision notice for your information.

If, however, you wish to raise further queries concerning this matter then please do not hesitate to contact the Council's Development Control staff Tel: Whitehaven 598421 or 598418 who will be pleased to assist.

Yours faithfully

J A POMFRET  
Development Control Manager

Enc



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web: [www.copeland.gov.uk](http://www.copeland.gov.uk)

Mr K E H Woolley  
Middlebank  
BECKERMET  
Cumbria  
CA21 2XP

Please Contact: Rachel Carrol  
Officer Tel No: 01946 598422  
My Ref: 4/11/2432/0F1  
Date: 1 November 2011

Dear Sir/Madam

TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS INCLUDING THE DRILLING OF BOREHOLES, ASSOCIATED COMPOUND AREAS, INSTALLATION OF MONITORING EQUIPMENT & OTHER ASSOCIATED WORKS  
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J A POMFRET  
Development Control Manager

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Town and Country Planning Act 1990 (as amended)

4/11/2432/OF1

NOTICE OF GRANT OF PLANNING PERMISSION

Arup  
Central Square  
Forth Street  
NEWCASTLE UPON TYNE  
Tyne and Wear NE1 3PL  
FAO Mr M Verlander

TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS INCLUDING THE DRILLING  
OF BOREHOLES, ASSOCIATED COMPOUND AREAS, INSTALLATION OF MONITORING  
EQUIPMENT & OTHER ASSOCIATED WORKS  
LAND TO NORTH & WEST OF SELLAFIELD, SEASCALE  
NuGeneration Ltd

The above application dated 08/09/2011 has been considered by the Council in pursuance  
of its powers under the above mentioned Act and **PLANNING PERMISSION HAS BEEN  
GRANTED** subject to the following conditions:

1. The development hereby permitted shall be commenced before the expiration of  
three years from the date of this permission.

Reason

To comply with Section 91 of the Town and Country Planning Act 1990 as amended  
by the Planning and Compulsory Purchase Act 2004.

2. All drilling operations shall be completed within two years from the date of  
commencement on site.

Reason

To ensure the duration of the drilling works does not have an unduly unacceptable  
impact on the amenities of the locality.

3. Within six months from the date when the boreholes are no longer being used for monitoring purposes the boreholes shall have been filled in and their sites and surrounds shall have been restored to their former condition.

Reason

In order to safeguard the amenities of the locality.

4. Permission shall relate to the following plans and documents as received on the respective dates and development shall be carried out in accordance with them:-
- Site location plan drawing no. 001, received on 8 September 2011.
  - Indicative plan showing location of works reinstated after drilling/testing, drawing no. 007, received on 8 September 2011.
  - Indicative plan showing location of monitoring equipment to be left in place, drawing no. 006 Rev A, received on 30 September 2011.
  - Site Investigation Works – Planning Statement (Job No. 217308-02, Draft 3 dated 7 September 2011), prepared by ARUP and received on 8 September 2011.

Reason

To conform with the requirement of Section 91 of the Town and Country Planning Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

5. No operations shall take place outside the hours of 7:00 to 19:00 on any day unless otherwise agreed in writing with the Local Planning Authority.

Reason

To ensure that no operations hereby permitted take place outside normal working hours which would lead to an unacceptable impact upon the amenity of neighbouring residents/properties.

6. All plant, machinery and vehicles used on site shall be maintained and silenced at all times in accordance with the manufactures recommendations.

Reason

To safeguard the amenity of local residents by ensuring the noise generated in minimised and so does not constitute a nuisance outside the boundaries of the site.

7. The equivalent continuous noise level (LAeq) attributable to the approved operations shall not exceed 55 dB(A) at any noise sensitive property.

Reason

To safeguard the amenity of local residents by ensuring that noise generated by the operations hereby permitted does not cause a nuisance outside the boundaries of the site.

For the purposes of condition 7:-

- The noise levels expressed as LAeq 1hr freefield. Any measurements to check compliance shall have regard to the effects of extraneous noise and shall be corrected for any such effects.
  - Free field shall be defined as a point 3.5 metres in front of the facade of any noise sensitive property facing the site investigations operations.
  - A noise sensitive property shall be defined as any building outside the site used as a dwelling where the occupants are likely to be adversely affected by an increase in noise levels.
8. Details of any proposed floodlighting to be used on site shall be submitted to and approved in writing by the Local Planning Authority prior to it being brought into operational use on site.

Reason

To safeguard the amenity of local residents by ensuring that light generated does not constitute a nuisance outside the boundaries of the site.

9. Prior to the commencement of intrusive works as part of the development, in order to satisfactorily manage any risks associated with potential contamination of the site in relation to the carrying out such intrusive works, a preliminary risk assessment containing the following details shall be submitted to and approved in writing by the Local Planning Authority:

- (a) Desk study including: previous known site uses relevant to the proposed areas of investigation and summary of available information of potential contaminants on the site;
- (b) Conceptual model including potential sources, pathways and receptors;
- (c) Potentially unacceptable risks associated with the intrusive investigations in relation to any potential contamination at the site.

The preliminary risk assessment shall be undertaken in accordance with the guidance provided by CLR11 (EA 2004) and GPLC 1 to 3 (EA 2010).

Should the preliminary risk assessment identify any potentially unacceptable risks associated with the intrusive investigations in relation to potential contamination at the site, then a method statement shall be submitted and approved in writing with the Local Authority before the ground investigation (or such relevant phase of the ground investigation as may be agreed in writing with the Local Planning Authority) commences on site.

Reason

To deal with the risks associated with potential contamination of the site and to protect the water environment.

Informatives:

- All development works carried out on, or affecting agricultural land shall be conducted having regard to the Defra "Code of Good Agricultural Practice".
- In the interest of highways safety the public highway should be kept clean of any mud or other debris from the sites.
- The applicant is reminded that the Low Church Moss Site of Special Scientific Interest (SSSI) lies adjacent to the northwest corner of the site. SSSI's are legally protected under the Wildlife and Countryside Act 1981, as amended by the Countryside and Rights of Way (CROW) Act 2000 and the Natural Environment and Rural Communities (NERC) Act 2006.

Reason for decision:-

An acceptable proposal to carry out site investigation and characterisation works in accordance with Policies DEV1, DEV 5, DEV 6 and DEV 7 of the adopted Copeland Local Plan 2001-2016, Policy CNL 2 of the North West Regional Spatial Strategy 2008 and National Planning Policy Statements EN - 1 and EN -6.

Please read the accompanying notice

01/11/2011

**J. A. Pompet**

Development Control Manager



**Keith Parker (Head of Neighbourhood Services)**  
**Copeland Borough Council**  
The Copeland Centre  
Catherine Street, Whitehaven  
Cumbria, CA28 7SJ  
Main Switchboard: 0845 054 8600  
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**TONY POMFRET**

**DEVELOPMENT CONTROL MANAGER**

Mr K E H Woolley  
Middlebank  
BECKERMET  
Cumbria  
CA21 2XP

Please Contact: Rachel Carrol  
My Ref: 4/11/2432/0F1  
Date: 28 September 2011

Dear Sir/Madam

TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS  
INCLUDING THE DRILLING OF BOREHOLES, ASSOCIATED COMPOUND  
AREAS, INSTALLATION OF MONITORING EQUIPMENT & OTHER ASSOCIATED  
WORKS  
LAND TO NORTH & WEST OF SELLAFIELD, SEASCALE  
NuGeneration Ltd

Thank you for your letter concerning the above proposal.

Your comments will be taken into account in reaching a decision on the application.

The vast majority of planning applications are determined at officer level under delegated powers.

However, the council has a procedure whereby objectors to a planning application may be heard at Planning Panel meetings. Details are attached. If this application is referred to the Planning Panel for determination under the terms of the Planning Delegation Scheme please let me know in writing within 10 days of the date of this letter if you wish to speak to the Panel in respect of the proposal. Otherwise, I will assume that you do not wish to be heard at the meeting.

If you do elect to speak at the meeting we will confirm, in writing, whether the application is, in fact, to be referred to the Planning Panel for a decision and, if so, arrangements for the meeting will also be forwarded to you.

In any event I will let you know what decision is made on this application.

Finally, I should point out that the applicant or any other interested member of the public is entitled to see the contents of your letter in compliance with the Local Government Act 1972 (as amended).

Yours faithfully

J A POMFRET, Development Control Manager

This document can be made available in alternative languages  
and formats on request



Keith Parker (Head of Neighbourhood Services)  
Copeland Borough Council  
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Catherine Street, Whitehaven  
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**TONY POMFRET**

**DEVELOPMENT CONTROL MANAGER**

Mr and Mrs P Nolan  
[loubypeter.nolan@hotmail.co.uk](mailto:loubypeter.nolan@hotmail.co.uk)

Please Contact: Rachel Carrol  
My Ref: 4/11/2432/0F1  
Date: 23 September 2011

Dear Sir/Madam

TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS  
INCLUDING THE DRILLING OF BOREHOLES, ASSOCIATED COMPOUND  
AREAS, INSTALLATION OF MONITORING EQUIPMENT & OTHER ASSOCIATED  
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NuGeneration Ltd

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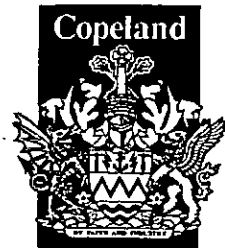
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Yours faithfully

J A POMFRET  
Development Control Manager

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GREEN



**TONY POMFRET**

**DEVELOPMENT CONTROL MANAGER**

Mrs P Kirby  
Low Lonnin Cottage  
Gosforth  
SEASCALE  
Cumbria CA20 1ER

Our Ref: 4/11/2432/0F1  
Date: 08 September 2011

Dear Madam

**TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS  
INCLUDING THE DRILLING OF BOREHOLES, ASSOCIATED COMPOUND  
AREAS, INSTALLATION OF MONITORING EQUIPMENT & OTHER  
ASSOCIATED WORKS  
LAND TO NORTH & WEST OF SELLAFIELD, SEASCALE**

I enclose a copy of plans for the above planning application.

Would you please let me have any comments you wish to make within 21 days from the date of this letter.

Yours faithfully

Cathy Henderson  
Validation and Registration Officer

Enc

01946 598421

[chenderson@copelandbc.gov.uk](mailto:chenderson@copelandbc.gov.uk)

Keith Parker (Head of Neighbourhood Services)  
Copeland Borough Council  
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GREEN



**TONY POMFRET**

**DEVELOPMENT CONTROL MANAGER**

Mr D A Polhill  
Coombe End  
Drigg  
HOLMROOK  
Cumbria CA19 1XG

Our Ref: 4/11/2432/0F1  
Date: 08 September 2011

Dear Madam

**TEMPORARY SITE INVESTIGATION & CHARACTERISATION WORKS  
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