The Planning Inspectorate

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Your Ref: 2009/1277

Our Ref: APP/R4408/A/10/2138041/NWF

Date: 23 November 2010

Dear Sir / Madam

TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT)(ENGLAND AND WALES) REGULATIONS 1999 (SI 1999/293)
Appeal by UK Coal PLC
Site at Former North Gawber Colliery And Ciswo Sports Pitch, Carr Green Lane Spark Lane , Mapplewell/ Barnsley , S75 6DY

I refer to the appeal against your Council's decision on the application for planning permission dated 7 October 2009, made to you by UK Coal PLC. The Secretary of State has considered the application in accordance with regulation 9(1) of the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999 (SI/1999/293) ("the 1999 Regulations").

The development proposed, namely Residential development to include means of access, re-grading of the site, retirement homes, public open space and relocation of existing sports pitch - resubmission of planning application 2008/1555 (Outline) (Amended Scheme), falls within the description at paragraph 10b of Schedule 2 to the 1999 Regulations, and exceeds the threshold in column 2 of the table in that Schedule, but in the opinion of the Secretary of State, having taken into account the criteria in Schedule 3 to the 1999 Regulations, would not be likely to have significant effect on the environment by virtue of factors such as its nature, size or location.

Accordingly, in exercise of the powers conferred on him by regulations 9(1) and 6(4) of the 1999 Regulations, the Secretary of State hereby directs that the development for which planning permission is sought by application reference number 2009/1277 is not EIA development.

Under regulation 20(1) of the 1999 Regulations, you should take steps to secure that this screening direction is placed on the part of the Planning Register which relates to the application in question. I should be grateful if you would do so to ensure that the Secretary of State's view is publicly available.

INVESTOR IN PEOPLE
POSITIVE ABOUT DISABLED PEOPLE

Yours sincerely

pp Mark Boulton

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