

PLANNING PERMISSION

Name and address of Applicant

Cuadrilla Resources Ltd
CUADRILLA RESOURCES
LIMITED
MANCHESTER BUSINESS
PARK
3000 AVIATOR WAY
WYTHENSHAW
MANCHESTER

Name and address of Agent (if any)

Part I – Particulars of application

Date of application: **7 February 2023** Application No. **LCC/2023/0002**

Particulars and location of development:

Variation of condition 2 of planning permission LCC/2014/0096 to allow the date of final restoration of the site to be postponed until 30th June 2025 at Preston New Road Exploration Site, off Preston New Road, Little Plumpton, Westby with Plumptons

Part II – Particulars of Decision

The **Lancashire County Council** hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 that permission has been granted for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following conditions:

Time limits

1. The decommissioning works required by condition 11a) shall be completed by not later than a period of 18 months from the date of this planning permission. The soil treatment and replacement works required by condition 11 b) and c) shall be completed within a period of 2 years from the date of this planning permission.

Reason: In order to secure the satisfactory restoration of the site within an acceptable timescale and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

2. Written notification of commencement of each of the following phases of the development shall be provided within 7 days to the County Planning Authority :
 - a) Decommissioning of the wells
 - b) Restoration of the site

Reason: In order to secure the satisfactory restoration of the site within an acceptable timescale and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

Approved documents

3. The development shall be carried out, except where modified by the conditions to this permission in accordance with the approved plans received by the County Planning Authority on 2nd June 2014:

PNR -EW-OO1 Location plan
PNR -EW-002 Location Plan : Surface Works
PNR -EW-003 Parameter Plan
PNR-EW-OO4 Parameter Plan : Sections

Reason : For the avoidance of doubt and to ensure that the development is undertaken in accordance with the submitted drawings and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

Highway Matters

4. Throughout the duration of decommissioning and site restoration works, measures shall be taken to prevent mud, dust and other deleterious materials from being deposited on the public highway by vehicles leaving the site.

Reason : In the interests of highway safety and local amenity and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

Environmental Controls

5. Within two months of the date of this planning permission, a scheme and programme shall be submitted for the approval in writing of the County Planning Authority providing a timescale for the removal of all remaining buildings, plant, equipment and stored materials that are present within the exploration compound area. Thereafter all buildings, plant, equipment and stored materials shall be removed from the site within the timescale contained in the approved scheme.

Reason : In the interests of the visual amenities of the area and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

6. No topsoils and subsoils shall be exported from the site.

Reason : To secure the proper restoration of the site in the interests of the visual amenities of the area and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

7. Well decommissioning and site restoration works shall only take place between the following hours

07.30 to 18.30 hours Mondays to Fridays
08.30 to 12.00 hours on Saturdays

No such works shall take place on Sundays or public holidays

The above hours shall not apply to essential maintenance activities.

Reason : In the interests of local amenity and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan

8. The provisions of the noise management plan approved under the requirements of condition 26 of planning permission ref LCC/2014/0096 shall be implemented at all times during decommissioning and site restoration works.

Reason : In the interests of local amenity and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

9. Noise from the site under free field conditions at 1.2 to 1.5 metres height above ground level at any boundary of any residential property shall not exceed 55dB LAeq 1hr during well decommissioning or site restoration works
10. The provisions of the dust management plan approved under the provisions of condition 32A of planning permission LCC/2014/0096 shall be complied with at all times during well decommissioning or site restoration works.

Reason : In the interests of local amenity and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

Restoration and aftercare

11. Restoration shall be carried out in accordance with the following:

- a) all plant, buildings, security and acoustic fencing, pollution control membranes, aggregates and concrete hard standings forming part of the drilling compound shall be removed from the land.
- b) the upper layers of the subsoil material shall be subsoiled to a depth of 600 mm using a heavy duty winged subsoiler prior to the replacement of topsoils to relieve compaction and remove materials injurious to plant life and any rock, stone or other materials capable of preventing or impeding normal agricultural use or land drainage operations.
- c) following treatment of the subsoil, the topsoil from the soil storage mounds on the site shall be distributed evenly across the site to a minimum depth of 150 mm and shall then be ripped, cultivated and left in a state that will enable the land to be brought to a standard fit for agricultural use.

Reason : In order to ensure the proper restoration of the site in accordance with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

12. Following the restoration of the wellsite compound the site access track and junction with the A583 shall be restored in accordance with a scheme to be first submitted to and approved in writing by the County Planning Authority. The scheme shall contain details of the following:
- a) details for the restoration of the access road to a standard necessary to provide for agricultural access
 - b) the removal of all security fencing and gates and replacement with agricultural access gates and fencing
 - c) the reduction in size of the junction with the A583 to a standard necessary for agricultural use
 - d) the removal of the traffic island and ghost island markings in the A583 carriageway
 - e) details of the new hedge planting around the configured access including layout of planting, numbers and sizes of species to be planted, details of planting techniques and protection measures.

The works under parts a) – d) shall be undertaken within six months of approval of the scheme.

Any new planting works contained in the approved scheme shall be undertaken in the first planting season following the completion of the site access restoration.

Reason : In the interests of the visual amenities of the area and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

13. With three months of the certification in writing by the County Planning Authority of the completion of restoration, a scheme for the aftercare of the site for a period of five years to promote the agricultural after use of the site shall be submitted to the County Planning Authority for approval in writing. The scheme shall contain details of the following:
- a) maintenance and management of the restored site to promote its agricultural use
 - b) weed control where necessary
 - c) measures to relieve compaction or improve drainage
 - d) maintenance of any replacement hedgerow planting including replacement of failures, weed control and repair of protection measures.
 - e) an annual inspection to be undertaken in conjunction with representatives of the County Planning Authority to assess the aftercare works that are required in the following year.

Reason : To ensure the proper restoration of the site in the interests of the visual amenities of the area and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

14. A report shall be submitted to the County Planning Authority by not later than 7th December 2023 and at six monthly intervals thereafter until the date of completion of restoration describing the works that have taken place over the previous six-month period to progress the plugging and abandonment of the boreholes and restoration of the site. As well as physical works on the exploration site, the report shall also contain details of the actions that have taken place to gain regulatory approval from the North Sea Transition Authority, Environment Agency and Health and Safety Executive for the plugging and abandonment of the boreholes and surrender of the environmental permit.

Reason : In order to allow monitoring of the progress of the site towards the authorised restoration date and to conform with Policy DM2 of the Lancashire Minerals and Waste Local Plan.

Definitions

Planting Season: The period between 1 October in any one year and 31 March in the following year.

Completion of Restoration : The date the County Planning Authority certifies in writing that the works of restoration in accordance with conditions 11 and 12 have been completed satisfactorily.

Heloise MacAndrew

Date: 8 June 2023

**Heloise MacAndrew
LANCASHIRE COUNTY COUNCIL
DIRECTOR OF LAW AND
GOVERNANCE**

Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation.

NOTE:

1. Appeals to the Secretary of State

- You can appeal a planning decision if any of the following apply
 - You were refused planning permission
 - You were granted planning permission but subject to conditions that you object to

Details of the planning appeals service can be found at the following address
<https://www.gov.uk/appeal-planning-decision>

- If you want to appeal, then you must do so within 6 months of the date of this notice, using a form which you can get from the Planning Inspectorate, Registry/Scanning Room, 3/01B Kite Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.
- The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.
- In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

2. Purchase Notices

- If either the local planning authority or the Secretary of State for Communities and Local Government and the Regions refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a purchase notice on the District/Borough Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

- 3.** In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State for Communities, Local Government and the Regions on appeal or on a reference of the application to him. The circumstances in which such

compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.

The statutory requirements are those set out in Section 79(6) of the Town and Country Planning Act 1990, namely sections 70 and 72(1) of the Act.