

hendeca

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# Preparing the Draft Plan Report

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## Annex C

HEREFORDSHIRE MINERALS AND WASTE LOCAL PLAN  
DRAFT PLAN



## **Contents**

- Welsh Water
- Severn Trent Water
- Oil & Gas Authority



## Welsh Water

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## Annex C

HEREFORDSHIRE MINERALS AND WASTE LOCAL PLAN  
DRAFT PLAN





## Kirsten Berry

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**From:** Norman Ryan [redacted]  
**Sent:** 13 March 2018 09:24  
**To:** Kirsten Berry  
**Cc:** Singleton, Kevin; Victoria Eaton [redacted]  
**Subject:** RE: Herefordshire Minerals and Waste Local Plan

Hi Kirsten,

We'd welcome the below draft which appears very comprehensive and reads well.

Should you require any further information as you continue to progress the MWLP, then please let me know.

Kind regards,

Ryan

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**From:** Kirsten Berry [redacted]  
**Sent:** 07 March 2018 17:06  
**To:** Norman Ryan [redacted]  
**Cc:** Singleton, Kevin <[redacted]>; Victoria Eaton ([redacted]) <veaton@herefordshire.gov.uk>  
**Subject:** RE: Herefordshire Minerals and Waste Local Plan

\*\*\*\*\* External Mail \*\*\*\*\*

Hi Ryan ... that's great thank you.

As ever, please note this text has not been reviewed or approved by Herefordshire Council as yet

This is the text I have added into the Draft MWLP for policy SD3:

- 1.1.1 Whilst waste processing facilities will require water supply and land reclamation can affect future water management, quarrying is an activity that can physically remove aquifers and the usable groundwater resources contained within aquifers that may lead to impacts on the water environment through altered groundwater flows.
- 1.1.2 Proposals for minerals extraction and waste management should ensure protection of water resources, particularly when river abstraction and/or groundwater sources may be affected.
- 1.1.3 The potential for impact on water quantity, quality and flow should be assessed through hydrological and hydro-geological assessments to establish the base line position and ensure operations are appropriately designed, monitored and managed. The Council will seek to avoid:
  - significant change to groundwater or surface water levels, for example, the process of 'dewatering' (when water is pumped out of a pit to allow dry working below the water table) must be carefully monitored, to ensure no adverse impacts on surrounding water availability; and
  - pollution of ground and surface water by chemicals and other contaminants, for example a considerable amount of water can be used when processing wastes or aggregates; drainage during site operations and any discharge to local watercourses, must be controlled to comply with standards set by the Environment Agency.

This is the text I have for waste water treatment plant:

- 1.1.4 Welsh Water and Severn Trent Water provide waste water treatment services within Herefordshire, with both companies operating waste water treatment works. These facilities and the associated pipelines need to be upgraded, extended and improved periodically in order to meet improved standards, cope with increased flows from new developments in their catchment area and to replace out of date equipment.
- 1.1.5 The River Wye SAC NMP identifies that sewage treatment works discharges are a main contributor to the baseline source apportionment; more so in the upper River Wye sub-catchment compared with the River Lugg sub-catchment. More stringent discharge levels at the sewage treatment works across Herefordshire are likely to be required to achieve conservation targets. However, these reduced levels are largely reliant upon 'future technology', technology to be utilised that is currently only theoretical.
- 1.1.6 Both companies are currently preparing a business case for investment in sewage treatment and water supply facilities for the period from 2020 to 2025. As utility companies, their asset management plans are only ever prepared on a five-year rolling cycle. Consequently their future development needs over the plan period are not capable of being fully understood and **policy W4** can only set out guiding principles for new waste water development, making clear the preference for existing works to be upgraded and expanded as appropriate.
- 1.1.7 The principles of waste water treatment requirements for new developments other than as required for waste water infrastructure are contained at Core Strategy policy SD4.

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#### **Policy W4: Waste water management**

**Planning permission will be granted to the statutory water and sewerage undertaker to extend, upgrade, or make provision for new infrastructure necessary to ensure the statutory undertaker can continue to undertake their duty to supply potable water and treat foul flows. Wherever practical and economical, biogas should be recovered for use as an energy source.**

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Regards, Kirsten

**Kirsten Berry**

Director

**hendeca**

t: 0773 8833 854

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**From:** Norman Ryan [<mailto:> ]

**Sent:** 07 March 2018 16:36

**To:** Kirsten Berry <[kirsten@hendeca.co.uk](mailto:kirsten@hendeca.co.uk)>

**Cc:** Singleton, Kevin ( ); Victoria Eaton ( <[veaton@herefordshire.gov.uk](mailto:veaton@herefordshire.gov.uk)>

**Subject:** RE: Herefordshire Minerals and Waste Local Plan

Hi Kirsten,

Whatever is best for you – am happy to view any edits if you feel it will be useful, though also happy to provide representation during the consultation period.

Kind regards,

Ryan



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**From:** Kirsten Berry [redacted]  
**Sent:** 07 March 2018 16:04  
**To:** Norman Ryan <[redacted]>  
**Cc:** Singleton, Kevin <[redacted]>, Victoria Eaton <[redacted]>  
<veaton@herefordshire.gov.uk>  
**Subject:** RE: Herefordshire Minerals and Waste Local Plan

\*\*\*\*\* External Mail \*\*\*\*\*

Good Afternoon Ryan

I can entirely understand the challenges you've been dealing with and in any event, your email is great timing; I am just working on the plan text. You have provided really useful comment, so thank you very much for that, as well as your timely response.

I might not use exactly the wording you propose, but I can certainly get the spirit of it into the Draft MWLP. We should be consulting on this document over the summer (hopefully) and it would be great to get your feedback on it at that time. Hopefully we will have captured your priorities in a way that suits, but do let us know if you would like to see further edits.

Thanks again and I look forward to further discussions with you.

Regards, Kirsten

**Kirsten Berry**  
Director

The logo for Hendeca, featuring the word "hendeca" in a lowercase, sans-serif font. The "h" is significantly larger than the other letters. A horizontal line is positioned below the letters "e", "d", and "e".

t: 0773 8833 854

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**From:** Norman Ryan [redacted]  
**Sent:** 07 March 2018 15:52  
**To:** Kirsten Berry <[redacted]>  
**Cc:** Singleton, Kevin <[redacted]>, Victoria Eaton <[redacted]>  
[redacted]  
**Subject:** FW: Herefordshire Minerals and Waste Local Plan

Afternoon Kirsten.

Apologies for the delay in getting back to you but you'll appreciate the challenges we as a business have faced since the latter part of last week due to the adverse weather conditions...

I've reviewed the below with regard to policies SD3 and SD4. For Policy SD3 I think there is sufficient detail in the criteria to cover minerals and waste development, but the addition of supporting text to the MWLP would be welcomed and as such I've drafted the following for your review:

*"Proposals for minerals extraction and waste proposals should ensure environmental protection, in particular when river abstraction and/or groundwater sources may be affected. These are vital sources of potable water supplies to our domestic customers. We fully support any measure that is designed to prevent any possible derogation of water resources."*

For Policy SD4 there is sufficient detail from Welsh Water's perspective - I don't think there's a need to add anything specific with regard to wastewater treatment works (WwTW) capacity. The Environment Agency and/or Natural England may wish to comment on the river water quality element so it may be worth contacting them if you haven't already.

With regard to an enabling policy, this is something we would welcome. I note the generic policy you proposed in your first email of 27<sup>th</sup> Feb – and appreciative that it is ‘along the lines of’ – but if there was a requirement to extend/build a (WwTW) or similar, I don’t think ‘need’ would be a material planning consideration. For instance, they may be sufficient hydraulic capacity at a WwTW but we may need to extend for other reasons (e.g. to meet new environmental permits or for development not permitted under Part 13 of the GPDO). Perhaps the Council would be better placed to comment on this specifically, but from our perspective something along these lines would be more accurate:

*“Where the statutory water and sewerage undertaker wishes to extend, upgrade or make provision for new infrastructure that does not fall under their statutory duties, the Council will look to support any proposal where practical to ensure they can continue to effectively undertake their duty to supply potable water and treat foul flows.”*

The following may be of use to you (and can be expanded on if you feel it’s useful) but I’m not sure whether it is appropriate for the MWLP; as we briefly discussed on our initial phone conversation, Welsh Water’s capital investment in water and sewerage infrastructure is managed in 5 year Asset Management Plans (AMP). The current AMP6 runs from April 2015 to March 2020, with AMP7 from April 2020 to March 2025 and so on. The AMP, along with delivering essential investment in infrastructure from an operational and maintenance perspective also seeks to ensure appropriate large scale investment is undertaken to provide capacity for new development and growth. The submission of the Business Plan for AMP7 to the Industry Regulator Ofwat is scheduled for late 2018, with final determination expected in early 2020.

Where shortfalls in funding occur and there is no capacity available to accommodate new growth and development, the developer can either wait for Welsh Water to fund the necessary reinforcement works to infrastructure through future AMP investment or can accelerate the provision of reinforcement works themselves via the requisition provisions of the Water Industry Act 1991 for the water and sewerage networks, or via planning obligations/CIL for WwTW.

Please let me know if you have any queries on the above, or require further information.

Kind regards,

Ryan

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**From:** Norman Ryan  
**Sent:** 27 February 2018 14:29  
**To:** 'Kirsten Berry' <[redacted]>  
**Cc:** Singleton, Kevin <[redacted]>; Victoria Eaton ([redacted])  
**Subject:** RE: Herefordshire Minerals and Waste Local Plan

Hi Kirsten,

Thanks for explaining your approach – that makes sense to me.

Will be in touch next week.

Kind regards,

Ryan

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**From:** Kirsten Berry ([redacted])  
**Sent:** 27 February 2018 14:15  
**To:** Norman Ryan <[redacted]>  
**Cc:** Singleton, Kevin <[redacted]>; Victoria Eaton ([redacted])

[REDACTED]  
**Subject:** RE: Herefordshire Minerals and Waste Local Plan

\*\*\*\*\* External Mail \*\*\*\*\*

Thanks Ryan

My approach is not to replicate or cross over with the existing Core Strategy policy, I don't think this would be helpful to either developers or Herefordshire Council. Instead, I am looking to provide detail in new supporting text contained within the MWLP about how those Core Strategy policies would apply to minerals and waste development. If you were able to provide some text for either or both policies SD3 and SD4, that addressed your priorities would be really helpful. However, if you feel that this would still not be enough, then I am preparing new policy where necessary to address particular issues.

For example, and again, please note that Herefordshire Council has not seen this as yet, in regard to transportation there are two policies in the Core Strategy SS4 and MT1. I think these adequately cover the regular DM type issues for minerals and waste development and I am simply adding some detail in the form of supporting text. However, I also believe that there is potential within minerals workings particularly to encourage the use of conveyors or pipelines rather than dump trucks to move material around within the site, and this will be contained in a new policy.

Does that help to explain my current approach?

Regards, Kirsten

**Kirsten Berry**

Director

**hendeca**

t: 0773 8833 854

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**From:** Norman Ryan [REDACTED]

**Sent:** 27 February 2018 14:06

**To:** Kirsten Berry <[REDACTED]>

**Cc:** Singleton, Kevin <[REDACTED]>; Victoria Eaton ([REDACTED])

<[REDACTED]>

**Subject:** RE: Herefordshire Minerals and Waste Local Plan

Hi Kirsten, [REDACTED]

Just so I am clear, will the Minerals and Waste Local Plan contain a general DM policy for dealing with minerals and waste planning applications that could include something on asset protection and water resources/quality, or is the existing policy basis in the Core Strategy policies SD3 and SD4 sufficient?

I recall our conversation on enabling policies – I think this is something we would welcome and will certainly speak with colleagues and give it some consideration.

Taking on board your annual leave, I will get back to you by the early part of next week.

Kind regards,

Ryan

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**From:** Kirsten Berry [REDACTED]

**Sent:** 27 February 2018 13:24

**To:** Norman Ryan <[REDACTED]>

**Cc:** Singleton, Kevin <[REDACTED]>; Victoria Eaton ([REDACTED])

[redacted]  
[redacted]

**Subject:** RE: Herefordshire Minerals and Waste Local Plan

\*\*\*\*\* External Mail \*\*\*\*\*

Good Afternoon Ryan

Many thanks for coming back to me. Your responses and offers of help are much appreciated by us; having constructive industry input is really useful to drafting a comprehensive and effective plan.

Funnily enough I am working on this type of development management policy at the moment. The Herefordshire Core Strategy currently has policies SD3 and SD4, with the former focussing on resources and the latter more on quality and waste water management, but if there is something additional that Welsh Water would like to see included, then please do send it over. No urgency today as I am on holiday for the rest of this week, but if you were able to send something over for the beginning of next week would be great.

I would also be interested if there is anything that Welsh Water would like to see in policy in terms of enabling your own future development. This is a development plan covering waste as well as minerals, with waste water infrastructure being one the matters to be addressed. Currently I am proposing to Herefordshire Council (please note, they have yet to comment on it) a fairly generic policy along the lines of: Planning permission will be granted for new waste water and sewage treatment plant, extensions to existing works, or facilities for the co disposal of sewage with other wastes where development is either needed to treat Herefordshire's arisings or in the case of arisings from elsewhere the need cannot practicably and reasonably be met at another site. Wherever practical and economical, biogas should be recovered for use as an energy source. But if there is anything more specific you are likely to need over the period to 2031, then please let me know and I can look to weave it into policy, or at least the supporting text.

Regards, Kirsten

**Kirsten Berry**

Director



t: 0773 8833 854

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**From:** Norman Ryan [redacted]

**Sent:** 27 February 2018 09:10

**To:** Kirsten Berry <[redacted]>

**Cc:** Singleton, Kevin <[redacted]>; Victoria Eaton ([redacted])

<[redacted]>

**Subject:** RE: Herefordshire Minerals and Waste Local Plan

Good morning Kirsten.

Thanks for liaising with us on this matter – it is appreciated and welcomed.

I've consulted on your below query within the business, and our view is that whilst Policy SD3 of the Core Strategy offers the basis for the protection of water resources and water quality, we appreciate it is for Minerals Local Plan to specifically provide a basis for minerals proposals.

We don't think a specific policy is warranted but we'd welcome the inclusion of criteria (perhaps on a general policy) pertaining to a) asset protection and b) water resources/water quality.

Please let me know your thoughts on this and I can perhaps draft a suitable form of wording.

Kind regards,



**Ryan Norman**  
**Forward Plans Officer | Developer Services | Dwr Cymru Welsh Water**  
Linea | Cardiff | CF3 0LT | T: 0800 917 2652 | [www.dwrcymru.com](http://www.dwrcymru.com)

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**From:** Forward Plans  
**Sent:** 20 February 2018 09:13  
**To:** Kirsten Berry <[REDACTED]>; Forward Plans <[REDACTED]>  
**Cc:** Singleton, Kevin ([REDACTED]); Victoria Eaton ([REDACTED])  
**Subject:** RE: Herefordshire Minerals and Waste Local Plan

Hi Kirsten,

It was good to talk to you and thanks for the below email – I will liaise within the Business and get back to you with a response to your query.

Kind regards,



**Ryan Norman**  
**Forward Plans Officer | Developer Services | Dwr Cymru Welsh Water**  
Linea | Cardiff | CF3 0LT | T: 0800 917 2652 | [www.dwrcymru.com](http://www.dwrcymru.com)

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*If we've gone the extra mile to provide you with excellent service, let us know. You can nominate an individual or team for a Diolch award through our [website](#).*

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**From:** Kirsten Berry ([REDACTED])  
**Sent:** 19 February 2018 16:24  
**To:** Forward Plans  
**Cc:** Singleton, Kevin ; Victoria Eaton ([REDACTED])  
**Subject:** Herefordshire Minerals and Waste Local Plan

\*\*\*\*\* External Mail \*\*\*\*\*

Dear Ryan

Thank you for your time on the telephone earlier today. As I explained, I am working for Herefordshire Council preparing the Minerals and Waste Local Plan. Your response to the Issues and Options Report has been really useful and has been incorporated into our thinking on the considered development sites. However, as explained, I also need to consider Welsh Water's future development requirements as waste water should be addressed within the Plan, alongside solid wastes.

Welsh Water is a significant utility company operating across Herefordshire. Are you aware of any current or future plans within the business that would necessitate or materially benefit from a policy framework within the

Herefordshire Minerals and Waste Local Plan in addition to that set out in the adopted Herefordshire Core Strategy (principally in policy SD4)?

Regards, Kirsten  
**Kirsten Berry**  
Director

t: 0773 8833 854  
e: [kirsten@hendeca.co.uk](mailto:kirsten@hendeca.co.uk)



Company number: 9601610  
Registered address: 4 Witan Way, Witney, Oxfordshire, OX28 6FF

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## Severn Trent Water

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### Annex C

HEREFORDSHIRE MINERALS AND WASTE LOCAL PLAN  
DRAFT PLAN





## Kirsten Berry

---

**From:** Growth Development <[REDACTED]>  
**Sent:** 05 March 2018 09:23  
**To:** Kirsten Berry  
**Cc:** Singleton, Kevin; Victoria Eaton ([REDACTED]); Gilson, Susannah  
**Subject:** RE: Herefordshire Minerals and Waste Local Plan - waste water provision

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Hi Kirsten,

Thank you for contacting us in regard to your Minerals and Waste Local Plan. As with the consultation on the Issues and Options last year we have no specific comments to add. We have some general advice regarding our approach to growth in our area which is detailed below, however we do not have any specific plans that would benefit from a policy framework regarding Sewage Treatment Works in the Herefordshire area that we operate in.

### Position Statement

As a water company we have an obligation to provide water supplies and sewage treatment capacity for future development. It is important for us to work collaboratively with Local Planning Authorities to provide relevant assessments of the impacts of future developments. For outline proposals we are able to provide general comments. Once detailed developments and site specific locations are confirmed by local councils, we are able to provide more specific comments and modelling of the network if required. For most developments we do not foresee any particular issues. Where we consider there may be an issue we would discuss in further detail with the Local Planning Authority. We will complete any necessary improvements to provide additional capacity once we have sufficient confidence that a development will go ahead. We do this to avoid making investments on speculative developments to minimise customer bills.

### Sewage Strategy

Once detailed plans are available and we have modelled the additional capacity, in areas where sufficient capacity is not currently available and we have sufficient confidence that developments will be built, we will complete necessary improvements to provide the capacity. We will ensure that our assets have no adverse effect on the environment

Best Wishes,

### Rebecca McLean

Sewerage Management Planning (SMP) – Strategic Planning Analyst  
Infra Business Planning  
Severn Trent  
Email: [Growth.Development@severntrent.co.uk](mailto:Growth.Development@severntrent.co.uk)

WONDERFUL ON TAP



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**From:** Kirsten Berry ([REDACTED])  
**Sent:** 20 February 2018 10:54  
**To:** Growth Development <[REDACTED]>  
**Cc:** Singleton, Kevin ([REDACTED]); Victoria Eaton ([REDACTED]);  
<veaton@herefordshire.gov.uk>; Gilson, Susannah <[REDACTED]>  
**Subject:** Herefordshire Minerals and Waste Local Plan - waste water provision

Dear Dawn

I have been given your name by Susannah Gilson at Herefordshire Council, with whom I am working to prepare the authority's Minerals and Waste Local Plan. My apologies for not telephoning first, but I could not find an appropriate number to use.

One of the elements I need to consider in preparing the Minerals and Waste Local Plan is future development requirements at, or for, waste water treatment works, as waste water should be addressed within the Plan, alongside solid wastes. I understand that Severn Trent operates some facilities within Herefordshire and so I would like to check with you whether there are any current or future plans within the business that would necessitate or materially benefit from a policy framework within the Herefordshire Minerals and Waste Local Plan in addition to that set out in the adopted Herefordshire Core Strategy (principally in policy SD4).

I understand Severn Trent was consulted on the Issues and Options Report made available last year, but the company chose not to respond. This may be because you did not feel any of your assets were affected by the matters addressed within that Report. However, I would be grateful for your response on this matter, or the contact details of another colleague if that would be more appropriate. I am also happy to discuss over the telephone if that would be preferred.

Regards, Kirsten

**Kirsten Berry**  
Director

t: 0773 8833 854  
e: [kirsten@hendeca.co.uk](mailto:kirsten@hendeca.co.uk)



Company number: 9601610  
Registered address: 4 Witan Way, Witney, Oxfordshire, OX28 6FF

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# Oil & Gas Authority

## Annex C

HEREFORDSHIRE MINERALS AND WASTE LOCAL PLAN  
DRAFT PLAN







## Kirsten Berry

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**From:** OGA Correspondence <[REDACTED]>  
**Sent:** 21 March 2018 17:03  
**To:** Kirsten Berry  
**Subject:** RE: PEDL SO51a

Dear Kirsten,

Thank you for your follow up email of today.

It is possible that this block, along with any other in the UK, could be offered in a future licensing round.

However we cannot speculate on any future timetable.

I hope that this is helpful.

Yours sincerely,

OGA Correspondence.



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**From:** Kirsten Berry <[REDACTED]>  
**Sent:** 21 March 2018 08:14  
**To:** OGA Correspondence <[REDACTED]>  
**Subject:** RE: PEDL SO51a

Dear OGA Correspondance  
Many thanks for the confirmation; it is much appreciated.

I have just one follow up question: Is it possible/likely that the area may be made available in future licensing rounds?

Regards, Kirsten

**Kirsten Berry**  
Director

**hendeca**

t: 0773 8833 854

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**From:** OGA Correspondence <[REDACTED]>  
**Sent:** 20 March 2018 15:43  
**To:** Kirsten Berry <[REDACTED]>  
**Subject:** FW: PEDL SO51a

Dear Kirsten,

Thank you for your email of 15 March.

The OGA can confirm that the licence offer for block SO51a was not taken up, and therefore no Petroleum Exploration Development Licence (PEDL) was awarded in this area.

Yours sincerely,

OGA Correspondence.



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**From:** Kirsten Berry [REDACTED]

**Sent:** 15 March 2018 11:47

**To:** OGA Correspondence [REDACTED]

**Subject:** PEDL SO51a

Dear OGA

I am hoping this will be the correct email address to find out the information I am seeking.

I am currently preparing the minerals and waste local plan for Herefordshire Council and I need to clarify the current position of the PEDL for block SO51a.

My current understanding is that the potential licensee (South Western Energy Ltd) had declined the offer of a licence for block SO51a and that the PEDL was consequently confirmed as not to be awarded. I just need to check this information with you as the Staunton Coleford Parish Council is suggesting that the licence has been awarded to South West Energy Ltd.

I would be grateful if you would confirm whether or not the PEDL for block 051a has been awarded and to whom, as this information is required for local plan making purposes.

Please do not hesitate to contact me on the details provided below should you wish to discuss the matter further.

Regards, Kirsten

**Kirsten Berry**

Director



t: 0773 8833 854

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**From:** Kirsten Berry

**Sent:** 07 March 2018 11:24

**To:** [REDACTED]

**Cc:** Singleton, Kevin [REDACTED]; Victoria Eaton [REDACTED]

**Subject:** PEDL SO51a

Dear OGA

I am currently preparing the minerals and waste local plan for Herefordshire Council and I need to clarify the current position of the PEDL for block SO51a.

My current understanding is that the potential licensee (South Western Energy Ltd) had declined the offer of a licence for block SO51a and that the PEDL was consequently confirmed as not to be awarded. I just need to check this information with you as the Staunton Coleford Parish Council is suggesting that the licence has been awarded to South West Energy Ltd.

Regards, Kirsten

**Kirsten Berry**

Director

t: 0773 8833 854

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