

Lambert, Fiona

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**From:** Robinson, Ian  
**Sent:** 05 March 2020 09:21  
**To:** Steve Butler; Richard Frearson  
**Cc:** 'Freddy Murray'; Goldsworthy, Marcus J; Robinson, Victoria L; Randall Smith; Sam Frearson; Emily Hingston  
**Subject:** RE: Biomass UK No.2 Ltd

Steve,

Thank you for the email which sets out how you intend to proceed. I have set out the conditions, below-

1. Requirement to submit reserved matters- nothing further required.
2. Time limit for submission of reserved matters- nothing further required.
3. Requirement for reserved matters to be submitted in writing- nothing further required.
4. Commencement of development time limits- nothing further required.
5. List of approved plans- condition just requires compliance with details on approved plans.
6. Waste management scheme- approved by condition discharge application 2015/00031/1/CD.
7. Materials details- approved by condition discharge application 2015/00031/1/CD.
8. Contamination land assessment – approved by condition discharge application 2015/00031/1/CD.
9. Previously unsuspected contamination- no submissions compulsorily required- applicant only needs to submit information IF unsuspected contamination is found.
10. Site enclosures- approved by condition discharge application 2015/00031/1/CD.
11. Scheme of dust control- details required for approval.
12. External lighting details- details required for approval.
13. Surface water drainage details- details required for approval.
14. Sustainable drainage scheme- requires compliance with details to be approved by condition 13.
15. Landscaping- condition requires implementation of approved landscaping details.
16. Access and visions plays- requires compliance with a plan- no further action required.
17. Means of enclosure to front boundary- details required for approval.
18. Plant to not be brought into use until access has been constructed- just requires compliance with the requirements.
19. Parking areas- requires details to be submitted.
20. Details of cycle parking- requires details to be submitted
- 21 and 25 Noise- There may be an argument that there is some duplication but I do not consider that an NMA could be used to remove these conditions. I would suggest you seek to make submissions to satisfy what is required by them.
22. Limit on tonnage of wood to be received by the plant- nothing further required.
23. Limit in respect of waste wood- nothing further required.
24. Site delivery hours restrictions- nothing further required.
26. No open storage of materials- nothing further required.
27. Foul and surface water to be drained separately from the site- nothing further required.
28. CEMP- approved by condition discharge application 2015/00031/1/CD.
29. Travel plan- details required for approval.
30. Roller shutter doors to be kept closed- nothing further required.
31. Air quality assessment- details required for approval.

With reference to your email, you suggest 21 and 25 could be removed by an NMA application. While we have in instances considered amending triggers of conditions with an NMA, I am of the view that removing them would go beyond the scope of an NMA. You could seek to apply to remove them, but it may be more appropriate to make submissions as required by the conditions.

On a related point, have you had any contact from WG recently, regarding progress with the review of the EIA issues? Please let me know if you receive any feedback.

Regards,

Ian Robinson  
Principal Planner / Prif Gynllunydd Ceisiadau  
Regeneration and Planning / Adfywio a Chynllunio  
Vale of Glamorgan Council / Cyngor Bro Morgannwg  
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**From:** Steve Butler <steve.butler@sol-environment.co.uk>  
**Sent:** 24 February 2020 21:24  
**To:** Robinson, Ian <IRobinson@valeofglamorgan.gov.uk>; Richard Frearson <rf@powerconsultingmidlands.com>  
**Cc:** 'Freddy Murray' <freddy.murray@avivainvestors.com>; Goldsworthy, Marcus J <MJGoldsworthy@valeofglamorgan.gov.uk>; Robinson, Victoria L <VLRobinson@valeofglamorgan.gov.uk>; Randall Smith <randall@powerconsultingmidlands.com>; Sam Frearson <sam@powerconsultingmidlands.com>; Emily Hingston <emily.hingston@sol-environment.co.uk>  
**Subject:** RE: Biomass UK No.2 Ltd

Hi Ian, I hope that you are well.

Further to your email of last week, this is just a quick note to make you aware that we (Sol Environment) will be making a new set of applications to discharge the outstanding conditions associated with the extant '2015' Barry Biomass planning permission.

As discussed in our meeting, due to the fact that the NRW permit supersedes and overwrites the noise related conditions 21 and 25, we intend to make a separate and concurrent NMA application to either change or remove these conditions accordingly. To avoid duplication we were thinking that the conditions 21 and 25 should be removed and replaced with a general condition that states the need to maintain compliance with all EPR permitted conditions relating to the agreed NRW Noise Management and Mitigation Plan.

We have by way of reference attached a copy of our updated Planning Conditions tracker. Please can you confirm that you are in general agreement of the outstanding conditions that need to be discharged before this planning application can be considered fully implemented and complied with.

On a separate note, I have been advised that timetable for the decommissioning of the Firewater Tank will be with you this week.

Should you have any further comments or thoughts in relation to this matter, please do not hesitate to contact me.

Kind regards,

Steve

**Steve Butler | Sol Environment**

Malvern | Bristol | Edinburgh

t: 01684 572 727 m: 07540 473170

e: [steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk) W: [www.sol-environment.co.uk](http://www.sol-environment.co.uk)

### ....Consulting Sustainability

Please note that our Bristol Office has now moved to:  
No.7 Greenway Farm | Bath Road, Wick | Bristol | BS30 5RL

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**From:** Robinson, Ian <[IRobinson@valeofglamorgan.gov.uk](mailto:IRobinson@valeofglamorgan.gov.uk)>  
**Sent:** 20 February 2020 15:43  
**To:** Richard Frearson <[rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com)>  
**Cc:** 'Freddy Murray' <[freddy.murray@avivainvestors.com](mailto:freddy.murray@avivainvestors.com)>; Goldsworthy, Marcus J <[MJGoldsworthy@valeofglamorgan.gov.uk](mailto:MJGoldsworthy@valeofglamorgan.gov.uk)>; Robinson, Victoria L <[VLRobinson@valeofglamorgan.gov.uk](mailto:VLRobinson@valeofglamorgan.gov.uk)>; Steve Butler <[steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk)>; Randall Smith <[randall@powerconsultingmidlands.com](mailto:randall@powerconsultingmidlands.com)>; Sam Frearson <[sam@powerconsultingmidlands.com](mailto:sam@powerconsultingmidlands.com)>  
**Subject:** RE: Biomass UK No.2 Ltd

Richard- sorry the applications do need to be made afresh. The previous ones were withdrawn and we would want everything re-submitted.

I would strongly urge you to review (yourselves) all of your submissions and satisfy yourself that they meet what the conditions require. For example, as we touched on briefly previously- the lighting submissions made with the 2017 application are not adequate as they do not provide what the condition asks for.

Regards

Ian

Ian Robinson  
Principal Planner / Prif Gynllunydd Ceisiadau  
Regeneration and Planning / Adfywio a Chynllunio  
Vale of Glamorgan Council / Cyngor Bro Morgannwg  
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**From:** Richard Frearson <[rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com)>

**Sent:** 20 February 2020 15:29

**To:** Robinson, Ian <[IRobinson@valeofglamorgan.gov.uk](mailto:IRobinson@valeofglamorgan.gov.uk)>

**Cc:** 'Freddy Murray' <[freddy.murray@avivainvestors.com](mailto:freddy.murray@avivainvestors.com)>; Goldsworthy, Marcus J <[MJGoldsworthy@valeofglamorgan.gov.uk](mailto:MJGoldsworthy@valeofglamorgan.gov.uk)>; Robinson, Victoria L <[VLRobinson@valeofglamorgan.gov.uk](mailto:VLRobinson@valeofglamorgan.gov.uk)>; 'Steve Butler' <[steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk)>; Randall Smith <[randall@powerconsultingmidlands.com](mailto:randall@powerconsultingmidlands.com)>; Sam Frearson <[sam@powerconsultingmidlands.com](mailto:sam@powerconsultingmidlands.com)>

**Subject:** Re: Biomass UK No.2 Ltd

Ian

Steve Butler, who is handling this aspect returns from leave on Monday so we should be able to update you on timescale by Tuesday. Given that key personnel in both our organisations have moved on and that most of the condition discharge applications had been submitted and were close to, if not at, the final approval stage, would it be possible to have a process re-start meeting based on documentation that you already have and work from there?

Kind regards

Richard

**Richard Frearson**

Managing Director

Power Consulting Midlands Ltd

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**From:** "Robinson, Ian" <[IRobinson@valeofglamorgan.gov.uk](mailto:IRobinson@valeofglamorgan.gov.uk)>

**Date:** Thursday, 20 February 2020 at 09:38

**To:** RICHARD FREARSON <[rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com)>, 'Steve Butler' <[steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk)>, 'Freddy Murray' <[freddy.murray@avivainvestors.com](mailto:freddy.murray@avivainvestors.com)>

**Cc:** "Goldsworthy, Marcus J" <[MJGoldsworthy@valeofglamorgan.gov.uk](mailto:MJGoldsworthy@valeofglamorgan.gov.uk)>, "Robinson, Victoria L" <[VLRobinson@valeofglamorgan.gov.uk](mailto:VLRobinson@valeofglamorgan.gov.uk)>

**Subject:** RE: Biomass UK No.2 Ltd

All- further to my email yesterday, please can you also confirm your envisaged timescales for making submissions relating to conditions of the 2015 permission- in particular external lighting, to which there appears to be a current breach.

Regards,

Ian Robinson  
Principal Planner / Prif Gynllunydd Ceisiadau  
Regeneration and Planning / Adfywio a Chynllunio  
Vale of Glamorgan Council / Cyngor Bro Morgannwg  
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**From:** Robinson, Ian  
**Sent:** 19 February 2020 16:45  
**To:** Richard Frearson <[rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com)>; Steve Butler <[steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk)>;  
Freddy Murray <[freddy.murray@avivainvestors.com](mailto:freddy.murray@avivainvestors.com)>  
**Cc:** Goldsworthy, Marcus J <[MJGoldsworthy@valeofglamorgan.gov.uk](mailto:MJGoldsworthy@valeofglamorgan.gov.uk)>  
**Subject:** RE: Biomass UK No.2 Ltd

Mr Frearson/Mr Butler,

Further to your letter withdrawing the 2017 application, please can you confirm the timescales you envisage in removing the tank and regularising the site boundary?

Regards,

Ian Robinson  
Principal Planner / Prif Gynllunydd Ceisiadau  
Regeneration and Planning / Adfywio a Chynllunio  
Vale of Glamorgan Council / Cyngor Bro Morgannwg  
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**From:** Goldsworthy, Marcus J  
**Sent:** 11 February 2020 16:54  
**To:** Richard Frearson <[rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com)>; Moore, Neil (CIr) <[NMoore@valeofglamorgan.gov.uk](mailto:NMoore@valeofglamorgan.gov.uk)>  
**Cc:** Sam Frearson <[sam@powerconsultingmidlands.com](mailto:sam@powerconsultingmidlands.com)>; [steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk); Robinson, Ian <[IRobinson@valeofglamorgan.gov.uk](mailto:IRobinson@valeofglamorgan.gov.uk)>; Lambert, Fiona <[FLambert@valeofglamorgan.gov.uk](mailto:FLambert@valeofglamorgan.gov.uk)>;

[Hywel.Butts@wales.gsi.gov.uk](mailto:Hywel.Butts@wales.gsi.gov.uk)

**Subject:** RE: Biomass UK No.2 Ltd

Thank you Mr Frearson, your letter and its contents are noted and I have asked that the current planning application is withdrawn and Welsh Government are notified accordingly.

Regards

Marcus Goldsworthy  
Head of Regeneration and Planning / Pennaeth Adfywio a Chynllunio  
Director's Office - Resources / Swyddfa'r Cyfarwyddwr - Adnoddau  
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---

**From:** Sam Frearson <[sam@powerconsultingmidlands.com](mailto:sam@powerconsultingmidlands.com)> **On Behalf Of** Richard Frearson  
**Sent:** 11 February 2020 15:13  
**To:** Moore, Neil (Cllr) <[NMoore@valeofglamorgan.gov.uk](mailto:NMoore@valeofglamorgan.gov.uk)>; Goldsworthy, Marcus J <[MJGoldsworthy@valeofglamorgan.gov.uk](mailto:MJGoldsworthy@valeofglamorgan.gov.uk)>  
**Cc:** Richard Frearson <[rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com)>; Sam Frearson <[sam@powerconsultingmidlands.com](mailto:sam@powerconsultingmidlands.com)>; [steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk)  
**Subject:** FW: Biomass UK No.2 Ltd

Dear both,

In the absence of Ian Robinson, please find attached for your information.

Kind Regards  
Richard  
**Richard Frearson**  
Managing Director  
Power Consulting Midlands Ltd

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**From:** Sam Frearson **On Behalf Of** Richard Frearson  
**Sent:** 09 February 2020 21:25  
**To:** [IRobinson@valeofglamorgan.gov.uk](mailto:IRobinson@valeofglamorgan.gov.uk)  
**Cc:** 'Freddy.Murray ([Freddy.Murray@avivainvestors.com](mailto:Freddy.Murray@avivainvestors.com))' <[Freddy.Murray@avivainvestors.com](mailto:Freddy.Murray@avivainvestors.com)>; [rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com) <[rf@powerconsultingmidlands.com](mailto:rf@powerconsultingmidlands.com)>; [steve.butler@sol-environment.co.uk](mailto:steve.butler@sol-environment.co.uk);

'Sam Frearson ([sam@powerconsultingmidlands.com](mailto:sam@powerconsultingmidlands.com))' <[sam@powerconsultingmidlands.com](mailto:sam@powerconsultingmidlands.com)>

**Subject:** Biomass UK No.2 Ltd

Dear Ian,

Further to our recent discussions, please find the attached letter.

Kind Regards

Richard

**Richard Frearson**

Managing Director

Power Consulting Midlands Ltd

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