



Department
for Environment
Food & Rural Affairs

helpline@defra.gsi.gov.uk
www.gov.uk/defra

Our ref: RFI 6563
Date: 30 May 2014

Dear

**REQUEST FOR INFORMATION: BLACKHILL QUARRY, WOODBURY, EAST
DEVON – COMPENSATION PAYMENT IN REGARD TO
MODIFICATION/REVOCATION ORDERS TO PROTECT EUROPEAN SITES.**

Thank you for your request for information about compensation payments following modification/revocation orders in regard to existing permissions to extract minerals at Blackhill Quarry, which we received on 30 April 2014. We have handled your request under the Environmental Information Regulations 2004 (EIRs).

The EIRs apply to requests for environmental information, which is a broad category of information defined in regulation 2 of the EIRs. Public authorities are required to handle requests for environmental information under the EIRs. They give similar access rights to the Freedom of Information Act 2000 (FOIA).

Defra made the following reimbursement payments to Devon County Council following their review of the above mineral planning permission and subsequent modification/revocation (under s97 Town and Country Planning Act 1990) in order to protect European sites:

April 2002 - £3,906,652.17

March 2003 - £2,142,025.25

It is Government policy to reimburse local authorities in such cases where compensation is payable, the costs are high and where the action taken is no more than necessary to remove the risk to the European site.

We do not hold information of the payment made by Devon County Council to Aggregate Industries UK Ltd.

In keeping with the spirit and effect of the EIRs and in keeping with the government's Transparency Agenda, all information is assumed to be releasable to the public unless exempt. Therefore, the information released to you will now be published on www.gov.uk together with any related information that will provide a key to its wider context. Please note that this will not include your personal data.

I attach Annex A, which explains the copyright that applies to the information being released to you.

I also attach Annex B giving contact details should you be unhappy with the service you have received.

If you have any queries about this letter, please contact me.

Yours sincerely

International Protected Areas Team

T: 0117 372 3543

Annex A

Copyright

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Annex B

Complaints

If you are unhappy with the service you have received in relation to your request you may make a complaint or appeal against our decision under section 17(7) of the FOIA or under regulation 18 of the EIRs, as applicable, within 40 working days of the date of this letter. Please write to Mike Kaye, Head of Information Standards, Area 4D, Nobel House, 17 Smith Square, London, SW1P 3JR (email: requestforinfo@defra.gsi.gov.uk) and he will arrange for an internal review of your case. Details of Defra's complaints procedure are on our [website](#).

If you are not content with the outcome of the internal review, section 50 of the FOIA and regulation 18 of the EIRs gives you the right to apply directly to the Information Commissioner for a decision. Please note that generally the Information Commissioner cannot make a decision unless you have first exhausted Defra's own complaints procedure. The Information Commissioner can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

