

9. Fracking

b. To consider the following three proposals submitted by Cllr Chapman:

- I. To consider making representation to North Yorkshire Police and NYCC about the excessive use of police at the test frack site KM8, specifically regarding the associated expense and negative impact on the local community.
To seek clarification that fracking operations in Ryedale are being policed under anti-terrorism law, which would be inappropriate as antifracking protest was removed from the Prevent Strategy last year.
- II. To consider and agree to adopt a policy statement regarding HGV movements through Kirbymoorside, and during school run times, and 8-9 am and 3-4pm. HGV movements relating to the test frack site at Kirbymisperton, and detailed within the related Traffic Management Plan.
To consider informing Pickering and Helmsley Town Councils about HGV movements (supporting evidence : www.northyorks.gov.uk/kirby-misperton-fracking-operations. " The movement of HGV will be coordinated to avoid school start and finish times during term time")
- III. To consider and agree to make representation to North Yorkshire Police and NYCC Planning expressing concern about the excessive use of discretionary police traffic decisions, lack of available information, and the associated negative impact on the local community.

On 05/10/2017 15:06, Derek Chapman wrote:

Notes from phone meeting with Vicki Perkins, NYCC head of planning, 5/10/17, 10.30am

Contrary to rumours, there is no formal revision of the TMP under consideration.

"The TMP is fit for purpose"

Supporting rumours, the possibility of a convoy longer than 4 lorries (and 5 police vehicles) is real, though should only be as a ' discretionary ' one -off.

Although, NYCC state that they do not support this as it would likely lead to traffic disruption, be harder to keep secure (and show the TMP is not fit for purpose).

'Discretionary alternative routes' , will be explained on the NYCC website 'ASAP'

(With specific regard to the residents of Amotherby, Great Habton , Little Barugh ,Great Barugh.)

NYP are loathe to discuss alternative routes, even refusing to give clarification to residents during or after.

NYCC are loathe to discuss 'consultation and impact considerations' on alternative routes NYCC have been asked by concerned residents about this exact matter for weeks, and been roundly ignored.

Key quote " the presence of protest is NO REASON to not honour the conditions of the TMP", " it is already considered and mitigated within the active KM8 TMP"

Regarding lorries bound for KM8 spotted today passing Nawton/Kirkbymoorside at 9.15am 5/10/17 , matter to be brought to KTCouncil Agenda ASAP

TMP says roughly 'no traffic movements at schooltimes', but does not

stipulate where.

There is a vague presumption that this is directly in regard to Kirby Misperton, though it was also acknowledged that some consideration and protection may need to be afforded to other school runs. Helmsley, Pickering, Kirkbymoorside, Malton all need to consider this matter and possibly put in a letter of concern to NYCC and Third Energy. The solution offered to this was 'common sense', though I suggest we request a statement from Third Energy that they acknowledge the 'common sense' of keeping lorries out of town during school runs, and will therefore plan journeys accordingly.

Also from a discussion last week with VP, to add clarity to the Little Barugh entrance confusion: It "cannot be used for any vehicle movements relating to hydraulic fracturing at Kirby Misperton", including cars, vans, LGVs and HGVs. Although, we should note it is NOT a bridleway, it's a track over private land and can be used for 'regular site maintenance' and regulatory agency visits.

(My opinion on this is that it would be foolish to limit either of those things, but it may be wise to validate authenticity occasionally.)

On Tuesday this week I had to relate this position to the police as they were operating under the falsehood that 'only HGV's cannot use it, all other vehicles are fine'

Although 'the police are not there to police the TMP', it would be wise if they had the correct information and so do not incorrectly sanction protesters who are supporting the correct information.

On this point it would be helpful if NYP and NYCC would issue joint statement about traffic, otherwise, the 'police discretionary route criteria' and lack of information causes confusion.

On being asked about usage of the discretionary route the police would not reply, either 'on the ground' or, at present, to enquiries via Inspector Dennison.

Cllr DWChapman, Kirkbymoorside

On 09/10/2017 3:00, Derek Chapman wrote:

Can we write a letter to iterate concerns that the excessive use of discretionary police traffic decisions, showing no regard for affected communities. Can we encourage NYCC supply information to all communities before convoys and police escorts arrive. Overuse of discretionary route shows TMP is not fully fit for purpose, and these considerations must be applied to the JWAMP.

A final point is regarding NYPolice role.

I ask you to call to them for calm, but I civil, professionalism, whilst our guests in Ryedale; plus, to mind the conviction rate, often its unlawfully low.

It's excessive, and has been too aggressive on occasion.

I watched a councillor of another parish arrested, An unfortunate result of the expensive police facilitation exercise. No charge to answer, just intimidatory policing. Political policing.

In a time of austerity we have up to seventy police per day, every day, and vehicles, and cameras.

Discuss, it's your council tax... ~ £1.4million budget for operation kingfisher plus national resources.

Framing is economically unviable and a destructive distraction in my opinion, and there is no need as we have achieved renewable grid parity.

Cllr DWChapman, Kirkbymoorside

On 09/10/2017 15:24, Derek Chapman wrote:
Matters for the agenda 16/10/17

Police budgets affect all of us, and a letter of concern is a fair request. Not sending one would be remiss.

1) "I request that KTC write a letter of concern to NYP and NYCC about excessive, expensive use of police at KM8, and the negative effect it is having on community relations
Are fracking operations in Ryedale being policed under antiterrorism laws? If so who is paying for it?"

(I watched a councillor of another parish arrested, he had no charge to answer, it was intimidatory policing. Looking away will not do)

2) Statement on HGV's, Im aware we don't have one, thank you for confirming that.

So, lets brainstorm it, and see what other councillors think, and vote on whether we should.. now, ASAP, immediately, without delay.

"KTC would like reassurance from NYCC that no HGV movements related to fracking pass along the A170, between Helmsley and Pickering, via Kirkbymoorside. Specific times of consideration, as acknowledged on the Km8 TMP, are 8-9am and 3-4pm "

3)"Can we write a letter to iterate concerns that the excessive use of discretionary police traffic decisions, is showing no regard for affected communities. Including Kirkbymoorside."

"Overuse of discretionary routes, including movements shows TMP is not fully fit for purpose, lacks a robust impact assessment. Going forwards these discretionary considerations must be fully applied to the JWAMP. " Kirkbymoorside is directly affected by the redirection of Flamingoland traffic during the KM8 test frack,
Discussions with NYCC highways have revealed that this diversion will be in place for the duration of the test frack.

The lack of proactive engagement is part of the problem we are dealing with during this imposition, which is facilitation by design and lack appropriate safeguards.

Fortunately my approach has exposed the lack of liason with the community, and neglect of breach enforcement, and general culture of obfuscation that is unacceptable

4)"Can KTC discuss the development of fracking at KM8, and the JWAMP, acknowledging that they will affect future tourism, farming, traffic, air quality and property values in Kirkbymoorside. I propose that Cllr DWChapman be delegated on this matter"

The agenda item is supported by the traffic management plan conversations with Vicki Perkins and NYP.

At present all focus is on monitoring public opinion, noise , traffic, NYCC liaison, NYP liaison and complaints with 3miles of KM8.

regards

Cllr DW Chapman