



Report to Planning Committee 12 February 2026

Business Manager Lead: Oliver Scott – Planning Development

Lead Officer: Jamie Pegram – Planning Development Officer

Report Summary			
Application Number	25/01918/PIP		
Proposal	Application for permission in principle for residential development for a minimum of two and up to four dwellings.		
Location	Field Reference Number 7919 Caunton Road Hockerton		
Web Link	<a href="#">25/01918/PIP   Application for permission in principle for residential development for up to four dwellings   Field Reference Number 7919 Caunton Road Hockerton</a>		
Applicant	Mr Richard Craven	Agent	Mr George Machin
Registered	06.11.2025	Target Date	12.12.2025
		Extension of Time	13.02.2026
Recommendation	That Permission in Principle is Approved		

**This application is being referred to the Planning Committee for determination as the application represents a departure from the plan.**

## **1.0    The Site**

- 1.1    The site is located on Caunton Road just beyond the main built-up area of the village. The field is situated adjacent to a two-storey dwelling known as Norwood with a single storey dwelling the other side known as The Bungalow when heading away from Hockerton.
- 1.2    The site is within Flood Zone 1 and has no identified risk of surface water flooding.



## 2.0 Relevant Planning History

20/00042/DEC - Outline application for two detached dwellings (access only) (Dismissed 30.12.2020)

20/00225/OUT - Outline application for two detached dwellings (access only) (Refused 26.03.2020)

19/00661/OUT - Outline application for three affordable shared ownership dwellings (access only) (Refused 29.05.2019)

18/00016/DEC - Outline permission for 6 new homes for local people with a specific housing need; and provision of dedicated car parking for the Village Hall, areas around the Village Hall incorporating extension to building and new amenity area for the local community to use (Dismissed 27.03.2019)

17/02139/OUT - Outline permission for 6 new homes for local people with a specific housing need; and provision of dedicated car parking for the Village Hall, areas around the Village Hall incorporating extension to building and new amenity area for the local community to use (Refused 07.03.2018)

43891594 – Residential Development for Two Dwellings (Refused 30.01.1990)

### **3.0 The Proposal**

- 3.1 The application seeks Permission in Principle (the first of a 2-stage process) for residential development of a minimum of 2 and up to 4 dwellings. No specific details are required at this stage.
- 3.2 Permission in Principle requires only the location, the land use, and the amount of development to be assessed. If residential development (as is the case in this application), the description must specify the minimum and maximum number of dwellings proposed.
- 3.3 It is the second stage of the process, Technical Details Consent, which assesses the details of the proposal. This must be submitted within 3 years of the Permission in Principle decision.
- 3.4 The proposed dwellings would create a new residential access off Caunton Road which connects to Main Street which is the main road through the village. As the proposal is for permission in principle, no elevational details or plans have been submitted at this stage – details would be considered at the Technical Details Consent stage if permission in principle is approved.
- 3.5 Documents assessed in this appraisal:
- Application Form received 11.11.2025
  - Site Location Plan Drawing 01 received 11.11.2025
  - Letter from Agent Received 11.11.2025

### **4.0 Departure/Public Advertisement Procedure**

- 4.1 Occupiers of 6 properties have been individually notified by letter. A site notice has also been displayed near to the site expiring 09.12.2025, and a press advert has been posted expiring 17.01.2026
- 4.2 Site visit undertaken 25<sup>th</sup> November 2025

### **5.0 Planning Policy Framework**

#### **The Development Plan**

#### **5.1. Newark and Sherwood Amended Core Strategy DPD (adopted March 2019)**

- Spatial Policy 1 - Settlement Hierarchy
- Spatial Policy 2 - Spatial Distribution of Growth
- Spatial Policy 3 – Rural Areas
- Spatial Policy 7 - Sustainable Transport
- Spatial Policy 8 – Protecting and Promoting Leisure and Community Facilities
- Core Policy 6 – Shaping our Employment Profile
- Core Policy 9 -Sustainable Design
- Core Policy 12 – Biodiversity and Green Infrastructure

- Core Policy 13 – Landscape Character
- Core Policy 14 – Historic Environment

## 5.2. **Allocations & Development Management DPD (2013)**

- DM1 – Development within Settlements Central to Delivering the Spatial Strategy
- DM5 – Design
- DM7 – Biodiversity and Green Infrastructure
- DM8 – Development in the Open Countryside
- DM9 – Protecting and Enhancing the Historic Environment
- DM12 – Presumption in Favour of Sustainable Development

*The Draft Amended Allocations & Development Management DPD was submitted to the Secretary of State on the 18th January 2024. Following the close of the hearing sessions as part of the Examination in Public the Inspector has agreed a schedule of 'main modifications' to the submission DPD. The purpose of these main modifications is to resolve soundness and legal compliance issues which the Inspector has identified. Alongside this the Council has separately identified a range of minor modifications and points of clarification it wishes to make to the submission DPD. Consultation on the main modifications and minor modifications / points of clarification took place between Tuesday 16 September and Tuesday 28 October 2025. The next stage in the Examination process will be the Inspector issuing their draft report.*

*Tests outlined through paragraph 49 of the NPPF determine the weight which can be afforded to emerging planning policy. The stage of examination which the Amended Allocations & Development Management DPD has reached represents an advanced stage of preparation. Turning to the other two tests, in agreeing these main modifications the Inspector has considered objections to the submission DPD and the degree of consistency with national planning policy. Through this process representors have been provided the opportunity to raise objections to proposed modifications through the above consultation. Therefore, where content in the Submission DPD is either;*

- *Not subject to a proposed main modification;*
- *The modifications/clarifications identified are very minor in nature; or*
- *No objection has been raised against a proposed main modification*

*Then this emerging content, as modified where applicable, can now start to be given substantial weight as part of the decision-making process.*

[Submission Amended Allocations & Development Management DPD  
Schedule of Main Modifications and Minor Modifications / Clarifications](#)

## 5.3. **Other Material Planning Considerations**

- National Planning Policy Framework 2025
- Planning Practice Guidance (online resource)

## **6.0 Consultations and Representations**

- 6.1. Comments below are provided in summary - for comments in full please see the online planning file.

### **Statutory Consultations**

- 6.2. **NCC Highways** – Cauntton Road adjacent the site is subject to a 30mph speed limit. There are no formal footways along both sides of Cauntton Road, although an adopted grass verge does front the site. The application site/land in question is an undeveloped field.

An application for technical details consent would be required for four dwellings and is expected to provide details of standard driver's visibility splays of 2.4m x 43m in both directions given the posted speed for any proposed new vehicular access onto Cauntton Road. The proposed new vehicle access should be located mid-way along the site frontage to cater for maximum visibility in both directions.

It is considered that in terms of traffic impact the proposed development will have a negligible effect on the surrounding highway network subject to the appraisal of the technical details' submission with particular regard to the visibility requirements as discussed. In principle a shared private driveway would be acceptable for up to four dwellings in this location. It is expected that the vehicle access in terms of its geometry including driveway surfacing and parking provision will be appraised upon technical details being submitted which must be in accordance with Nottinghamshire Highway Design Guide (HDG).

### **Town/Parish Council**

- 6.3. **Hockerton Parish Council** – Object, we have concerns regarding any future development this may give way to. For example, the development of the next field between ourselves and neighbour and even possibly behind our house. All land owned by the same person. As well as concerns over danger to the road and increased traffic especially during construction.

### **Representations/Non-Statutory Consultation**

- 6.4. Neighbour & Public consultations – 1 public comment received which neither objects nor supports, however raising a concern that this land had been refused for housing in the past and concerns that applicants are attempting to build housing anywhere they can to make money.

## **7.0 Appraisal**

- 7.1. The key issues are:

- Location
- Land Use
- Amount of Development

- 7.2. All other matters would be considered as part of the Technical Details Consent (Stage 2) application which would be required if permission in principle (Stage 1) is approved.
- 7.3. The National Planning Policy Framework 2024 (NPPF) promotes the principle of a presumption in favour of sustainable development and recognises the duty under the Planning Acts for planning applications to be determined in accordance with the development plan, unless material considerations indicate otherwise, in accordance with Section 38(6) of the Planning and Compulsory Purchase Act 2004. The NPPF refers to the presumption in favour of sustainable development being at the heart of development and sees sustainable development as a golden thread running through both plan making and decision taking. This is confirmed at the development plan level under Policy DM12 of the Allocations and Development Management Development Plan Document (DPD).

#### Principle of Development

- 7.4. This type of application requires only the principle of the proposal to be assessed against the Council's Development Plan and the NPPF. The 'principle' of the proposal is limited to location, land use, and the amount of development. Issues relevant to these 'in principle' matters should be considered at the permission in principle stage. Any other details regarding the development are assessed at the second stage of the process under a 'Technical Details Consent' application which must be submitted within 3 years of the Permission in Principle decision (if approved).
- 7.5. The Adopted Development Plan for the District is the Amended Core Strategy DPD (2019) and the Allocations and Development Management DPD (2013). The Core Strategy details the settlement hierarchy which will help deliver sustainable growth and development in the district (Spatial Policy 1). The intentions of this hierarchy are to direct new residential development to the Sub-regional Centre, Service Centres, and Principal Villages, which are well served in terms of infrastructure and services. Spatial Policy 2 of the Council's Core Strategy sets out the settlements where the Council will focus growth throughout the district. Applications for new development beyond Principal Villages, as specified within Spatial Policy 1, will be considered against the 5 criteria within Spatial Policy 3 (Rural Areas).

#### Location

- 7.6. The site is located within the open countryside outside of the main built-up settlement, however adjacent to housing within the village. The village itself is an 'other village' as set out within the Settlement Hierarchy, therefore would fall to be assessed against SP3. Policy SP3 states Development not in villages or settlements, in the open countryside, will be strictly controlled and restricted to uses which require a rural setting. Policies to deal with such applications are set out in the Allocations & Development Management DPD.
- 7.7. Policy DM8 states that planning permission will only be granted for new dwellings where they are of exceptional quality or innovative nature of design, reflect the

highest standards of architecture, significantly enhance their immediate setting and be sensitive to the defining characteristics of the local area. The proposal is for permission in principle, therefore the design and architectural merit of the proposal is unknown at this stage. Therefore, the proposal is in conflict with Policy DM8.

- 7.8. Following the publication of the NPPF on 12th December 2024, the LPA can no longer demonstrate a 5-year housing land supply. The development plan is therefore not up to date for decision making in respect of housing and the tilted balance will need to be applied as the NPPF is an important material planning consideration.
- 7.9. The NPPF has introduced changes to the way in which local authorities formulate the number of new homes needed to be delivered in their areas and as such the need for houses in the district has increased significantly which means that the Authority is no longer able to demonstrate a five-year supply of housing. The LPA is currently only able to demonstrate a housing land supply of 3.84 years. This means that the Development Plan is now out of date in terms of housing delivery and the tilted balance has come into effect.
- 7.10. The shortfall in the supply of deliverable housing sites means that, in accordance with the presumption in favour of sustainable development (at paragraph 11d), any adverse impacts caused by the proposal must significantly and demonstrably outweigh its benefits, for planning permission to be refused. This means the Authority has a duty to ‘...grant permission unless:
- i. the application of policies in this Framework that protect areas or assets of particular importance provides a clear reason for refusing the development proposed; or
  - ii. any adverse impacts of doing so would significantly and demonstrably outweigh the benefits, when assessed against the policies in this Framework taken as a whole, in particular those for the location and design of development (as set out in chapters 9 and 12) and for securing affordable homes’
- 7.11. Footnote 7 of the NPPF (2024) sets out the certain protected areas/assets that could provide a strong reason for refusing development, these include habitat sites, SSSIs, designated heritage assets and areas at risk of flooding. Where a protected asset or designation provides a strong reason for refusing development this would outweigh the tilted balance and the benefits of housing provision. There are no protected assets or areas that would provide a strong reason for refusing development on this site.
- 7.12. As such, whilst the site is located within the open countryside, contrary to the settlement hierarchy and policy SP3 and policy DM8, the tilted balance is engaged, and the provision of housing (for 2 dwellings) is given additional weight in the planning balance. Smaller unallocated sites, such as this site, will play a key role in helping the district meet its housing targets and identified housing needs.
- 7.13. The site will provide a minimum of 2 and up to 4 units on the edge of the village but into land considered open countryside, at this stage it is not known whether these would be bungalows or houses, these details would come at the technical detail stage.

#### Land use

- 7.14. Residential is a suitable use of the land considering the proximity to the village. The site is directly adjacent the village therefore would expand the village rather than fragment it by using land that is not directly adjacent. Highways have raised no objection to the residential element of this proposal in principle subject to technical details having appropriate visibility splays. The site is not located within the conservation area and whilst there is a grade II\* church within the village there are no intervisible views from the site, with this in mind the land use proposed is considered appropriate.

#### Loss of Agricultural Land

- 7.15. As the site lies in the open countryside, Policy DM8 is relevant insofar as the impact of the loss of agricultural land. The final paragraph of this policy states 'Proposals resulting in the loss of the most versatile areas of agricultural land, will be required to demonstrate a sequential approach to site selection and demonstrate environmental and community benefits that outweigh the land loss'.
- 7.16. Agricultural land is an important natural resource and how it is used is vital to sustainable development. The Agricultural Land Classification system classifies land into 5 grades, with Grade 3 subdivided into sub-grades 3a and 3b. The best and most versatile land is defined as Grades 1, 2 and 3a (as defined by the NPPF) and is the land which is most flexible, productive and efficient in response to inputs, and which can best deliver food and non-food crops for future generations. This is a method of assessing the quality of farmland to assist decision makers.
- 7.17. Estimates in 2012 suggest that Grades 1 and 2 together form about 21% of all farmlands in England; Subgrade 3a also covers about 21%. The vast majority of land within the Newark and Sherwood District is Grade 3. There is no Grade 1 land (excellent quality) or Grade 5 land (very poor) in the Newark and Sherwood district. There are limited amounts of Grade 2 (very good) and 4 (poor) land.
- 7.18. Having reviewed Natural England's Regional Agricultural Land Classification Maps, the application site is Grade 3 land (Good to Moderate). Therefore, the site includes best and most versatile land. Policy DM8 is permissive of proposals where, sufficient land of a lower grade (Grades 3b, 4 and 5) is unavailable, or the benefits of the development justify the loss of high-quality agricultural land. The Natural England agricultural land classification data (LCD) indicates that there are no areas of lesser quality land surrounding Hockerton that would not be included as best and most versatile land. Regardless, the Council can only demonstrate a 3.84-year housing land supply, which is a significant shortfall. As such, the provision of 2-4 dwellings to the areas housing land supply would represent a notable benefit of the proposal. Further benefits to the local economy both short term during construction, but also longer term due to future occupants spend in the local area and use of services and facilities would also flow from the proposal. Given the small scale of the site and associated BMV, this would constitute a sufficient benefit justifying the loss of BMV.
- 7.19. The loss of this 'Good to Moderate' agricultural land measuring a up to 0.39 hectares should therefore be considered against any benefits the proposed development could potentially bring about, in the overall planning balance



### Amount of Development

- 7.20. The application proposes between 2 and 4 dwellings. The site covers approximately 0.39 hectares. The general accepted density for new residential development within the district is 30 dwellings per hectare. The maximum number of dwellings on site would be 4, which equates to an approximate density of 10.2 per hectare. Given the rural, edge of settlement location, this is considered acceptable and would not be considered to introduce a harmful density in terms of wider impacts, such as visual impact, traffic generation, drainage, sewerage or local infrastructure, in accordance with SP3 (this would be a matter for the TDC stage).
- 7.21. The maximum number of dwellings proposed here would be up to 4 units which would not overwhelm the village, given the transport links to and from the village to larger service centre towns and principal villages, there would be sufficient services to serve the additional dwelling at an appropriate distance. Furthermore 4 dwellings would not overwhelm services and facilities within the village such as the church and transports services, nor public house and schools within the catchment.

### Planning Balance

- 7.22. In this instance, the location is considered to be within the open countryside adjacent the built village of Hockerton. There are no impacts at this stage that would warrant refusal when applying the tilted balance in accordance with paragraph 11(d) of the NPPF, which favours the presumption in favour of development unless there are convincing issues which would warrant refusal. Whilst Hockerton is an 'other village', with some but not all the essential amenities, Hockerton has transport connections to Farnsfield which is a principal village with plenty of amenities, and Newark which is a regional centre. Considering the Council's lack of a five-year housing land supply, and an out-of-date local plan, the provision of housing is given additional weight in the planning balance. At this stage, there are no impacts that would significantly or demonstrably outweigh the provision of housing, in accordance with NPPF paragraph 11(d). The proposal is therefore considered acceptable in principle when applying the tilted balance.

### **Matters for Technical Details Consent Stage**

- 7.23. The Technical Details Consent application would be required to be submitted within three years of the decision date if the application was approved. Policy DM5(b) of the DPD sets out the criteria for which all new development should be assessed against. These includes, but are not limited to, safe and inclusive access, parking provision, impact on amenity, local distinctiveness and character, and biodiversity and green infrastructure. The technical details consent application would need to carefully consider these criteria.
- 7.24. It should be noted that the proposal is sited within a historic landscape and therefore policies DM9 and CP14 are relevant as well as Section 16 of the NPPF which is a material planning consideration, the site is located within historic landscape and has the potential for archaeological findings therefore a heritage assessment will be

required at technical details stage and it may be appropriate for archaeological findings to be provided.

*Impact on Visual Amenity and the Character of the Area*

- 7.25. Core Policy 9 seeks to achieve a high standard of sustainable design which is appropriate in its form and scale to its context, complementing the existing built and landscape environment. Policy DM5(b) requires the local distinctiveness of the district's landscape and character of built form to be reflected in the scale, form, mass, layout, design, materials and detailing of proposals for new development.
- 7.26. Core Policy 13 seeks to secure new development which positively addresses the implications of relevant landscape Policy Zone(s) that is consistent with the landscape conservation and enhancement aims for the area(s) ensuring that landscapes, including valued landscapes, have been protected and enhanced.
- 7.27. Paragraph 135 of the NPPF states inter-alia that development should be visually attractive, sympathetic to local character and history, and should maintain or establish a strong sense of place.
- 7.28. In relation to landscape impacts, the proposed site is within the Mid Nottinghamshire Farmlands Policy Zone (MN PZ 34) 'Hockerton Village Farmlands' character area as defined within the Council's Landscape Character Supplementary Planning Document (SPD). The landscape generally within the zone is very gently undulating. Visual features tend to be medium distance views to frequently wooded skylines, although often enclosed by vegetation, and there is a mixture of intensive arable fields with strongly trimmed hedges and low intensity farming with permanent improved pasture. The landscape condition is described as good with a few detracting features including the A617, and landscape sensitivity is defined as moderate. The policy action for the zone is to 'Conserve and Reinforce' with policy actions to conserve the rural character of the landscape.
- 7.29. Policy DM5(b) states that the rich local distinctiveness of the District's landscape and character of built form should be reflected in the scale, form, mass, layout, design, materials and detailing of proposals for new development. In accordance with Core Policy 13, all development proposals will be considered against the assessments contained in the Landscape Character Assessment Supplementary Planning Document.
- 7.30. No details of the proposed scheme have been submitted at this stage. The design, scale and layout of the dwellings will be a key consideration at Technical Details Stage. The proposed dwellings should not result in harm or detrimental impact on the character or appearance of the area. The construction of 2 to 4 new dwellings would be more prominent than the existing site. The design should aim to minimise the visual impact due to the adjacent to village open countryside location, to ensure there is no harm, or limited harm, to the character of the area and surrounding landscape. Soft landscaping should also be utilised to achieve an acceptable design.

*Impact on Residential Amenity*

- 7.31. Policy DM5(b) of the DPD states that development should have regard to its impact upon the amenity of surrounding land uses and neighbouring development to ensure that the amenities of neighbours and land users are not detrimentally impacted. The NPPF seeks to secure high quality design and a high standard of amenity for all existing and future occupants of land and buildings.
- 7.32. Paragraph 135 of the NPPF seeks to ensure that developments have a high standard of amenity for existing and future users. There is a dwelling located directly south and north of the land, however the land is of substantial size whereby acceptable amenity and separation distances could be achieved. The proposed site is substantial in size, and it is considered that up to 4 dwellings with sufficient amenity garden space and parking would be achievable. The proposal could be located an acceptable distance from neighbours to avoid overbearing, overshadowing or privacy impacts. At this stage it is not possible to fully assess amenity due to there only being a site location plan provided, however sufficient spacing from neighbouring dwellings can be achieved given the scale of the site. This would be subject to technical details and further assessment.

#### Impact on Highways

- 7.33. Spatial Policy 7 states that new development should provide appropriate and effective parking provision and Policy DM5 states that parking provision should be based on the scale and specific location of development. The Newark and Sherwood Residential Cycle and Car Parking Standards and Design Guide SPD (2021) provides guidance in relation to car and cycle parking requirements. Table 2 of SPD recommends the number of parking spaces depending on the number of bedrooms and location of the dwelling.
- 7.34. Paragraph 116 of the NPPF provides that development should only be prevented or refused on highways grounds if there would be an unacceptable impact on highway safety, or the residual cumulative impacts on the road network would be severe.
- 7.35. A new access would be created onto Caunton Road. The highways authority have commented and have no objection to the residential access in principle, provided appropriate visibility splays are provided at technical stage, the proposal can be achieved without impacting on highway safety.
- 7.36. Overall, it is considered that the scheme could accord with policy however this would be subject to a separate assessment of technical details.

#### Trees, Landscaping and Ecology

- 7.37. Core Policy 12 of the Core Strategy seeks to secure development that maximises the opportunities to conserve, enhance and restore biodiversity. Policy DM5(b) of the DPD states that natural features of importance within or adjacent to development sites should, wherever possible, be protected and enhanced. The NPPF also includes that opportunities to incorporate biodiversity in and around developments to provide net gains should be encouraged

- 7.38. An access can be created without impacting on any trees or hedges, the scheme does not appear to be proposing to remove any trees within the site or around the access. The site frontage does have overgrown foliage, but this is long grass and other species of wild shrubs, rather than a hedge. In order to consider the potential impact of the development a Preliminary Ecology Appraisal (PEA) and any follow up surveys that are recommended would be required to support the Technical Details Consent application.
- 7.39. Ultimately it is important that all development does not adversely impact the natural environment or surrounding character unnecessarily and that construction is carried out proactively to protect existing ecological features. If development is proposed close to established trees/hedgerows or would result in the removal of such features, the following would be required: a Tree Survey, Arboricultural Impact Assessment and Tree Protection Plan, indicating where trees or hedgerows may be affected by the proposed development. This includes on adjacent land or highways. The survey would need to include all the information required as per the specification of BS 5837: 2012, or by any subsequent updates to this standard. Further information can be found in the NSDC List of Local Requirements Validation Checklist.
- 7.40. Landscaping and green infrastructure should be incorporated into the proposal in line with Policy DM7. It is strongly recommended that replacement trees of a similar species should be included in the landscaping plan to replace any trees that require removal (if any).

#### Contamination Risk

- 7.41. Policy DM10 of the DPD states that where a site is highly likely to have been contaminated by a previous use, investigation of this and proposals for any necessary mitigation should form part of the proposal for re-development.
- 7.42. Paragraph 196 of the NPPF states planning decisions should ensure that a site is suitable for its proposed use taking account of ground conditions and any risks arising from land instability and contamination. This includes risks arising from natural hazards or former activities such as mining, and any proposals for mitigation including land remediation (as well as potential impacts on the natural environment arising from that remediation). After remediation, as a minimum, land should not be capable of being determined as contaminated land under Part IIA of the Environmental Protection Act 1990
- 7.43. Due to the previous agricultural use of the site there is potential for contamination. A Phase 1 Contamination Survey would be required to be submitted as part of the Technical Details Consent application. The Council's Environmental Health team would be consulted for comments at Technical Details Consent stage.

#### Community Infrastructure Levy (CIL)

- 7.44. The site is located within the Housing Very High Zone 4 of the approved Charging Schedule for the Council's Community Infrastructure Levy. Residential development in this area is rated at £100m<sup>2</sup> for CIL purposes. The development would be subject to CIL at Technical Details Consent stage. As the proposed floorspace is currently unknown, the CIL charge cannot be advised.

#### Biodiversity Net Gain (BNG)

- 7.45. Biodiversity Net Gain (BNG) – In England, BNG became mandatory (under Schedule 7A of the Town and Country Planning Act 1990 (as inserted by Schedule 14 of the Environment Act 2021)) from February 2024. BNG is an approach to development which makes sure a development has a measurably positive impact ('net gain') on biodiversity, compared to what was there before development. This legislation sets out that developers must deliver a minimum BNG of 10% - this means a development will result in more, or better quality, natural habitat than there was before development. The TDC application would need to clearly set out how the application complies with one of the exemptions for BNG or detail how BNG would be achieved on-site or in accordance with the BNG hierarchy.

### **8.0 Implications**

- 8.1. In writing this report and in putting forward recommendation's officers have considered the following implications: Data Protection, Equality and Diversity, Financial, Human Rights, Legal, Safeguarding, Sustainability, and Crime and Disorder and where appropriate they have made reference to these implications and added suitable expert comment where appropriate.

#### Legal Implication – LEG2526/678

- 8.2. Planning Committee is the appropriate body to consider the content of this report. A Legal Advisor will be present at the meeting to assist on any legal points which may arise during consideration of the application.

### **9.0 Conclusion**

- 9.1. The purpose of this application is to assess the acceptability of the proposal on the application site, in relation to location, land use, and amount of development, in principle only. Any other issues should be assessed at Technical Details stage. Further to the above assessment, it is considered that the location and land use is suitable for 2 – 4 dwellings and is an acceptable amount of development for the site. The principle of development is therefore acceptable subject to final details, mitigation measures, access arrangements and site-specific impacts, which would be assessed in detail at Technical Details Consent stage.
- 9.2. It is therefore recommended that unconditional Permission in Principle is approved.
- 9.3. It should be noted that conditions cannot be attached to a Permission in Principle. Conditions would be attached to the Technical Details Consent. The Permission in

Principle and the Technical Details Consent together form the full permission. No development can commence until both have been approved.

#### 9.4 Technical Consent Submission Requirements:

- Completed Technical Details Consent Application Form
- Site Location Plan
- Existing and Proposed Site Plan (including details of access, boundary treatments and landscaping)
- Existing and Proposed Plans and Elevations
- Preliminary Ecology Assessment (and any follow-up surveys as recommended)
- Tree survey, Arboricultural Impact Assessment and Tree Protection Plan (where relevant)
- Contaminated Land Desktop Study/Preliminary Risk Assessment
- Heritage Assessment (Archaeological surveys would be welcomed)
- Details of BNG

#### **10.0 Informative Notes to the Applicant**

- 01 The Technical Details Consent application is required to be submitted within three years of the decision date. The Council's Development Plan Policy sets out the criteria for which all new development should be assessed against. These includes but is not limited to safe and inclusive access, parking provision, drainage, impact on amenity, local distinctiveness and character, heritage matters and biodiversity and green infrastructure. The technical details consent application would need to carefully consider these criteria and the Applicant's attention is drawn to the Officer Report that accompanies this decision for further advice on these criteria.

#### **BACKGROUND PAPERS**

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Application case file.

