

**DEVELOPMENT CONTROL AND REGULATORY BOARD****11<sup>th</sup> March 2021****REPORT OF THE CHIEF EXECUTIVE****SUPPLEMENTARY REPORT**

**Application to vary conditions attached to planning permission Ref. 2019/2456/07 to enable alterations to restoration scheme – Former Minorca Surface Mine, Bosworth Road, Measham (North West Leicestershire District Council) - 2020/VOCM/0172/LCC (2020/1838/07) – 20<sup>th</sup> October 2020**

**Part A – Additional Information**

1. During the original consultation process comments were provided by Forest & Measham ED Mr Sean Sheahan CC. Mr Sheahan suggested that he would support the idea of linking Footpath P85 to the application site at the Gilwiskaw Bridge at Bosworth, as this route is now fully open. It is advised that Footpath P85 does not form part of the current planning application however these comments were referred to the National Forest Company for their consideration. At the time of finalising the main report no response had been received.
2. Following the publication of the main report the National Forest Company has responded in relation to the potential of linking Footpath P85 to the application site. They have outlined that they are willing to look at the potential for this to be carried out, however, there are some feasibility issues which will require further exploratory work. It is advised that at its closest point to the application site, Footpath P85 uses a short stretch of the Bosworth Road to cross the Gilwiskaw Brook. The application site is separated from the road at this point by an existing tree belt of around 20m width. The majority of this is on highway verge, whilst there is also a deep ditch to be crossed. The National Forest are happy to consider the suggestion, but they cannot provide a direct connection to Bosworth Road, at this point, within their ownership. The tree belt and verge narrow further south on Bosworth Road, so it may be possible to identify an easier point to cross from the site to the road, but this would then require walkers to walk along Bosworth Road for approximately 100m before joining Footpath P85. In the National Forest Company's view neither of these are ideal solutions, but they are willing to explore the options going forward. Given that these considerations are in their infancy they would not be able to be included within the current application.

**Assessment of Additional Information**

3. There has been no change to the development proposed and the comments provided by the National Forest detailed above do not alter the assessment of the proposal and the Recommendation contained in the main report to the Development Control & Regulatory Board on the 11<sup>th</sup> March 2021.

## **Part B – Proposed Amendments**

### Planning conditions

4. It is proposed to amend Condition 12 as follows (the bold text shows amendment)

” The construction **and surfacing** of those footpaths and bridleways which are to be dedicated as part of the restoration works to the west of the Gilwiskaw Brook shall be constructed within 9 months of the date of this permission in accordance with either:

- a) the details approved under condition 71 of planning permission 2013/0986/07; or
- b) In accordance with the details set out in the Woodland Design Plan NFC03A dated January 2021

The construction and surfacing for those footpaths and bridleways which are to be dedicated as part of the restoration works to the east of the Gilwiskaw Brook shall be constructed in accordance with details outlined in Condition 17 of application Ref. 2019/2456/07

*Reason: To ensure that public rights of way are provided in a timely manner for users in the locality, in the interests of local amenity.*

### **Circulation Under the Local Issues Alert Procedure**

Mr. S. Sheahan, CC and Mr. D. Harrison, CC.

### **Officer to Contact**

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