

From: Wendy Bannerman <wendy.bannerman@bhs.org.uk>
Sent: 18 December 2020 14:01
To: Aldridge, Steven
Subject: RE: Further Information (Regulation 25) - Land at Lea Castle Farm, Kidderminster, Worcestershire - Ref: 19/000053/CM

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Steven

Thank you for the further information relating to Planning Application Ref: 19/000053/CM 'Proposed sand and gravel quarry with progressive restoration using site derived' at Lea Castle Farm, Wolverley Road, Broadwaters, Kidderminster, Worcestershire.

I am providing these comments on behalf of the British Horse Society, in addition to comments provided by colleagues Bobbie Matjula 17 July 2019 for the Pre-Planning Consultation and Wendy Harper, 20 March 2020 for the Planning Application.

1. Document Land at Lea Castle Farm – Response to CPA Email of 5th June 2020

We acknowledge the response to the County Council from the applicant reflected in **Appendix M PROW Proposals Plan** confirming:

p.3 "RESPONSE: We note these comments and confirm that all public rights of way within the Site not already bridleways, are to be upgraded to bridleways / multi-use access routes, which will be to required specifications and permanently legally assured".

We welcome the commitment of the applicant to upgrade Footpaths WC-622, WC-623 and WC-624 to Public Bridleway under the Highways Act 1980.

We request that the term 'multi-user routes' be removed from the documentation as this is not a legal term (often misconstrued as being for pedestrians and cyclists only) and could bring into question maintenance responsibilities. We seek assurance that the surface materials and dimensions to be applied to the routes meet requirements for shared use of equestrians, pedestrians and cyclists. The BHS guidance is available via: <https://www.bhs.org.uk/advice-and-information/free-leaflets-and-advice>

We welcome the routes proposed in addition to the upgraded footpaths. We would ask for clarification on the legal status of these routes as the applicant states they will be 'permanently legally assured'. We request clarification whether there is an indication from the Public Rights of Way team at the local authority that the additional routes would be added to the Definitive Map.

p. 4 "It is proposed to install a section of PROW in advance of any mineral extraction i.e. at the start of the initial works phase. A second section of PROW being added running parallel, further west, at final restoration."

Please confirm timescales and which routes this refers to.

p.4 Response to comment regarding proposed route adjacent to A449 for exit points.

Horse riders should be included in considerations for access to and from the site as well as walkers and cyclists.

We welcome the agreement to form a Liaison Group for community involvement upon determination of the application.

We are satisfied with other responses in this document to points raised.

2. Document 85a Appendix C

Footpaths 623(B) and 622(C) are not shown on this plan as 'Proposed Upgraded PROW'. Footpaths 623(B) and 622(C) as well as 624B are to be upgraded. This would then correspond with Appendix M. BW 626B is already BW but shown as 'Proposed upgraded PROW'.

To summarise, the BHS has no objections on conditions that Footpaths WC-622, WC-623 and WC-624 are upgraded to Public Bridleway, that the legal status and maintenance responsibility for the proposed additional routes is confirmed, and that surface and dimension standards on the upgraded and additional routes are as required for a Public Bridleway.

Wishing you a Merry Christmas and Happy New Year.

Kind regards
Wendy Bannerman
Access Field Officer, East and West Midlands

The British Horse Society
Abbey Park, Stareton, Kenilworth
Warwickshire CV8 2XZ
Email: wendy.bannerman@bhs.org.uk
Phone: 02476 840528
Website: www.bhs.org.uk

From: Aldridge, Steven <SAldridge@worcestershires.gov.uk>
Sent: 20 November 2020 16:32
To: Wendy Bannerman <wendy.bannerman@bhs.org.uk>
Cc: Hayward, Rowena <Rhayward@worcestershires.gov.uk>
Subject: RE: Further Information (Regulation 25) - Land at Lea Castle Farm, Kidderminster, Worcestershire - Ref: 19/000053/CM

Dear Wendy,

Many thanks for your email below regarding Lea Castle Farm Quarry proposal.

The attached response (document titled Land at Lea Castle Farm – Response to CPA Email of 5th June 2020) to the County Council from the applicant states that:

“RESPONSE: We note these comments and confirm that all public rights of way within the Site not already bridleways, are to be upgraded to bridleways / multi-use access routes, which will be to required specifications and permanently legally assured”.

In the attached document titled: “Land at Lea Castle Farm – regulation 25 - Submission Document”, the applicant includes a section on Public Rights of Way, see pages 14 to 15, in particular:

“The Mineral Planning Authority requests that consideration is given to upgrading Footpaths WC-622, WC-623 and WC-624 to bridleway status and creation of the additional section of bridleway as soon as possible, noting that the British Horse Society in their comments, dated 19 March 2020 request that the additional multi-user route, proposed to the west of the quarry are achieved within the first 2 years rather than at the end of Phase 3.

Proposed public access is confirmed along this link path to the pocket park. This is now illustrated on the Concept Restoration Scheme Drawing No. KD.LCF.010A (Appendix C) along with the confirmation that footpaths WC-622 (62 2(C)), WC-623 (62 3 (B)) and WC-624 (62 4(B)) are to be upgraded to public bridleways / multi-use access routes.

The public rights of way proposals take on board all suggestions from the British Horse Society which include bringing forward the majority of new bridleway multi-use routes in advance of the commencement of mineral extraction and an agreement from the applications landowners to upgrade public footpath references 62 2 (C) and 62 3 (B) to bridleways/ multiuse routes which run within their land ownership. The proposals are illustrated on attached plan references KD.LCF.033 and KD.LCF.034 (Appendix M).

If the scheme is permitted, NRS and the Landowner will establish a liaison group to communicate the timing of proposals, implementation, monitoring, and to receive feedback. A single point of contact from the operator team will coordinate to enable any issues to be picked up quickly and acted upon by the people on the ground”.

Please also see the attached Amended Concept Restorations Plan and Public Rights of Way Proposals Plan.

In addition, the original submitted Environmental Statement provides a bit more detail regarding the impact on Public Rights of Way and the total length proposed. Due to its size I have not attached this document, but it can be viewed on our website, it is document number 06 d and 06 e. This document can be viewed at: www.worcestershire.gov.uk/eplanning using the application reference 19/000053/CM. When searching by application reference, please ensure that the full application reference number, including the suffix are entered into the search field. **Please note:** when viewing the County Council’s Planning Application Website you may wish to use an internet search engine such as Google Chrome, Firefox or Microsoft Edge for improved performance and functionality compared to Microsoft Internet Explorer.

Kind regards

Steve

Steven Aldridge

Team Manager – Development Management

Worcestershire County Council

County Hall, Spetchley Road, Worcester, WR5 2NP

Tel: 01905 843510

Mob: 07985334367

Email: saldridge@worcestershire.gov.uk



From: Wendy Bannerman <wendy.bannerman@bhs.org.uk>

Sent: 20 November 2020 13:54

To: Development Control team <DevControlTeam@worcestershire.gov.uk>

Subject: RE: Further Information (Regulation 25) - Land at Lea Castle Farm, Kidderminster, Worcestershire - Ref: 19/000053/CM

Dear Steven

Thank you for your email. I have met with my colleagues, the volunteer officers in the area today and we wondered if you could direct us towards any specific documents in the planning application in relation to Public Rights of Way before we make a response?

I understand that in March, before I was in post, there had been discussion and agreement that footpaths WV623 and WC624 would be upgraded to bridleways to provide routes to avoid the road in the vicinity on which traffic will increase as a direct result of this development. I also understand that the creation of multi-user routes proposed by the developer would include equestrian access and therefore have suitable dimensions and surfaces to suit all users.

If the upgrading of the footpaths to bridleway and the equestrian access on the length of the multi-user routes could be confirmed in writing that would provide assurance that the proposal would not be objectionable to the horse riders we represent.

I look forward to hearing from you and will then submit our formal response.

Kind regards
Wendy Bannerman
Access Field Officer, East and West Midlands

The British Horse Society
Abbey Park, Stareton, Kenilworth
Warwickshire CV8 2XZ
Email: wendy.bannerman@bhs.org.uk
Phone: 02476 840528
Website: www.bhs.org.uk

Wendy Bannerman
Access Field Officer West and East Midlands

The British Horse Society

Abbey Park, Stareton,
CV8 2XZ

Telephone: 02476 840515

Mobile:

Email: wendy.bannerman@bhs.org.uk

Website:

Please support our programme Changing Lives through Horses.

Donate today to help transform a young person's life. Please consider making a donation, visit: www.changinglivesthroughhorses.org.uk or text 'CLTH65 £5' to 70070 to start changing someone's life. Thank you

From: Development Control team <DevControlTeam@worcestershires.gov.uk>

Sent: 19 November 2020 13:05

To: Access Mailbox <access.mailbox@bhs.org.uk>

Cc: davidandwendy@outlook.com

Subject: Further Information (Regulation 25) - Land at Lea Castle Farm, Kidderminster, Worcestershire - Ref: 19/000053/CM

Dear Sir/Madam,

**Re-Consultation on a Planning Application (County Matter)
Town & Country Planning Act 1990 (as amended)
Town and Country Planning (Environmental Impact Assessment) Regulations 2017
The Town and Country Planning (Development Management Procedure, Listed Buildings and Environmental Impact Assessment) (England) (Coronavirus) (Amendment) Regulations 2020**

Submission of Further Information in respect of the Environmental Statement relating to the following planning application

Application Ref: 19/000053/CM **Grid Ref:** (E) 383959, (N) 278992

Applicant: NRS Aggregates Ltd

Proposal: Proposed sand and gravel quarry with progressive restoration using site derived and imported inert material to agricultural parkland, public access and nature enhancement

Location: Land at Lea Castle Farm, Wolverley Road, Broadwaters, Kidderminster, Worcestershire

On 10 January 2020 NRS Aggregates Ltd applied to Worcestershire County Council for planning permission for the above proposal. You will recall I consulted you on the above application for planning permission in February 2020.

Following the consideration of the comments that were received on the application and Environmental Statement, the County Council wrote to the applicant in June 2020 requesting further information in respect of the Environmental Statement. On 27 October 2020 the applicant submitted the requested further information, and the County Council are now seeking comments on this further information in relation to a number of matters including: water environment, ecology and biodiversity, landscape, agricultural land classification and soils, cultural heritage, transport movement and access, rights of way, and restoration and aftercare.

The applicant is seeking planning permission to extract approximately 3 million tonnes of sand and gravel over a total of 6 phases. The land would be progressively restored using site derived and imported inert material to agricultural parkland, public access and nature enhancement. The applicant estimates the development would take approximately 11 years to complete.

A copy of this further information together with the planning application, the plans, the Environmental Statement, the Non-Technical Summary and other documents submitted with the application can be inspected online at: www.worcestershire.gov.uk/eplanning using the application reference 19/000053/CM until **4 January 2021**. When searching by application reference, please ensure that the full application reference number, including the suffix are entered into the search field. **Please note:** when viewing the County Council's Planning Application Website you may wish to use an internet search engine such as Google Chrome, Firefox or Microsoft Edge for improved performance and functionality compared to Microsoft Internet Explorer.

I would be grateful to receive any comments that you may wish to make on the further information / application by **4 January 2021** by email or by post to the address below. If this is not possible then please let me know.

Due to the coronavirus (COVID-19) pandemic the majority of Council staff are working remotely. We have made arrangements for letters sent via the postal service to be distributed to the appropriate officer. Where possible, we encourage all comments / correspondence to be submitted by email or online using the above link.

Please note that all correspondence regarding any planning application will be available for inspection by the applicant and any interested third parties.

Please do not hesitate to contact me if you have any queries.

Kind regards

Steve

Steven Aldridge
Team Manager – Development Management
Worcestershire County Council
County Hall, Spetchley Road, Worcester, WR5 2NP
Tel: 01905 843510
Mob: 07985334367
Email: saldridge@worcestershire.gov.uk



Confidentiality Notice

This message and any attachments are private and confidential and may be subject to legal privilege and copyright. If you are not the intended recipient please do not publish or copy it to anyone else. Please contact us by using the reply facility in your email software and then remove it from your system.

Disclaimer

Although this email and attachments have been scanned for viruses and malware, Worcestershire County Council accepts no liability for any loss or damage arising from the receipt or use of this communication.

Monitoring of Email

Worcestershire County Council may monitor traffic data and the content of email for lawful business purposes.

From: Development Control team <DevControlTeam@worcestershire.gov.uk>
Sent: 19 November 2020 13:05
To: Access Mailbox <access.mailbox@bhs.org.uk>
Cc: davidandwendy@outlook.com
Subject: Further Information (Regulation 25) - Land at Lea Castle Farm, Kidderminster, Worcestershire - Ref: 19/000053/CM

Dear Sir/Madam,

**Re-Consultation on a Planning Application (County Matter)
Town & Country Planning Act 1990 (as amended)
Town and Country Planning (Environmental Impact Assessment) Regulations 2017
The Town and Country Planning (Development Management Procedure, Listed Buildings and Environmental Impact Assessment) (England) (Coronavirus) (Amendment) Regulations 2020**

Submission of Further Information in respect of the Environmental Statement relating to the following planning application

Application Ref: 19/000053/CM **Grid Ref:** (E) 383959, (N) 278992
Applicant: NRS Aggregates Ltd
Proposal: Proposed sand and gravel quarry with progressive restoration using site derived and imported inert material to agricultural parkland, public access and nature enhancement
Location: Land at Lea Castle Farm, Wolverley Road, Broadwaters, Kidderminster, Worcestershire

On 10 January 2020 NRS Aggregates Ltd applied to Worcestershire County Council for planning permission for the above proposal. You will recall I consulted you on the above application for planning permission in February 2020.

Following the consideration of the comments that were received on the application and Environmental Statement, the County Council wrote to the applicant in June 2020 requesting further information in respect of the Environmental Statement. On 27 October 2020 the applicant submitted the requested further information, and the County Council are now seeking comments on this further information in relation to a number of matters including: water environment, ecology and biodiversity, landscape, agricultural land classification and soils, cultural heritage, transport movement and access, rights of way, and restoration and aftercare.

The applicant is seeking planning permission to extract approximately 3 million tonnes of sand and gravel over a total of 6 phases. The land would be progressively restored using site derived and imported inert

material to agricultural parkland, public access and nature enhancement. The applicant estimates the development would take approximately 11 years to complete.

A copy of this further information together with the planning application, the plans, the Environmental Statement, the Non-Technical Summary and other documents submitted with the application can be inspected online at: www.worcestershire.gov.uk/eplanning using the application reference 19/000053/CM until **4 January 2021**. When searching by application reference, please ensure that the full application reference number, including the suffix are entered into the search field. **Please note:** when viewing the County Council's Planning Application Website you may wish to use an internet search engine such as Google Chrome, Firefox or Microsoft Edge for improved performance and functionality compared to Microsoft Internet Explorer.

I would be grateful to receive any comments that you may wish to make on the further information / application by **4 January 2021** by email or by post to the address below. If this is not possible then please let me know.

Due to the coronavirus (COVID-19) pandemic the majority of Council staff are working remotely. We have made arrangements for letters sent via the postal service to be distributed to the appropriate officer. Where possible, we encourage all comments / correspondence to be submitted by email or online using the above link.

Please note that all correspondence regarding any planning application will be available for inspection by the applicant and any interested third parties.

Please do not hesitate to contact me if you have any queries.

Kind regards

Steve

Steven Aldridge
Team Manager – Development Management
Worcestershire County Council
County Hall, Spetchley Road, Worcester, WR5 2NP
Tel: 01905 843510
Mob: 07985334367
Email: saldridge@worcestershire.gov.uk



Confidentiality Notice

This message and any attachments are private and confidential and may be subject to legal privilege and copyright. If you are not the intended recipient please do not publish or copy it to anyone else. Please contact us by using the reply facility in your email software

and then remove it from your system.

Disclaimer

Although this email and attachments have been scanned for viruses and malware, Worcestershire County Council accepts no liability for any loss or damage arising from the receipt or use of this communication.

Monitoring of Email

Worcestershire County Council may monitor traffic data and the content of email for lawful business purposes.

This email is confidential and intended solely for the use of the individual or individuals to whom it is addressed. Any views or opinions presented are solely those of the author and do not necessarily represent those of The British Horse Society or associated companies. If you are not the intended recipient be advised that you have received this email in error and that any use, dissemination, forwarding, printing or copying of this email is strictly prohibited. If you have received this email in error please contact the sender. The British Horse Society is an Appointed Representative of South Essex Insurance Brokers Ltd, who are authorised and regulated by the Financial Services Authority.