

## CHECKLIST 10: REMOVAL OR VARIATION OF CONDITIONS

For Applications for Removal or Variation of a Condition following the Grant of Planning Permission (Section 73 of The Town & Country Planning Act 1990 (as amended)).

The original and 3 copies of the application form, plans and supporting information (a total of 4 copies) should be submitted to the County Planning Authority, unless submitted electronically.

We reserve the right to request further information that we think is necessary in order to determine the application<sup>1</sup>.

For further information on any of the items below please contact the Development Management Team, email: [devcontrolteam@worcestershire.gov.uk](mailto:devcontrolteam@worcestershire.gov.uk).

It is strongly advised that you have a [pre-application discussion](#) with a member of the Development Management Team before submitting your application.

### Forms

1APP Form: to access the form directly visit [Planning Portal](#).

What information is required?

- All relevant questions answered correctly.
- Completed Ownership Certificates.
- All signed and dated.

### Plans

Any other plans, drawing and information necessary to describe the development which is the subject of the application.

Plans should be clearly titled, show the direction of north and be given a unique reference number and dated.

### Assessments

**Agricultural Land Classification Statement:** This information is required for all applications that could affect best and most versatile agricultural land (Grades 1, 2 or 3a).

**Air Quality Assessment:** This information is required when application proposals are likely to have an impact air quality or is in the vicinity of areas of poor air quality.

**Biodiversity Net Gain:** This information is required for all planning applications which fall within the scope of mandatory Biodiversity Net Gain legislation, contained within the Environment Act 2021 and subsequent regulations.

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<sup>1</sup> Regulation 4 of the Town and Country Planning [Applications] Regulations 1988 enables local planning authorities to direct applicants to supply any further information, plans and drawings necessary to enable applications to be determined.

**Bio-aerosol Assessment:** This information is required for proposals which include the turning (disturbance) and/or shredding organic matter such as composting facilities, that are within 250 metres of a residential property, workplace or other sensitive receptor.

**Chimney Stack Height Determination:** This information is required when a proposed development is for a furnace requiring approval by Local Authority for associated chimney height under section 14 and 15 of the Clean Air Act 1993, an application for approval of the Chimney Stack Height is required.

**Coal Mining Risk Assessment:** This information is required for all non-householder applications which fall within the Coal Mining Development High Risk Areas as defined by [The Coal Authority](#) and held by the County Planning Authority. Exemptions to this can be identified using [The Coal Authority's Exemption List](#).

**Consultation Statement:** This information is required for any proposal where pre-application engagement with the public has been undertaken.

**Contaminated Land Assessment:** This information is required for development on land that has the potential to be contaminated.

**Control of Litter, Vermin and Birds:** This information is required for all proposals that would involve processes and uses that could attract vermin and birds and generate litter.

**Daylight / Sunlight Assessment:** This information is required for all applications where there is a potential adverse impact upon current levels of sunlight / daylight enjoyed by adjoining properties or buildings, including their gardens or amenity space.

**Ecological Surveys and Reports:** This information is required for all applications where a proposed development is likely to have impacts on wildlife and biodiversity, including when there are protected and priority species, sites designated for their local, national, or international importance for nature conservation, important habitats or other biodiversity features on the site or land adjacent to it.

**Emissions Assessment (Dust, Noise, Odours, Vibration):** This information is required for all proposals that will involve processes generating noise, dust, odours and vibrations.

**Environmental Statement:** This information is required for certain types of projects as set out in the Town and Country Planning (Environmental Impact Assessment) Regulations 2017.

**Flood Risk Assessment:** This information is required for development proposals of 1 hectare or greater in flood zone 1 and for all proposals for new development located in flood zones 2 and 3.

A Sequential Test should be used in areas known to be at risk now or in the future from any form of flooding, this includes surface water flooding. There may be instances where a Flood Risk Assessment is not required, but a Sequential Test should accompany the application.

**Foul Sewage Drainage Strategy / Utilities Assessment:** This information is required for applications proposing connections to the existing drainage system or involving the disposal of trade waste or the disposal of foul sewage effluent other than to the public sewer. Also, for applications proposing connections to existing utility services.

**Geodiversity Assessment:** This information is required where a proposed development requires investigation into the risks it poses to a designated site of geodiversity importance or a geodiversity feature.

**Green Belt Statement:** This information is required for all development located within or partly within the Green Belt.

**Habitats Regulations Assessment:** This information is required for all planning applications which may affect the site integrity of a Natura 2000 or 'Habitat Site' (Special Areas of Conservation (SAC), Special Protection Areas (SPA) or Ramsar sites, directly or indirectly, and acting either alone or as a result of 'in combination' effects with other plans or projects.

**Health Impact Assessment (HIA) Screening:** This information is required for the winning and working of minerals or the use of land for mineral-working deposits. Additionally, in areas covered by the South Worcestershire Development Plan and Wyre Forest District Local Plan for the provision of a building or buildings where the floor space created by the development is 1,000 square metres or more; sites having an area of 1 hectare or more; or all waste management developments.

**Heritage Statement:** This information is required where a proposal is in an archaeologically sensitive area or has the potential to impact upon heritage asset(s) and / or its setting.

**Landscape and Visual Impact Assessment:** This information is required for all proposals, that due to their scale or location are likely to have significant visual impacts, or proposals within or visible from a designated area of the National Landscape (Area of Outstanding Natural Beauty (AONB)).

This information is required for all proposals, that due to their scale or location are likely to have significant visual and landscape effects, or proposals within or visible from and/or to a designated area of the National Landscape (AONB).

**Land Stability Assessment:** This information is required for developments that are proposed on land which is known or suspected to be unstable or on potentially unstable land.

**Lighting Assessment:** This information is required for developments involving the provision of external lighting, where it may have an impact upon the locality, in particular developments with sports lighting, for developments near residential property, heritage assets such as Listed Buildings, in Conservation Areas, in the open countryside, or has the potential to impact upon wildlife, or near a canal corridor; and where it might have an impact upon a designated area of the National Landscape (AONB).

**Mineral Resource Assessment:** This information is required for all non-exempt development, as set out in Tables 7.1 and 7.2 of the [Worcestershire Minerals Local Plan](#), proposed within or partially within the Minerals Consultation Areas as defined on the [Worcestershire Minerals Local Plan Policies Map](#).

**Emissions Assessment (Dust, Noise, Odours, Vibration):** This information is required for all proposals that will involve processes generating noise, dust, odours and vibrations.

**Photographs and Photomontages:** This information is required for proposals that involve the demolition of an existing building or for proposals affecting heritage assets.

**Planning Obligations:** This information is required for applications when conditions are not capable of achieving an acceptable outcome, but a solution is available by legal agreement.

**Planning Statement:** This information is required for all planning applications.

**Playing Pitch Assessment:** This information is required for all applications that include the loss of playing field space.

**Public Rights of Way Assessment:** This information is required for planning applications where a Public Right of Way (PRoW) and/or Public Access traverses, passes close by, or impacts the site or involves the temporary diversion or closure of part of a route in order to construct the development. A PRoW Assessment is also required for proposals which affect a PRoW, even temporarily during construction phases, within or adjacent to an application site. Furthermore, a PRoW Assessment is required for proposals where any new PRoWs are proposed to be created as part of the development.

**Restoration and Aftercare Scheme:** This information is required for all proposals for mineral extraction and landfill sites, except for those applications seeking to vary / remove a condition(s) that has no impact on the final restoration / aftercare of the site.

**Safeguarding Mineral Sites and Supporting Infrastructure Assessment:** This information is required for all non-exempt development, as set out in Tables 7.1 and 7.2 of the [Worcestershire Minerals Local Plan](#), proposed within or partially within 250 metres of the boundary of any permitted mineral site or supporting infrastructure site.

**Safeguarding Waste Management Facilities Assessment:** This information is required for all non-waste related development on or adjacent to a site with planning permission or existing use rights for waste management development; or non-waste development within 250 metres of a site with planning permission or existing use rights for waste management that would introduce a new sensitive receptor to the area.

**Soil Handling Strategy:** This information is required for all minerals and landfill developments. For all non-minerals or landfill developments involving the disturbance of soils, pre-application advice should be sought from the Planning Development Management Team on whether a Soils Handling Strategy is required.

**Structural Surveys:** This information is required where an application involves the substantial or total demolition of a structure, particularly where a physically adjoining structure is to be retained, or where justification is sought on the basis of its physical condition.

**Surface Water Drainage Strategy:** This information is required for all development that is likely to significantly increase or change patterns of surface water run-off and its impacts.

**Sustainability Statement / Energy Statement:** A Sustainability Statement is required for all proposals. An Energy Statement is required where policies in the Development

Plan require developments to include onsite renewable and low carbon energy facilities to generate a percentage of the predicted energy requirements.

**Transport Assessment / Transport Statement:** This information is required where the proposed development has significant transport implications. For smaller schemes a Transport Statement is required.

**Travel Plan:** This information is required for all applications which are likely to have significant transport implications.

**Tree Survey / Arboricultural Statement:** This information is required where development involves works that affect any trees or hedgerows within the application site or on land adjacent to it.

**Water Environment Hydrology / Hydrogeology Assessment:** This information is required for any development scheme which has potential to threaten the qualitative or quantitative status of any waterbody.

## **Fees**

See the [County Council's planning webpages](#) or contact the Development Management Team, email: [devcontrolteam@worcestershire.gov.uk](mailto:devcontrolteam@worcestershire.gov.uk) for up to date fees.