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Our ref: 00230

Date: 10 March 2026

Hinckley & Bosworth Borough Council
Hinckley Hub
Rugby Road
Hinckley
Leicestershire
LE10 0FR

Via Planning Portal ref: PP-14765566

LAND NORTH AND SOUTH OF Lychgate Lane, ASTON FLAMVILLE

Discharge of Condition 15 of Planning Permission 22/00739/FUL

On behalf of our client, Elgin Energy EsCo Ltd, we enclose herewith an application to discharge Condition 25 of planning permission 22/00739/FUL at Land North and South of Lychgate Lane, which was granted on the 11 July 2024. The description of the approved development is as follows

“Ground mounted photovoltaic solar farm (approximately 20MW) together with associated equipment, infrastructure and ancillary works. (Cross boundary with Blaby District Council)”

The application has been submitted via the Planning Portal under reference number PP-14765566.

Overview

Planning permission 22/00739/FUL was granted by Hinckley & Bosworth Borough Council on the 11 July 2024 and was subject to 27 conditions. This application relates to Condition 25.

Condition 25

Condition 25 relates to the submission of a Highway Condition Survey. The condition states:

Prior to the commencement of development, arrangements for a pre-commencement and post-construction highway dilapidation survey of Lychgate Lane, along the agreed construction traffic route, shall be submitted to and approved in writing by the Local Planning Authority. The survey shall include a plan for any remedial works and a timetable for their implementation. The construction of the development and any remedial works shall thereafter be carried out in accordance with the approved details and timetable.

Please find enclosed the following to discharge Condition 25:

- Pre-Commencement Highway Condition Survey (794-PLN-WWP-TRP-00230-02a)

Background

Previously a discharge of condition application (25/00021/DISCON) was submitted in January 2025 to Hinckley & Bosworth Borough Council to discharge conditions 14 (Construction Traffic Management Plan) 21 (Public Rights of Way) and 25 (Highway Conditions Survey) attached to planning permission 22/00739/FUL.

The LPA issued a split decision on 20 February 2026 to discharge Conditions 14 and 21. However, Condition 25 was not discharged due to unacceptability of the details submitted and remains outstanding. This application is to discharge this outstanding condition.

More particularly, the February 2026 decision notice stated that Local Highways Authority (LHA) will not allow the condition to be discharged until a Section 59 agreement has been agreed which will ensure that the general safety of the highway in accordance with the National Planning Policy Framework.

However, the LHA has since decided to incorporate the Section 59 agreement into the legal aspect of the Section 278 agreement, and this combined legal agreement is at an advanced stage with the LHA. It is on this basis that we are resubmitting the Pre-Commencement Highway Condition Survey to discharge of Condition 25, for the LHA to reassess in the context of the new Section 59 process.

Application Submission

The application consists of the following:

- Completed Application Form
- This Covering Letter
- The documents detailed above

The statutory application fee of **£383** (£298 plus £85 portal service charge) has been paid via the Planning Portal.

We trust the enclosed will enable the prompt registration and favourable determination of the application. However, should you have any queries please do not hesitate to contact me.

Yours sincerely,
for RPS Consulting Services Ltd



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