

Substantive response of the Local Highway Authority to a planning consultation received under The Development Management Order.



Response provided under the delegated authority of the Director of Environment & Transport.

APPLICATION DETAILS

Planning Application Number: 24/00170/ROW

Highway Reference Number: 2024/0170/04/H/R1

Application Address: Land Beech Drive Thornton Bagworth And Thornton Leicestershire

Application Type: Other

Description of Application: Re-consultation. Permanent Public Right of Way Diversion - 23/00543/DISCON (R85)

GENERAL DETAILS

Planning Case Officer: David Spring

Applicant: Joseph Sadler

County Councillor: Cllr Peter Bedford

Parish: Bagworth & Thornton

Road Classification: Adopted Unclassified

Substantive Response provided in accordance with article 22(5) of The Town and Country Planning (Development Management Procedure) (England) Order 2015:

The Local Highway Authority advice is that, in its view, the impacts of the development on highway safety would not be unacceptable, and when considered cumulatively with other developments, the impacts on the road network would not be severe. Based on the information provided, the development therefore does not conflict with paragraph 115 of the National Planning Policy Framework (December 2023).

Advice to Local Planning Authority

The Local Highway Authority (LHA) has been re-consulted by the Local Planning Authority (LPA), Hinckley & Bosworth Borough Council, on a planning application at land at Beech Drive, Thornton. This application is for the permanent diversion of a public right of way (PROW).

The LHA previously responded to this application on 15th March 2024, advising that further information would be required to fully assess the impact of the proposed development on the highway network.

The additional information requested was as follows:

- A plan of the proposed diversion;
- The submission of drawing number 02419-002P revision B as part of this application; and
- Confirmation as to the works required to give effect to the proposed diversion;

The LHA also advised the locations of finger posts.

Additional / amended submissions have been received by the LPA since the previous highway observations. The LHA has reviewed the following additional / amended submissions in preparation of this response:

- Charter Plan (cora, drawing number 02419-002P revision C); and
- Highway Construction Details (PJS Consulting Engineers, drawing number PJS22-058 DR-900).

The LHA has reviewed the above submissions and is content that they satisfactorily address all the outstanding planning matters raised in the previous highway observations.

Informative

- a. To fully comply with the Town and Country Planning Act 1990, a separate application for a permanent diversion of the legally-defined alignment of the public right of way needs to be made. That is separate from planning permission for its construction, and is also separate from the temporary diversion currently in place whilst construction is in progress.

An application for the permanent diversion needs to be made urgently to the Local Planning Authority first by contacting LegalServices@hinckley-bosworth.gov.uk for an application form and to request further advice about the other specific requirements for an application.

Date Received
21 August 2024

Case Officer
Daniel Putnam

Reviewer
DH

Date Issued
05 September 2024