

From: William Kelly <William.Kelly@leics.gov.uk>
Sent: 12 December 2024 09:25
To: Sullivan Archer
Cc: Planning Folder New
Subject: 24/00610/OUT | Cadent Brick Kiln Street Hinckley

Dear Sullivan,

24/00610/OUT | Outline planning application for the provision of up to 195 dwellings including affordable housing, landscaping, drainage, and associated infrastructure (All matters reserved except for access). | Cadent Brick Kiln Street Hinckley

Archaeological considerations

Thank you for your re-consultation on this application. We recommend that you advise the applicant of the following archaeological requirements, for post-determination trial trenching. Given the presence of the historic gas works within the southern part of the site we would also raise the potential for ground contamination to be present within the application area.

Consideration of the submitted desk-based assessment (York Archaeology DBA Report Ref.: YA/2024/281) and the Leicestershire and Rutland Historic Environment Record (HER) indicates a potential for remains from the prehistoric and Romano-British periods to be present within the development site. The DBA also confirms that the Hinckley Gas Works occupied the southern half of the site (HER Ref.: MLE21632), in addition to further 19th century terraced housing on the western side of Brick Kiln Street. The DBA notes that the outlines of the 1873 Gas Works are illustrated on late 19th century Ordnance Survey mapping, although the extent and footprint of the original 1834 Gas Works buildings is unknown.

Later development during the mid-late 20th century including buildings and formation of hard standing areas is likely to have caused some disturbance to any archaeological remains present within the site. However, it is likely that archaeological remains survive below the modern ground surface outside areas directly impacted by previous deep excavations (such as foundation trenches and services). There is therefore a likelihood that the proposed development would adversely impact significant archaeological remains dating from the prehistoric through to the post-medieval periods. As such it is recommended that any approval of the current scheme, makes provision for a suitable programme a staged archaeological mitigation, secured by condition on any planning approval.

In accordance with National Planning Policy Framework (NPPF), Section 16, paragraph 194, the development area is of archaeological interest and also has the potential for further unidentified archaeological deposits. Based upon the available information, it is anticipated that these remains whilst significant and warranting further archaeological mitigation prior to the impact of development, are not of such importance to represent an obstacle to the determination of the application (NPPF paragraph 195).

While the current results are sufficient to support the planning decision, further post-determination trial trenching will be required in order to define the full extent and character of the necessary archaeological mitigation programme.

NPPF paragraph 205, states that Local Planning authorities should require developers to record and advance understanding of the significance of any heritage assets to be lost (wholly or in part) in a manner proportionate to their importance and the impact of development, and to make this evidence (and any archive generated) publicly accessible.

In that context it is recommended that the current application is approved subject to conditions for an appropriate programme of archaeological mitigation, including an initial phase of exploratory trial trenching, followed, as

necessary by intrusive and non-intrusive investigation and recording. The Historic & Natural Environment Team (HNET) will provide a formal Brief for the latter work at the applicant's request.

If planning permission is granted the applicant must obtain a suitable written scheme of Investigation (WSI) for both phases of archaeological investigation from an organisation acceptable to the planning authority. The WSI must be submitted to the planning authority and HNET, as archaeological advisors to your authority, for approval before the start of development. They should comply with the above mentioned Brief, and with relevant Chartered Institute for Archaeologists "Standards" and "Code of Practice". It should include a suitable indication of arrangements for the implementation of the archaeological work, and the proposed timetable for the development.

We therefore recommend that any planning permission be granted subject to the following planning conditions (informed by paragraph 37 of Historic England's Managing Significance in Decision-Taking in the Historic Environment GPA 2), to safeguard any important archaeological remains potentially present:

1. No demolition/development shall take place/commence until the necessary programme of archaeological work has been completed. The programme will commence with an initial phase of trial trenching to inform a final archaeological mitigation scheme. Each stage will be completed in accordance with a written scheme of investigation (WSI), which has been [submitted to and] approved by the local planning authority in writing. For land that is included within the WSI, no demolition/development shall take place other than in accordance with the agreed mitigation WSI, which shall include the statement of significance and research objectives, and
 - The programme and methodology of site investigation and recording and the nomination of a competent person(s) or organisation to undertake the agreed works
 - The programme for post-investigation assessment and subsequent analysis, publication & dissemination and deposition of resulting material. This part of the condition shall not be discharged until these elements have been fulfilled in accordance with the programme set out in the WSI.

Reason: To ensure satisfactory archaeological investigation, recording, dissemination and archiving

The Written Scheme of Investigation (WSI) must be prepared by an archaeological contractor acceptable to the Planning Authority. To demonstrate that the implementation of this written scheme of investigation has been secured the applicant must provide a signed contract or similar legal agreement between themselves and their approved archaeological contractor.

The Historic and Natural Environment Team, as advisors to the planning authority, will monitor the archaeological work, to ensure that the necessary programme of archaeological work is undertaken to the satisfaction of the planning authority.

Please will you ensure a copy of the Decision Notice is sent to us in due course, to enable us to continue to monitor and safeguard the archaeology of this site. Should you or the applicant have any further queries please do not hesitate to contact us.

Yours sincerely,

William

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