

From: public.access@hinckley-bosworth.gov.uk
Sent: 19 December 2024 15:36
To: Planning Application Comments
Subject: Consultee Comments for Planning Application 24/01079/OUT

Consultee comments

Dear Sir/Madam,

A consultee has commented on a Planning Application. A summary of the comments is provided below.

Comments were submitted at 19/12/2024 3:35 PM from Mr William Kelly (william.kelly@leics.gov.uk) on behalf of LCC Archaeology - Historical And Natural Environment Team.

Application Summary

Reference:	24/01079/OUT
Address:	Land North Of Station Road Market Bosworth Nuneaton Leicestershire
Proposal:	Outline planning application for up to 126 dwellings (all matters reserved except access)
Case Officer:	Sullivan Archer

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Comments Details

Dear Sullivan,

24/01079/OUT | Outline planning application for up to 126 dwellings (all matters reserved except access) | Land North Of Station Road Market Bosworth

Archaeological considerations

Thank you for your consultation on this application. We recommend that you advise the applicant of the following archaeological requirements, for post-determination trial trenching.

Comments:

We would also recommend that you seek the advice of your specialist Conservation Officer regarding any potential impacts of the development upon the setting and significance of the designated Ashby Canal Conservation Area.

The Leicestershire and Rutland Historic Environment Record (HER) notes that the site lies within an area of archaeological interest. The applicant has submitted an archaeological desk-based assessment and the results of geophysical surveys undertaken for previous applications covering the current application area, which are welcome. Whilst geophysical survey can be a useful tool in identifying the presence of certain types of magnetically sensitive activity beneath the ground surface, there are certain categories of archaeological activity, such as prehistoric remains or burials, that do not typically provide a strong geomagnetic response and are not usually identified by this means. Geophysical survey cannot therefore

be used by itself to establish the absence of archaeological activity on site and it is generally recommended that such work supplemented by a programme of intrusive trial trenching in order to test the results. Whilst the geophysical survey on this site has not provided any definitive evidence for archaeological activity here, it has picked up some anomalies of uncertain origin and an archaeological provenance for these has not been ruled out.

Given the scale of the development site there remains potential for the presence of previously unidentified archaeological deposits within the development area. However, following a review of the evidence contained within the HER, the archaeological information submitted by the applicant and given the flexibility available as an outline application, we are of the opinion that the archaeological potential of the site could be managed by way of a conditioned approach. In this regard it is strongly recommended that the required trial trenching should be undertaken prior to the submission of any forthcoming Reserved Matters application for this development and the results of this work should be submitted to the planning authority to assist in the determination of that scheme.

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

Kind regards