

CONSULTATION UNDER TOWN AND COUNTRY PLANNING ACT 1990

Consultation on Planning Application - PL/2023/00455/DIS

Proposal: Discharge of condition No.16 (Sports Fencing Details) following planning approval PL/2022/00491/PPFL

Location: Bosworth Wood Centre Auckland Drive Smiths Wood Solihull

Case Officer: Tristan Hazel

Date comments sent	18.5.23
Name of consultee department	Public Protection
Consultation response author	A Clover

No Comments	
No Objection	x
No Objection Subject to conditions	
Objection	
Further information Requested –	

Comments:
(Please explain the reason for your response)

With reference to the planning application detailed above Public Protection (PP) provide update comment as follows:

The applicant has not agreed matters relating to a (northwest) return on the fence, and will not action this. While PP do not agree that this matter would constitute a major material change, or present any significant reduction in visual amenity (and would likely present beneficial acoustic line of sight reductions), we acknowledge that:

- Information on the location, height, and specification of the noise barrier to the north of the site **has now been provided**
- Weldmesh fencing **shall** be securely clamped with resilient fixings
- The noise barrier to the north is to achieve **a superficial mass of 16.96kg/m²**

With the necessary information submissions actioned, PP do not raise objection to the discharge of condition 16 of PL/2022/00491/PPFL.

Further information required (if applicable):

(Please explain the reason for your response)

Amendments recommended (if applicable):

(Please explain the reason for your response)

Recommended conditions (if applicable):

(Please provide justification for any pre-commencement conditions)

If the application is to DISCHARGE CONDITIONS, please confirm the list of documents you are approving below:

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If the application requires a S106 contribution/ requirement, please include the following information:

Please note: The legal tests for when a S106 contribution can be requested are set out in regulation 122 and 123 of the Community Infrastructure Levy Regulations 2010 (as amended). The regulations and guidance can be viewed here: <https://www.legislation.gov.uk/ukdsi/2010/9780111492390/regulation/122> and <https://www.legislation.gov.uk/ukdsi/2010/948/contents/made> and <https://www.gov.uk/guidance/planning-obligations> and

The tests are:

1. Necessary to make the development acceptable in planning terms;
2. Directly related to the development; and
3. Fairly and reasonably related in scale and kind to the development.

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| • Contribution description | |
| • Contribution amount £ (if applicable). Please provide justification. | |
| • Trigger point for payment (i.e. upon commencement of development, upon first occupation, upon 50% occupation...) | |
| • Trigger point for works to be undertaken (if applicable) | |