DECISION DELEGATED TO DEVELOPMENT MANAGER

Application No:	**H16-0542-20**	**Applicant:**	**Longhurst Group Ltd.**
Proposal:	Residential Development of 36 Dwellings and associated works - approved under H16-0459-19. Change of connection point for foul drainage purposes.		
Location:	Former Welland Hospital Site Holbeach Road/Roman Bank Spalding		
Terminal Date:	18th August 2020		

Planning Policies

South East Lincolnshire Local Plan - Adopted: March 2019

02	Development Management
03	Design of New Development
04	Approach to Flood Risk

National Guidance

National Planning Policy Framework 2019

NPPF 2019.

Representations:

	Object	Support	No Obj.	Comments
HIGHWAYS & SUDS SUPPORT	0	0	0	1

CASE OFFICER ASSESSMENT

Proposal

Change of connection point for foul drainage purposes for the residential Development of 36 Dwellings and associated works - approved under H16-0459-19.

Site Description

As host application.

History

H16-0459-19. Residential development of 36 dwellings and associated works - Outline approval

H16-0853-17. Submission of reserved matters relating to Access, Appearance, Landscaping, Layout and Scale.. Approved 05-08-19.

H16-0853-17. Outline. Residential development for up to 36 residential units and associated works. Approved 15-01-19.

Consultation Responses

LCC SUDS

Does not wish to restrict the grant of permission.

Having given due regard to the appropriate local and national planning policy guidance (in particular the National Planning Policy Framework), Lincolnshire County Council (as Highway Authority and Lead Local Flood Authority) has concluded that the proposed change of connection point to the foul water drainage system would not impact on the highway and accordingly does not wish to object to this planning application.

Planning Considerations

It is considered that the change of connection point for foul drainage purposes is acceptable and shall have no external impact on the development.

Conclusion

Approve.

Additional Considerations

Public Sector Equality Duty

In making this decision the Authority must have regard to the public sector equality duty (PSED) under s.149 of the Equalities Act. This means that the Council must have due regard to the need (in discharging its functions) to:
A. Eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act
B. Advance equality of opportunity between people who share a protected characteristic and those who do not. This may include removing or minimising disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic; taking steps to meet the special needs of those with a protected characteristic; encouraging participation in public life (or other areas where they are underrepresented) of people with a protected characteristic(s).
C. Foster good relations between people who share a protected characteristic and those who do not including tackling prejudice and promoting understanding.

The protected characteristics are age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex and sexual orientation.

The PSED must be considered as a relevant factor in making this decision but does not impose a duty to achieve the outcomes in s.149. It is only one factor that needs to be considered, and may be balanced against other relevant factors.
not t is xxx considered that the recommendation in this case will have a disproportionately adverse impact on a protected characteristic.

Human Rights

In making a decision, the Authority should be aware of and take into account any implications that may arise from the Human Rights Act 1998. Under the Act, it is unlawful for a public authority such as South Holland District Council to act in a manner that is incompatible with the European Convention on Human Rights. The Authority is referred specifically to Article 8 (right to respect for private and family life) and Article 1 of the First Protocol (protection of property).

It is not considered that the recommendation in this case interferes with local residents' right to respect for their private and family life, home and correspondence, except insofar as it is necessary to protect the rights and freedoms of others (in this case, the rights of the applicant). The Council is

also permitted to control the use of property in accordance with the general public interest and the recommendation is considered to be a proportionate response to the submitted application based on the considerations set out in this report.