DECISION DELEGATED TO HEAD OF PLANNING

Application No:	**H16-0859-25**	**Applicant:**	**SAS Energy, EDF Renewables**
Proposal:	Details of written scheme of archaeological investigation (Condition 9 of H16-0871-24)		
Location:	1 Fulney Lane North Spalding		
Terminal Date:	6th November 2025		

Planning Policies

South East Lincolnshire Local Plan - Adopted: March 2019

29 The Historic Environment

National Guidance

National Planning Policy Framework December 2024

Section 16 - Conserving and enhancing the historic environment

Representations:

	Object	Support	No Obj.	Comments
HISTORIC ENVIRONMENT OFFICER	0	0	0	1

CASE OFFICER ASSESSMENT

Proposal

This is a discharge of conditions application providing details of written scheme of archaeological investigation (Condition 9 of H16-0871-24).

Site Description

The site lies to the south of an industrial area approximately 1.7 kilometres (km) east of the town centre, and adjacent to the Coronation Chanel of the River Welland. The Site is bound to the north by the A151, the east by the A16 and the south by Low Road as shown on the Location Plan.

The application site is located outside the development limit for Spalding & Pinchbeck, to the west of the Coronation Channel and River Welland. To the north is an Established Employment Site. A local wildlife corridor follows the Coronation Channel and a proposed cycle path runs along its eastern bank. To the east of the site is the A16, there is an existing access to the north of these

fields from the A16 and another to the south from Low Road.

History

H16-0871-24 - Change of use of agricultural land and development for Solar array of up to 1.64 MWp and associated infrastructure including connection to Pilgrim's Pride Factory adjacent north. Approved 08-07-25

Consultation Responses

Historic Environment Officer

The submitted archaeological WSI meets the required standards, and we can recommend discharge in full of Condition 9 of H16-0871-24 (Details of written scheme of archaeological investigation)

Planning Considerations

Condition 9 - Written Scheme of Investigation

The condition requires:

No development shall take place until a written scheme of archaeological investigation has been submitted to and approved in writing by the Local Planning Authority. This scheme should include the following and should be in accordance with the archaeological brief supplied by the Lincolnshire County Council Historic Environment advisor on behalf of the Local Planning Authority.

The applicant has provided:

- Written Scheme of Investigation for Archaeological Evaluation.

The Historic Environment Team have been consulted and reviewed the WSI. Officers confirm that the proposed scheme is acceptable and recommend the discharge of condition 9.

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.

It is not 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.

Conclusion

Condition 9 of H16-0871-24 is hereby discharged.