DECISION DELEGATED TO DEVELOPMENT MANAGER

Application No:	**H16-1183-20**	**Applicant:**	**Department for Education**
Proposal:	Details of updated travel plan (Condition 3 of H16-1002-17)		
Location:	South Holland Post Sixteen Centre Matmore Gate Spalding		
Terminal Date:	25th February 2021		

Planning Policies

South East Lincolnshire Local Plan - Adopted: March 2019

33 Delivering a More Sustainable Transport Network

National Guidance

National Planning Policy Framework 2019

Section 9 Promoting sustainable transport

Representations:

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

CASE OFFICER ASSESSMENT

Proposal
Application seeks to discharge condition 3 of H16-1002-17 by the submission of an updated travel plan.

Site Description
As host application.

History
H16-1002-17 - Development of multi-use games area south of existing South Holland Post 16 Centre in Spalding and associated external works - Approved 17/12/17.

Consultation Responses

LCC Local Highway and Lead Local Flood Authority
"The details submitted to discharge condition 3 attached to Decision Notice (H16-1002-17) are acceptable in accordance with the Travel Plan submitted."

Planning Considerations

Whether the submitted travel plan is satisfactory. It has been assessed by LCC as the Local Highway Authority who has commented that the details are acceptable.

Conclusion

The submitted travel plan is acceptable thus the condition may be discharged.

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.