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TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED) – SECTION 73.

**NOTICE OF GRANT OF PLANNING PERMISSION**

Altrad Babcock  
Unit 8 Galemire Court  
Crow Park Way  
Moor Row  
Whitehaven  
CA24 3HY  
FAO: Mr Dayne Dormand

**APPLICATION No: 4/24/2236/0B1**

**VARIATION OF CONDITION 2 (TIME PERIOD OF TEMPORARY PERMISSION)  
OF PLANNING APPROVAL 4/22/2256/0F1 - TEMPORARY CONSTRUCTION,  
TESTING AND DEMOLITION OF A MOCK CHIMNEY STRUCTURE, ERECTION  
OF A DEMOLITION PLATFORM AND ASSOCIATED WORKS  
19 LECONFIELD INDUSTRIAL ESTATE, CLEATOR MOOR**

**ADAPT (Atkins Realis and Altrad Babcock)**

The above application dated 02/07/2024 has been considered by the Council in pursuance of its powers under the above mentioned Act and PLANNING PERMISSION HAS BEEN GRANTED subject to the following conditions:

**Temporary Permission**

1. The use hereby permitted shall be for a limited period expiring on 9 February 2026. At the end of this period the use shall cease, all materials and equipment brought onto the land in connection with the use shall be removed and the land restored in accordance with a scheme previously submitted to and approved in writing by the Local Planning Authority.

Reason

The use hereby approved is not considered suitable as a permanent form of development in order to safeguard the amenities of the locality.

2. Permission shall relate to the following plans and documents as received on the respective dates and development shall be carried out in accordance with them:

#### Documents

Planning Statement by Adapt, ref. PP-11217456, dated 25 May 2022.

Ecological Appraisal, by Tetra Tech Ltd, ref. 784-B038542, dated 6 May 2022.

Geo-Environmental Desk Study, by Tetra Tech Ltd, ref. B038542, Version 1, May 2022.

Transport Form, by Paul Terry, Adapt, ref. PP-11217456, dated 24.05.2022.

Leconfield Noise Assessment Note for the Record, by Adapt, ref. DDP00571-LOT1-ADAPTCTM13540-4510446080-PILE 1 BARREL SPIDA

MANUFACTURE, dated 23.05.2022.

- Environmental Management Plan, Revision A, reference: 5164448-ADT-ZZ-ZZ-TPLN-HS-000001 - RP-B6-SAFE-00100-A by ADAPT, for Spida Mock-Up Project, Leconfield, Cleator Moor, dated 18/08/2022.

Time Extension Request Letter from Dayne Dormand, Altrad Babcock Ltd/ ADAPT, dated 19 June 2024.

#### Plans

Site Location Plan, ref. Figure1\_SiteLoc\_Planning\_20220226\_A, dated 26 May 2022.

Site Location Plan, ref. Figure1\_SiteLoc\_Planning\_20220226\_B, dated 26 May 2022.

Site/Block Plan, ref. 5164448-ADT-XX-XX-DDRW-C-000001 -Rev A, scale 1:500.

Plan and Elevation, ref. 5164448-ADT-XX-XX-DDRW-C-000002 – Mod P1.

Topographical Survey, scale 1:200, WYG\_007\_A - Sheet 7 of 9.

Manhole Record Card, by Environmental Drainage Solutions Ltd, ref. JS7959 LECONFIELD SW MH CARDS, dated 26.10.2021.

Manhole Record Card, by Environmental Drainage Solutions Ltd, ref. JS7959 LECONFIELD FOUL MH CARDS, dated 26.10.2021.

Site Location Plan, drwg no. 20220226, Rev A, scales 1:12,500 & 1:1250, dated 27 June 2024.

Site Location Plan (wider site), drwg no. 20220226, Rev A, scales 1:12,500 & 1:1250, dated 27 June 2024.

Site/ Block Plan, drwg no. 5164448-ADT-XX-XX-DDRW-C-000001 Mod B.scale 1:500.

Reason

To conform with the requirement of Section 91 of the Town and Country Planning Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

### Highways

3. Access gates, if provided, shall be hung to open inwards only away from the highway.

Reason

In the interests of highway safety.

4. The development hereby approved shall be carried out in accordance with the measures to prevent surface and construction water run-off affecting the highway as detailed in the Environmental Management Plan, Revision A, reference: 5164448-ADT-ZZ-ZZ-TPLN-HS-000001 - RP-B6-SAFE-00100-A by ADAPT, dated 18/08/2022 and approved under application reference 4/22/2368/DOC. The measures shall be maintained operational for the lifetime of the development.

Reason

In the interests of highway safety and environmental management

5. The development hereby approved shall be carried out in accordance with the measures to protect the highway drain at all access points within the site as detailed in the Environmental Management Plan, Revision A, reference: 5164448-ADT-ZZ-ZZ-TPLN-HS-000001 - RP-B6-SAFE-00100-A by ADAPT, dated 18/08/2022, and approved under reference 4/22/2368/DOC. The protection measures shall remain in place and operational for the lifetime of the development.

Reason

In the interests of highway safety and environmental protection.

### Environmental Impacts

6. The development hereby approved shall be carried out in accordance with the Environmental Management Plan, Revision A, reference: 5164448-ADT-ZZ-ZZ-TPLN-HS-000001 - RP-B6-SAFE-00100-A by ADAPT, for the Spida Mock-Up Project, Leconfield, Cleator Moor, dated 18/08/2022 approved under

reference 4/22/2368/DOC as regards the details and scope for reducing the effects of noise, vibration, dust and site lighting. These shall be implemented and maintained for the lifetime of the project.

#### Reason

In the interests of the amenities of surrounding occupiers during the operation of the development

#### Ecology

7. The development shall implement all of the recommendations and mitigation measures set out in the Ecological Appraisal reference 784-B038542, prepared by Tetra Tech, dated 6 May 2022, and submitted as part of planning application reference 4/22/2256/0F1.

#### Reason

To protect the ecological interests evident on the site.

#### **Informative – Coal**

The proposed development lies within a coal mining area which may contain unrecorded coal mining related hazards. If any coal mining feature is encountered during development, this should be reported immediately to the Coal Authority on 0345 762 6848.

Further information is also available on the Coal Authority website at:  
[www.gov.uk/government/organisations/the-coal-authority](http://www.gov.uk/government/organisations/the-coal-authority)

#### **Statement**

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received, and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development as set out in the National Planning Policy Framework.

Please read the accompanying notice

02nd September 2024

A handwritten signature in black ink, appearing to read 'N. Hayhurst'.

Nick Hayhurst  
Head of Planning and Place  
Inclusive Growth and Placemaking

**APPROVALS  
(OUTLINE, FULL RESERVED MATTERS & HOUSEHOLDER)**

**TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT  
PROCEDURE) (ENGLAND) ORDER 2015**

**PART 2**

**TOWN AND COUNTRY PLANNING ACT 1990**

**Appeals to the Secretary of State**

- If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
- If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.
- Appeals can be made online at: <https://www.gov.uk/appeal-planning-decision> . If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.
- The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.
- If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate ([inquiryappeals@planninginspectorate.gov.uk](mailto:inquiryappeals@planninginspectorate.gov.uk)) at least 10 days before submitting the appeal. [Further details are on GOV.UK.](#)

**Purchase Notices**

- If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part V1 of the Town and Country Planning Act 1990.