



B O S T O N BOROUGH COUNCIL

Municipal Buildings, West Street, Boston, Lincolnshire, PE21 8QR

Town and Country Planning Act 1990

APPLICATION DECISION NOTICE

Application Reference: B/22/0198

Applicant: Ed Perrin
Renewable Connections Developments Ltd
3rd Floor
141 to 145, Curtain Road
London
EC2A 3BX

Agent: Mr Robert Booth
Dalton Warner Davis (DWD) LLP
6, New Bridge Street
London
EC4V 6AB

In pursuance of the powers exercised by it as Planning Authority, Boston Borough Council, having considered your application to carry out the following development:

Construction and installation of a 132kV underground electrical cable to connect Bicker Solar Farm to Bicker Fen Substation at Land adj North West of Bicker Fen Substation, Bicker, Boston PE20 3BQ

And in accordance with this notice and the particulars given in the application, do hereby give notice of its decision to **GRANT Full Planning Permission** for the said development subject to **compliance with the following condition(s)**:

1. The development hereby permitted shall be begun before the expiration of 4 years from the date of this permission.

Reason: Required to be imposed pursuant to Section 51 of the Planning and Compulsory Purchase Act 2004.

2. The development hereby permitted shall only be undertaken in accordance with the following approved plans:

RC041-001 Site Location Plan
RC041-002 Site Red Line Boundary Plan
RC041-003 Directional Drill Profile
RC041-004 132kV Cable Trench Cross Section Plan

Reason: To ensure that the development is undertaken in accordance with the approved details, in the interests of residential amenity and to comply with Policies 2 and 3 of the South East Lincolnshire Local Plan 2019.

3. Prior to commencement of any development, a plan showing the selected route option for the underground electrical cable, including the extent of the working width required for its installation, shall be submitted to and approved in writing by the Local Planning Authority.

Reason: To define the terms of permission and in the interests of proper planning in accordance with Policies 2 and 3 of the South East Lincolnshire Local Plan 2019.

4. Prior to commencement of any development, a construction method statement for the selected route option for the underground electrical cable, including details of the methods for installing the cable and the reinstatement of the working width required for its installation shall be submitted to and approved in writing by the Local Planning Authority.

Reason: To ensure that the construction methods are acceptable and do not result in any unacceptable environmental impact in accordance with Policies 2 and 3 of the South East Lincolnshire Local Plan 2019.

5. No development shall take place until a written scheme of archaeological investigation has been submitted to and approved by the Local Planning Authority. This scheme should include the following:
 1. An assessment of significance and proposed mitigation strategy (i.e. preservation by record, preservation in situ or a mix of these elements).
 2. A methodology and timetable of site investigation and recording.
 3. Provision for site analysis.
 4. Provision for publication and dissemination of analysis and records.
 5. Provision for archive deposition.
 6. Nomination of a competent person/organisation to undertake the work.

The scheme of archaeological investigation must only be undertaken in accordance with the approved details.

Reason: In the interest of protecting heritage assets and features of archaeological interest in accordance with Policy 29 of the South East Lincolnshire Local Plan 2019.

6. No development shall take place until a Construction Ecological Management Plan has been submitted to and approved by the Local Planning Authority. The document should include the following:

Details for the appropriate exit and entry points of the directional drill, together with proposed machinery movements, to ensure that watercourses and the associated riparian habitats are appropriately protected.

Pre-construction surveys in respect of badgers to determine whether the status of setts have changed and protection measures which will be undertaken if active setts are found. Measures to protect badgers during the construction phase should also be included, such as the prevention of trapping badgers in open trenches.

Precautionary protection measures for reptiles, should works be undertaken within suitable boundary features.

Pre-works nesting surveys and protection measures for nesting birds, should the proposed works be undertaken within the breeding season.

The scheme only be undertaken in accordance with the approved details.

Reason: In the interest of protected species, and to support ecological protection and biodiversity enhancement, in accordance with Policy 28 of the South East Lincolnshire Local Plan 2019.

In determining this application the authority has taken account of the guidance in paragraph 38 of the National Planning Policy Framework 2021 in order to seek to secure sustainable development that improves the economic, social and environmental conditions of the Borough.

Date: 23-Sep-2022



Mike Gildersleeves
Assistant Director – Planning
Boston Borough Council and East Lindsey District Council

Informatives

Black Sluice Internal Drainage Board: The applicant should be reminded that they must submit an application for consent to relax the Board's Byelaw No.10 (the 9 metre byelaw) to formalise the 2.5m distance agreement.



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 this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice**, if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice.
- **If an enforcement notice is served relating to the same or substantially the same land and development as in your application** and if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of service of the enforcement notice, or within 6 months [12 weeks in the case of a householder appeal] of the date of this notice, whichever period expires earlier.
- **If this is a decision to refuse planning permission for a householder application**, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.
- **If this is a decision to refuse planning permission for a minor commercial application**, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.
- **If this is a decision to refuse express consent for the display of an advertisement**, if you want to appeal against your local planning authority's decision then you must do so within 8 weeks of the date of receipt of this notice.
- **If this is a decision to refuse consent for works to a tree protected by a Tree Preservation Order**, if you want to appeal against your local planning authority's decision then you must do so within 28 days of the date of this notice.
- **For all other decisions**, 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/planning-inspectorate>. 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) at least 10 days before submitting the appeal. [Further details are on GOV.UK.](#)
- **Proposed Demolition** - The provision of Section 80 of the Building Act 1984 require that anyone who intends to demolish a building or structure shall give notice to the Council's Building Control department (01205 314295) beforehand, and work shall not commence until the Local Authority has given Notice under Section 81, or the relevant period of 6 weeks has expired.

THIS IS A LEGAL DOCUMENT – PLEASE RETAIN IN A SAFE PLACE, PREFERABLY WITH YOUR DEEDS