

Non-material Amendment: Bentonite Wall



Case Officer: Mr Ray McMurray

On 22 December 2010 the Council, as Local Planning Authority, received an application from Harrow Estates for a non-material amendment to the existing planning permission reference S/2307/06/F to allow for the removal of part of the Bentonite Wall that is otherwise not permitted by condition no. 5 of the planning permission.

The relevant section of wall is within the site and is, in effect, free-standing, to the extent that the soil on either side has been removed. The applicant considered that it no longer performs the function it was originally intended for of helping guard against the risk of pollution to nearby controlled waters and its presence was hindering the remediation operations.

The Local Planning Authority, took advice from the Environment Agency and from officers within the Council's Health and Environmental Services as to the function of the wall and the effects of its partial removal. The advice indicated that the projecting part of the wall was no longer performing any function relating to pollution control.

The amendment was determined to be non-material on 25 January 2011 such that condition no.5 of the planning permission could be accepted as being reworded to accommodate the demolition of part of the wall. The removal of the freestanding section is therefore authorised by the Council. The accepted revised text of the condition is available to view on the website. Approval for any other works to the wall remains a requirement of the planning permission.

For further information please contact the case officer direct on 01954 713259 or ray.mcmurray@scambs.gov.uk