

TENDRING DISTRICT COUNCIL

DEVELOPMENT CONTROL COMMITTEE

ALTERATIONS AND ADDITIONS TO DEVELOPMENT CONTROL COMMITTEE

6 January 2011

AGENDA ITEMS A.2 and A.3

**10/00201/FUL, 10/00202/FUL, 10/00203/FUL, 10/00204/LBC - Bathside Bay,
Stour Road, Harwich**

1. Correction to Report

Page 33 paragraph 6.5.2 and page 132 6.10.2 – Reference should be made to Remote Rail Works as an additional obligation.

Page 39 - 10/00201/FUL should read 10/00202/FUL

Page 127 paragraph 6.7.7 – 00/00600/FUL should read 03/00600/FUL.

2. Additional Representations

Three additional representations have been received. These representations generally reiterate previously raised points. Such matters are addressed within the reports. In general terms the content of the representations urges the DCC to await the EC determination as it is argued that there has been no proper assessment under the Habitats Regulations.

Consultation response received from Department of Communities and Local Government. This representation advises that a meeting was between DCLG and the EC and that within the meeting DCLG were able to demonstrate that there had been no contravention of the Habitats Directive. However, the Commission are likely to keep an eye on future developments at Bathside Bay.

Further consultation response received from Natural England which states that Natural England does not object to applications 10/00201/FUL, 10/00202/FUL and 10/00203/FUL and that they are satisfied that the proposed variations to the specified conditions will have no greater affect upon the integrity of the SPA than the original permission would have had. Natural England agrees that the proposed changes to the existing permission, either alone or in combination with other plans or projects, would not be likely to have significant additional effect on the Stour and Orwell Estuaries SPA and Ramsar site; the original Appropriate Assessment report and its conclusion of 'adverse impact upon integrity' therefore still stands. Natural England also offers advisory comments.