



Canal &
River Trust

Keeping people, nature & history connected

22 November 2012

Leeds City Council
Planning Services
Leonardo Building
2 Rossington Street
Leeds
LS2 8HD

Our Ref BWYS-PLAN-2012-12060-1
Your Ref P/11/03705/FU/MIN

Dear Mr Clive Saul

The Town & Country Planning Act 1990 (as amended)

Planning & Compulsory Purchase Act 2004

Application No: P/11/03705/FU/MIN

Proposal: Revised plans for Energy Recovery Facility (incineration of waste & energy generation), associated infrastructure & improvements to access & bridge.

Location: Skelton Grange Road, Stourton, Leeds

Waterway: Aire & Calder Navigation Main Line

Thank you for your consultation dated 02 November 2012 in respect of the above.

The British Waterways Board (Transfer of Functions) Order 2012 has substituted references to British Waterways in the Town and Country Planning (Development Management Procedure) (England) Order 2010 to the Canal & River Trust. As such, local planning authorities are now required to consult the Canal & River Trust on applications for planning permission in the same way as British Waterways was previously consulted. In addition, under the British Waterways Board Transfer Scheme 2012 (also made under the Public Bodies Act 2011) all the property of British Waterways in England and Wales has now vested in the Trust.

The Canal & River Trust is a company limited by guarantee and registered as a charity. It is separate from government but still the recipient of a significant amount of government funding.

The Trust has a range of charitable objects including:

- To hold in trust or own and to operate and manage inland waterways for public benefit, use and enjoyment;
- To protect and conserve objects and buildings of heritage interest;
- To further the conservation, protection and improvement of the natural environment of inland waterways; and

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Patron: H.R.H. The Prince of Wales. Canal & River Trust is a company limited by guarantee registered in England & Wales under number 7807276; and a charity registered with the Charity Commission under number 1146792.

- To promote sustainable development in the vicinity of any inland waterways for the benefit of the public.

The Trust supports the amended plans that include access improvements to and from Skelton Road Bridge onto the Towpath/Trans-Pennine Trail. These improvements will allow greater enjoyment of the waterway for leisure and recreation, with associated health and well-being benefits.

Canal & River Trust Landowner Comments

There is an existing legal agreement dated 26th September 1958 made between The British Transport Commission (Now Canal & River Trust) and Central Electricity Generating Board for the existing bridge over the Aire and Calder Navigation.

Any proposals for alterations/change of use to the existing bridge will require the formal written consent and agreement of the Trust and for the avoidance of doubt it is not intended that this correspondence will provide such consent.

In respect of Estate issues relating to the bridge –the Applicant should contact our Senior Estate Surveyor –Jonathan Tinsley on 0113 2816848.

Furthermore, if the Council is minded to grant planning permission, it is requested that the following informative is attached to the decision notice:

“The applicant/developer is advised to contact Alan Daines (0113 200 5713) in order to ensure that any necessary consents are obtained and that the works comply with the Canal & River Trust “Code of Practice for Works affecting the Canal & River Trust”.

In addition, in order for the Canal & River Trust to effectively monitor our role as a statutory consultee, please send me a copy of the decision notice and the requirements of any planning obligation.

Should you have any queries please contact me at this office

Yours sincerely

Martyn Coy
Area Planner
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