Discharge of Conditions

Name and address of applicant

Electricity Northwest
304 Bridgewater Place
Birchwood Park
Warrington
Cheshire
WA3 6XG

F A O Mr Matthew Tregilgas

Name and address of agent (if any)

Mr Ronald Muriuki
Corstorphine & Wright Manchester
The Stables
Paradise Wharf
Ducie Street
Manchester
M1 2JN

Part I - Particulars of application:

Date of application: 29 January 2013
Application No: 11/13/0054

Particulars and location of development:

Discharge of condition No 6 of 11/12/0364

Electricity North West Whitebirk Drive Knuzden

Particulars of application requiring discharge of conditions:

Application No 11/12/0364 Conditions 6

Part II - Particulars of decision:

The HYNDBURN BOROUGH COUNCIL

hereby give notice in pursuance of the provisions of the Town & Country Planning Act 1990 of the decisions on the following conditions:

<table>
<thead>
<tr>
<th>Condition No</th>
<th>Decision</th>
<th>Reason</th>
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<tbody>
<tr>
<td>6 (Contaminated Land)</td>
<td>Discharged in part – part (a) only</td>
<td>The submitted report entitled Phase II Preliminary Contaminated Land Risk Assessment Ref 5400_2/MNV-CLRA received on 31 Jan 2013 and the supplementary letter Ref 5400_2 MNW/MB01) received on 31 Jan 2013 are noted and accepted. Please note that full discharge of Condition 6 can only occur post-development and will require the submission of a Verification Report with evidence of the agreed remedial measures.</td>
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Notes

1 If the applicant is aggrieved by the decision of the local planning authority to refuse to discharge a condition, he may appeal to the Secretary of State for the Environment in accordance with section 78(1) of the Town and Country Planning Act 1990 within six months of the date of this notice. (Appeals must be made on a form which is obtainable from the Planning Inspectorate Temple Quay House 2 The Square Temple Quay Bristol BS1 6PN). The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the condition imposed by them, having regard to the statutory requirements (a), to the provisions of the development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the local planning authority was based on a direction given by him.

2 In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 114 of the Town and Country Planning Act 1990.

(a) The statutory requirements are those set out in section 79(6) of the Town and Country Planning Act 1990, namely sections 70(1) and 72(1) of the Act.

Date 21 March 2013

S Prideaux
CHIEF PLANNING AND TRANSPORTATION OFFICER

Planning
Scaitcliffe House
Ormerod Street
Accrington
Lancs
BB5 0PF

Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation.