

Town and Country Planning Act 1990
Town and Country Planning (Listed Buildings and Conservation Areas) Act 1990

Discharge of Condition(s) Approved

Applicant:	OblinArk Ltd - Mr Brannan Tempest	Application Number:	12/05004/COND
Address	Barrowby Carr Cottage Barrowby Carr Drive Leeds WF10 1JW	Date Accepted:	26 November 2012
		Date of Decision:	18 February 2013

Proposed Development At: Lemonroyd Weir Off Fleet Lane Oulton Leeds

Proposal: Consent, agreement or approval required by conditions 3 and 4 of Planning Application 12/02708/FU

Written consent, agreement or approval required by the condition(s) detailed above is hereby **granted**, subject to the following:

Condition 3 (Materials):

The details concerning the materials for the OblinArk, received on the 26th November 2012, are considered acceptable. A double door standard feeder pillar, such as series FP565, painted Olive Green (BS ref 12B27), as outlined in the correspondence received on the 15th August 2012 and the 21st January 2013, is considered appropriate. Considering these factors, condition 3 is discharged subject to the agreed details being implemented and retained as such.

Condition 4 (Monitoring Programme):

The monitoring work outlined within the report entitled Underwater Noise Monitoring at Lemonroyd Weir for OblinArk Hydrokinetic Power Generation by Subacoustech Environmental Ltd, dated 29 November 2012, and the email from Mr Brannan Tempest dated 3 January 2013 is considered acceptable. Therefore, condition 4 is discharged subject to the monitoring proceeding in accordance with the approved documentation and results being provided at the end of the agreed time period.

Please note the following concerning future monitoring requirements: return of salmonids.

As you are aware, this application is for a temporary planning permission up to the 21st February 2014. Should the applicant look to renew the planning permission after this period and this prove acceptable as regards the findings of the monitoring required under Condition 4 of the current permission, the following, as was discussed at the time of the original permission, should be noted.

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Should salmonids return to this part of the river at a time when the barges are still in place / operational, further work will be required to demonstrate no impact on salmonid migration. If it cannot be shown that there is no unacceptable impact the barges will need to be removed from the river. As it is not known when salmonids will return to this section of the river we are unable to give a timeframe for this. Nor at this stage can we give any details of what will be required to demonstrate no impact on salmonid migration. However, the applicant should be made aware that this could involve a lengthy period of monitoring with the barges removed from the river. If the applicant wishes to discuss this further at this stage he should speak with our fisheries officers, with whom he has already been in contact.

