



Report of the Chief Planning Officer

PLANS PANEL: CITY PLANS PANEL

Date: 16th April 2015

Subject: Revocation of Hazardous Substance Consents at former Yorkshire Chemicals site, Kirkstall Rd

APPLICANT
N/A

DATE VALID
N/A

TARGET DATE
N/A

Electoral Wards Affected:

City & Hunslet

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

RECOMMENDATION:

GRANT AUTHORITY TO PURSUE A REVOCATION ORDER UNDER SECTION 14(1) OF THE PLANNING (HAZARDOUS SUBSTANCES) ACT 1990 (AS AMENDED) FOR ALL EXTANT HAZARDOUS SUBSTANCE CONSENTS AT THE FORMER YORKSHIRE CHEMICALS SITE, KIRKSTALL RD, LEEDS

1.0 INTRODUCTION:

- 1.1 This report is presented to Plans Panel as the Council's scheme of delegation does not grant the Chief Planning Officer authority to revoke hazardous substance consents.
- 1.2 The current owners of the site are supporting the Council in the revocation of the consents because they have recently received planning permission for the erection of 113 no. residential units on the land app. ref. 13/05566/FU (Otter Island). The requirement to revoke was explained clearly in the panel report to Members on 8th May 2014 and an obligation to carry out such was included within the Section 106

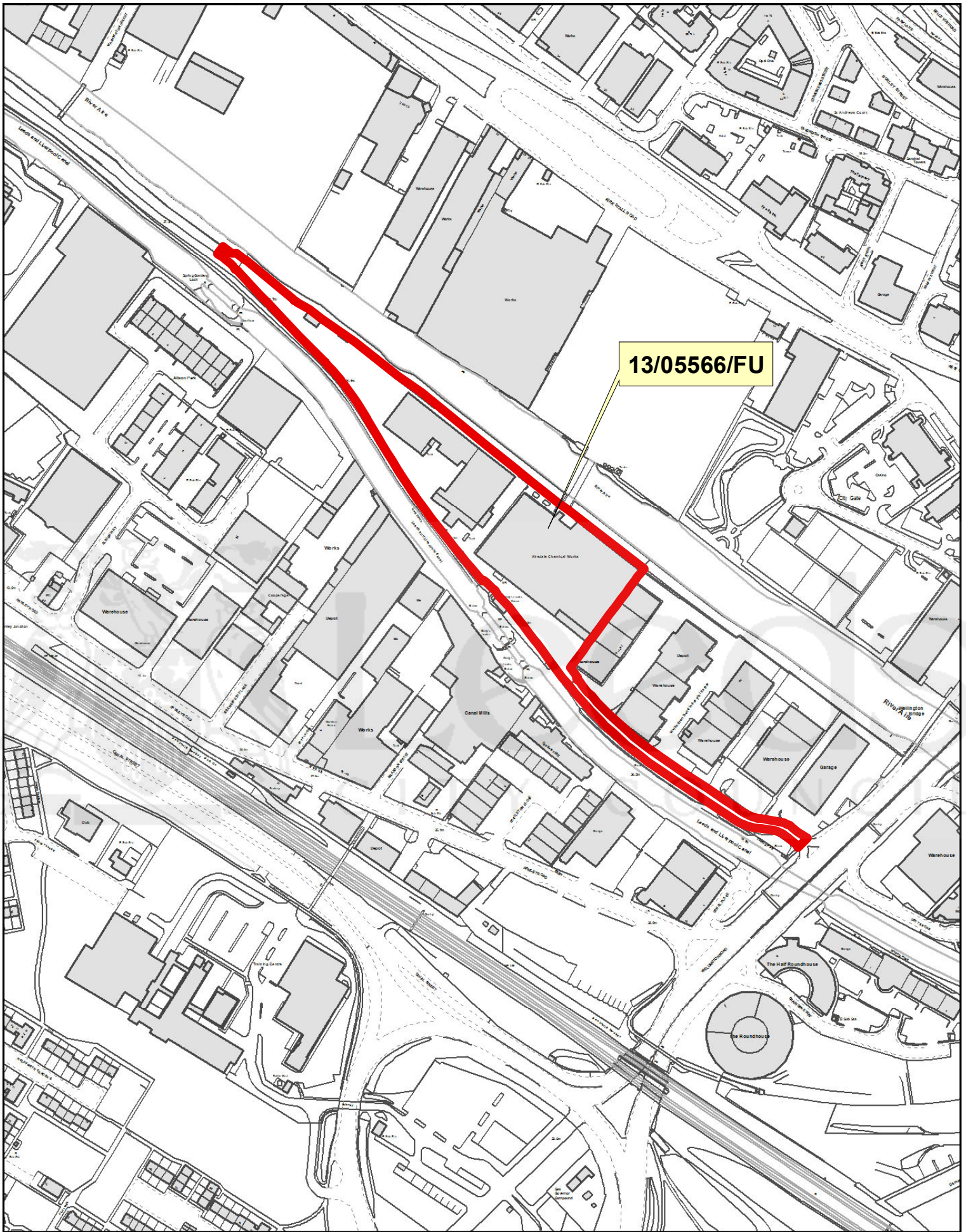
Agreement. This course of action was undertaken with the full knowledge and support of the HSE.

2.0 PROPOSAL:

- 2.1 The Council wishes to pursue a revocation of the extant hazardous substance consents associated with the former Yorkshire Chemicals site on Kirkstall Rd. The ownership of the site has changed since the consents were issued and the use for which the consents were issued has ceased and the buildings have been demolished. The site is being redeveloped following the grant of permission 13/05566/FU (dated 20th August 2014) for the construction of 113 dwellings.
- 2.2 If Members are minded to approve the issuing of the draft Revocation Order, this will then be sent to the Secretary of State for formal determination. Assuming no objections are received, the hazardous substance consents will then be formally revoked. The Council will then advise the HSE of the revocation and the HSE will remove their consultation zones associated with the site.
- 2.3 A copy of the draft Revocation Order is provided with this report at appendix 1.

3.0 LEGAL AND FINANCIAL IMPLICATIONS:

- 3.1 The Planning (Hazardous Substances) Act 1990 sets out the ways in which hazardous substances consents may be revoked. Section 14 provides a general power to revoke consents by way of order to be confirmed by the Secretary of State. Compensation is generally payable but in this case a Section 106 obligation has been signed which provides that no claim for compensation may be made.
- 3.2 The current owners have agreed to assist the council with the legal fees incurred with the revocation process.



13/05566/FU

CITY PLANS PANEL

