

SCHEDULE

Article 15

RESTRICTIONS ON PERMITTED DEVELOPMENT RIGHTS

1.—(1) In their application, respectively, to—

- (a) development authorised by this Order, and
- (b) development carried out on land which falls to be treated as operational land of a dock or harbour undertaker by virtue of this Order,

article 3 of, and Parts 11 and 17 of Schedule 2 to the 1995 Order shall have effect as if the authority to develop given thereunder were subject to the restriction contained in paragraph 2.

(2) For the purpose of the Town and Country Planning Act 1990⁽¹⁾ the restrictions contained in paragraph 2 shall be deemed to be a condition imposed on the grant of planning permission.

2.—(1) No works shall commence until a heritage statement for the proposed works has been submitted to and approved by the local planning authority in consultation with English Heritage.

(2) The statement must include:

- (a) an assessment of the nature and extent of the historical environment in the area of the proposed works;
- (b) an assessment of the likely impact (if any) of the proposed works on the historical environment;
- (c) any proposed measures to mitigate that impact, including any required archaeological field work or watching briefs.

3.—(1) No works shall commence until a written scheme of investigation for areas of archaeological interest has been submitted to and approved by the local planning authority in consultation with English Heritage.

(2) The scheme must include:

- (a) the scope and methodology for the carrying out of any measures identified under paragraph 2(2)(c);
- (b) details of the measures required to be taken to protect, record or preserve any significant archaeological remains that may be found.

(3) Any archaeological field work or watching brief identified under the scheme must be carried out—

- (a) by a suitably qualified person or body approved by the local planning authority, and
- (b) in accordance with the approved scheme.

4. In this Schedule “the local planning authority” means the Borough Council of King’s Lynn and West Norfolk.

(1) 1990 c.8.