Ward Member Consultation Property Prospectus 2 - Tenders land at Queslett Road, Old Horns Crescent.

PROPERTY ADDRESS	WARD	CONSULTATION	COUNCILLOR RESPONSE	RESPONSE
Land at Queslett Road, Old Horns Crescent included in the Birmingham Sites Prospectus 2	Oscott	Email dated 23/9/19 to Cllr's Dring and Linnecor. requesting comments by 2/10/19.	Councillor Dring Oscott Ward responded on 23 September 2019. Councillor Dring commented: "Colleagues Can I thank you for this communication re the land at Queslett Rd Old Horns Crescent. Can I say from the offset that I object to any development proposals for that piece of land.	Any planning proposals that may be brought forward by a successful purchaser will be protected by the prevailing planning policy. In particular sites containing Tree Preservation Orders (TPO's), Sites of Importance for Nature Conservation (SINC), (designation of high ecological value), adjoining or including a designated Nature Reserve or open space, listed buildings and those located within conservation areas must be protected and mitigated as a result of any development in accordance with the Birmingham Development Plan. Councillor Drings comments have been highlighted in the public report.
			The reasons are that for many years now that area has been adopted into the adjoining area the Queslett Rd Nature Reserve and it should remain so as it now forms part of an area of natural beauty."	
			Councillor Linnecor Oscott Ward responded on 23 September 2019. "I agree this land should be incorporated into the Queslett Nature Reserve site. For many years, (until a few weeks ago when fencing was put up to stop volunteers using the land) it was regarded as part of the reserve. This can be seen for example by bird boxes put up in the in the site by both volunteers and Council workers. There are many restrictions TPO and so on, on the site and it would be far better to use it to protect wildlife and extend the SINC Reserve site.	
		Email dated 11/02/20 to Cllr's Dring and Linnecor. requesting comments by	Councillor Dring Oscott Ward responded on 10 February 2020: "Can I on behalf of myself reiterate my previous objections they remain exactly the same. Councillor Linnecor is currently in hospital and I can assure you his views also	

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	13/02/20. Email dated 11/02/20 to Cllr's Barbara Dring and Keith Linnecor. extending request for comments to 17/02/20.	remain unchanged I am authorised to speak on his behalf in his absence so I would reiterate the comments for him that you have on record. Our position therefore is that we object to any development for the stated reasons'. Councillor Dring Oscott Ward responded on 10 February 2020: I think more time would be welcome thank you for this. I would draw to your attention the current problem we are having at Queslett Rd at this present time, there are issues of racers and anti-social behaviour being dealt with by the local police and Supermarket Management are involved. On the 18/02/20 Councillor Dring responded: My comments I think will stand alone Alongside Residents. Councillor Alden Erdington Ward commented at Cabinet 29th October in public session. Objecting to the sale of the site and it should not be sold. That Oscott Ward lacks Public Open Space currently. This represents a rare opportunity to be able to create Public Open Space in Oscott Ward area. The site either formally or informally had been used as part of the next door nature reserve for a number of years. Therefore, the site should be formally added to the nature reserve or turned into a formal park	Officers of Inclusive Growth Directorate have subsequently informed that in relation to refuse no specific planning condition would realistically be applied save for conditions relating to generic site management and provision of refuse bins, refuse removal and collection. Any planning application, which proposed access off Old Horns Crescent would necessitate access through a Site of Importance to Nature Conservation (SINC) and require adequate mitigation and compensation to be secured to address any loss of SINC and maintain wider habitat connectivity from the remainder of the SINC, across Queslett Road and north-west into Walsall. For access through a SINC to be considered acceptable, evidence would need to be provided to demonstrate any development proposal's compliance with BDP policy TP8. Development which directly or indirectly causes harm to local sites of importance for biodiversity and geology (LNRs, SINCs and SLINCs) are only permitted if it has been clearly demonstrated that the benefits of the proposal outweigh the need to safeguard the designated site, damage is minimised and measures can be put in place to mitigate remaining impacts and if damage cannot be avoided or fully mitigated, appropriate compensation is secured. Development proposals which are likely to affect any designated site must be
			supported by adequate information to ensure that the likely impact of the

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	proposal can be fully assessed.
	From a Strategic Planning point of view the site is not flagged in the Employment Land Availability Analysis and not identified as a key employment site. NPPF July 2016 Ministry of Housing Communities and Local Government Annex 2 Glossary (p68) identified it as a main town centre use subject to sequential testing. National Planning Policy Framework (NPPF) Chapter 7 paragraph 86: LPA's should apply a sequential test to planning applications for main town centre uses which are neither in an existing town centre nor in accordance with an up-to-date plan. Main town centre uses should be located in town centres, then in edge of centre locations; and only if suitable sites are not available or expected to become available within a reasonable period should out of centre sites be considered.
	Planning Control commented that the number of refuse bins etc could possibly be conditioned but beyond an applicant agreeing to keep tidy there is little that could be conditioned to control litter.