

Andrew Lewis
Public Protection & Development Management
Cherwell District Council
Bodicote House
Bodicote
BANBURY
OX15 4AA

13 November 2014

Our Ref: SE/CL/2014/37785/C

Dear Andrew,

App Ref: 14/00333/DISC & 14/00334/DISC
Site: Heyford Park, Camp Road, Upper Heyford, Bicester, OX25 5HD
Proposal: Discharge of Condition 39 of 10/01642/OUT.

Thank you for consulting Sport England in respect of the details relating to the above planning condition.

Planning permission (10/01642/OUT) was granted on 22 December 2011 for "Proposed new settlement of 1075 dwellings including the retention and change of use of 267 existing military dwellings to residential use Class C3 and the change of use of other specified buildings, together with associated works and facilities, including employment uses, a school, playing fields and other physical and social infrastructure".

The permission was granted subject to 57 conditions. Condition no. 39 reads:

"Prior to the first occupation of any new build residential unit hereby permitted, a scheme setting out proposed community use of the indoor and outdoor facilities on site shall be submitted to and approved by the Local Planning Authority in consultation with Sport England. The report shall include details of pricing policy, hours of use, access by non-school users/non-members, management responsibilities and include a mechanism for review. The approved scheme shall be implemented upon commencement of use of the development and shall thereafter be retained and maintained."

The stated reason for the condition is:

"To secure well managed safe community access to the sports facility, to ensure sufficient benefit to the development of sport."

The document submitted in pursuance of this condition is entitled "COMMUNITY USE AGREEMENT AS SET OUT IN THE S106 DEED OF VARIATION, JUNE 2014". Therefore, it would appear that the contents of the document may have already been agreed by the District Council.

It is not possible to comment on Part 1 of the document as a copy of neither the Principal Agreement nor the annexed plan has been provided as part of this application.

With the exception of management responsibilities, Part 2 of the document appears to address all of the other matters and is considered to be satisfactory for the purpose of complying with condition 39 of the planning permission. The Council will need to satisfy itself that appropriate management responsibilities have been properly documented (perhaps in the Principal Agreement), prior to formal discharge of the condition.

If you would like any further information or advice please contact the undersigned at the address below.

Yours sincerely

Raymond Cole

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