



Historic England

Mr Maxwell Griffin
Fisher German
The Estates Office, Norman Court
Ivanhoe Business Park
Ashby de la Zouch
LE65 2UZ

Direct Dial: 0161 242 1433

Our ref: S00242184

7 January 2022

Dear Mr Griffin

**Ancient Monuments and Archaeological Areas Act 1979 (as amended); Section 2
control of works
Application for Scheduled Monument Consent**

**FARNDON HOLT BRIDGE, HIGH STREET, FARNDON, CHESTER, CHESHIRE,
CH3 6PT**

Scheduled Monument No: SM CH 124, HA 1006758

Our ref: S00242184

Application on behalf of Severn Trent Water Ltd

1. I am directed by the Secretary of State for Digital, Culture, Media & Sport to advise you of the decision regarding your application for Scheduled Monument Consent received 16 December 2021 in respect of proposed works at the above scheduled monument concerning laying of a temporary above-ground resilience water main across the bridge, consisting of a 125mm polypropylene pipe sleeved by a 160mm for protection, secured by sandbags. The works were detailed in the following documentation submitted by you:

Drawing A7W127560441-STW-XX-XX-DR-C-0001

2. In accordance with paragraph 3(2) of Schedule 1 to the 1979 Act, the Secretary of State is obliged to afford you, and any other person to whom it appears to the Secretary of State expedient to afford it, an opportunity of appearing before and being heard by a person appointed for that purpose. This opportunity was offered to you by Historic England and you have declined it.

3. The Secretary of State is also required by the Act to consult with the Historic Buildings and Monuments Commission for England (Historic England) before deciding whether or not to grant Scheduled Monument Consent. Historic England considers the effect of the proposed works upon the monument to be works that are due to the need to temporarily secure the water supply for the local communities, are sensible and warranted, and will not significantly compromise the integrity of the monument, nor prejudice substantially its longer term preservation.



SUITES 3.3 AND 3.4 CANADA HOUSE 3 CHEPSTOW STREET MANCHESTER M1 5FW

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I can confirm that the Secretary of State is agreeable for the works to proceed providing the conditions set out below are adhered to, and that accordingly Scheduled Monument Consent is hereby granted under section 2 of the 1979 Act for the works described in paragraph 1 above, subject to the following conditions:

- (i) The works to which this consent relates shall be carried out to the satisfaction of the Secretary of State, who will be advised by Historic England. At least 1 week's notice (or such shorter period as may be mutually agreed) in writing of the commencement of work shall be given to Mr A P Davison, Historic England North West, Canada House, 3 Chepstow Street, Manchester, M1 5FW (telephone 0161 242 1412, email andrew.davison@HistoricEngland.org.uk) in order that an Historic England representative can inspect and advise on the works and their effect in compliance with this consent.
- (ii) This consent shall cease to have effect on 31 March 2023 (or such later date as may be mutually agreed).
- (iii) Photographs shall be prepared of the monument after installation of the temporary pipe and again after its removal and a set of the pictures shall be sent to Historic England (Mr A P Davison, address as at condition i above) within 3 months of the completion of the works (or such other period as may be mutually agreed).

4. By virtue of section 4 of the 1979 Act, if no works to which this consent relates are executed or started within the period of five years beginning with the date on which this consent was granted (being the date of this letter), this consent shall cease to have effect at the end of that period (unless a shorter time period is set by a specific condition above).

5. This letter does not convey any approval or consent required under any enactment, bye law, order or regulation other than section 2 of the Ancient Monuments and Archaeological Areas Act 1979.

6. Your attention is drawn to the provisions of section 55 of the 1979 Act under which any person who is aggrieved by the decision given in this letter may challenge its validity by an application made to the High Court within six weeks from the date when the decision is given. The grounds upon which an application may be made to the Court are (1) that the decision is not within the powers of the Act (that is, the Secretary of State has exceeded the relevant powers) or (2) that any of the relevant requirements have not been complied with and the applicant's interests have been substantially prejudiced by the failure to comply. The "relevant requirements" are defined in section 55 of the 1979 Act: they are the requirements of that Act and the Tribunals and Inquiries Act 1971 and the requirements of any regulations or rules



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Historic England

made under those Acts.

Yours sincerely

Linda Calvert

Business Officer

E-mail: linda.calvert@HistoricEngland.org.uk

For and on behalf of the Secretary of State for Digital, Culture, Media and Sport

cc Ashley Batten, Regional Inspector for North East Wales, CADW



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