

SUPPLEMENTARY PLANNING AGENDA – 25<sup>TH</sup> FEBRUARY 2026

ITEM 1 – DM/0443/25/FUL



PLANT AND EQUIPMENT VIEWED FROM THE FRONT WINDOWS OF 25 SUNNINGDALE  
NOTE: BUILT WITHOUT PRIOR PLANNING APPROVAL AUG/SEPT 2025



CURRENT PROPOSALS BY APPLICANT TO REMEDIATE UNAUTHORISED WORKS

Mr Brown – 25 Sunningdale, Waltham

**Agenda Item 2:**

**Application No:** DM/0451/25/FUL

**Application Type:** Full Application

**Application Site:** Land North of Energy Park Way Grimsby North East Lincolnshire

**Proposal:** Construction of a waste treatment facility (hazardous waste treated by high temperature thermal processing and energy recovery) to include 47m (approximately) high flue with ancillary related development including associated access, infrastructure, landscaping and raising of ground levels. Amended Habitat Regulations Assessment received 9th December 2025

**Applicant:** Humber Resources Group

**Case Officer:** Jonathan Cadd

**Reason for Presenting to Planning Committee**

This application would normally be within officers' delegated powers and does not meet the exceptions to delegated powers in the constitution as the application has received no objections from statutory consultees or members of the public. Nonetheless officers seek to refer this matter to the committee or the following reason(s):

Application DM/0451/25/FUL is for a development which has not been proposed in North East Lincolnshire before. It comprises of a waste treatment facility (hazardous waste treated by high temperature thermal processing and energy recovery) to include 47m (approximately) high flue with ancillary related development including associated access, infrastructure, landscaping and raising of ground levels.

As the first application of its kind within NELC, and a detailed one supported by a suite of technical information and reports, it is important to understand the technical and detailed assessment of it as a proposal and as an application in planning terms. It is on this basis that this particular application would benefit from an open and transparent determination process which sets the basis in which future applications which will be considered and assessed; rather than, because of any particular issue raised by officers, the public or consultees.

Officers have taken legal advice, including advice from Counsel and the Council's deputy monitoring officer. Notwithstanding the scheme of delegations, planning committee retains the duty to determine planning applications. The delegated authority is a power which enables delegated decision making. The planning committee, by virtue of the delegated authority, does not lose the power to determine planning applications. If

officers are of the view that in their professional opinion, the planning committee would be better placed to deal with an application, the application can go before committee and any determination by committee would be valid. This is not going against the scheme of delegation and is in accordance with section 101 of the Local Government Act 1972 which states that:

*“(1) Subject to any express provision contained in this Act or any Act passed after this Act, a local authority may arrange for the discharge of any of their functions—*

*(a) by a committee, a sub-committee or an officer of the authority; or*

*(b) by any other local authority*

...

*(4) Any arrangements made by a local authority or committee under this section for the discharge of any functions by a committee, sub-committee, officer or local authority shall not prevent the authority or committee by whom the arrangements are made from exercising those functions.”*

The effect of this is that even once a decision has been delegated to others, the delegating body can always decide to determine the matter itself, unless there was something express or necessarily implicit in the scheme of delegation to prevent this: see R. (on the application of Couves) v Gravesham BC [2015] EWHC 504 (Admin).

While all major planning applications are delegated to the Director of Economy, Environment and Infrastructure (beyond those set out in paragraph 5.5 of Section 5, Part 2 of the Constitution), there is nothing in the Constitution or the Scheme of Delegation which prevents the Planning Committee choosing to decide an application itself notwithstanding the terms of the delegation.

In terms of procedure, paragraph 1.12 of Section 5 states as follows:

*“1.12. Notwithstanding the approval of this Scheme of Delegation, the Cabinet and any Committee exercising delegated powers may, through the course of any Municipal Year:*

...

*1.12.2. amend, substitute or remove specific delegations from this Scheme, subject to appropriate advice from the Monitoring Officer.”*

Prior to presentation of this item by officers and in light of 1.12 above, members are asked to vote on amending the scheme of delegation to permit the Committee to hear this application on this occasion.

## ITEM 4 - DM/0155/25/FUL

From: Anton Le Saux

Sent: 19 February 2026 15:21

To: Planning - IGE <planning@nelincs.gov.uk>

Subject: Ref. No: DM/0155/25/FUL | Status: Pending Decision | Case Type: Planning Application

Good afternoon

I have tried to make a comment and a complaint about the proposed build (see above) and the latest plans but it will not let me make a comment on the link. As such I need to do this through you.

I have looked at the plans and they are currently planning to build within my property boundaries. I do not accept this and need to have this looked at asap.

I have attached a copy of the latest proposed site plan and on the plan I have marked an area in red that they are proposing to run into a grass verge and side road that is within my property boundary. I have also attached a copy of my own boundaries that was provided when I purchased my property

Please advise before I seek legal help.







ITEM 5 - DM/0916/25/FULA

## Humberston Village Council

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*Clerk to the Council – Mrs. K. Peers*

Tel:- 07494 577661

*Email:-* [clerk@humberstonvillagecouncil.gov.uk](mailto:clerk@humberstonvillagecouncil.gov.uk)

Dear Sirs,

18<sup>th</sup> February 2026

The following planning applications were discussed at the meeting of Humberston Village Council held on Tuesday 17<sup>th</sup> February 2026 and the comments below each application listed are the comments resolved to be submitted as follows:

**DM/0916/25/FULA - 15 Humberston Fitties –**

**Amended plans and further information from Heritage Officer/NELC for consideration**

*Heritage Officer's withdrawal of objections noted and agreed with and support for being subject to conditions specified by Heritage Officer. The Village Council would support all comments and recommendations made by the Heritage Officer.*

Yours faithfully,

KJ Peers

**Mrs. K. Peers – Clerk to the Council  
Humberston Village Council**