CUMBERLAND COUNCIL

CONSULTATION RESPONSE

Proposal: PRIOR NOTIFICATION FOR PROPOSED UPGRADE OF FIBRE OPTIC INFRASTRUCTURE

Address: PORT HAVERIGG HOLIDAY VILLAGE, HAVERIGG

Reference: 4/26/2307/0F1

Date: 10/11/2026

Description: Port Haverigg Holiday Village is a caravan park situated on the edge of the lagoon created by the deliberate flooding of the former Hodbarrow iron ore mining area.

Conclusion: No objection

Assessment:

The caravan site is located adjacent to the grade II listed Former Hodbarrow Mine Office, now Herdwicks holiday cottage.

I do not anticipate any effect on the setting of this asset from the proposal, so have no objection.

Relevant Policies and Guidance:

Planning (Listed Buildings and Conservation Areas) Act 1990:

> The Planning (Listed Buildings and Conservation Areas) Act 1990 establishes a need "in considering whether to grant listed building consent for any works [for the Local Planning Authority to] have special regard to the desirability of preserving the building or its setting or any features of special architectural or historic interest" [**Section 16(2)**]. This requirement also applies to the granting of planning permission affecting a listing building or its setting [**Section 66(1)**].

National Planning Policy Framework (2026):

> **Chapter 20. Conserving and Enhancing the Historic Environment:**
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> Decision-making policy **HE4(1)**: Development proposals affecting the significance of a heritage asset, including its setting, should maintain or secure a use consistent with its conservation, and should conserve instead of harm (or minimise where not possible) that significance.
>
> **HE4(2)**: Any harm to the significance of a *designated* heritage asset (including from development within its setting) should have clear and convincing justification.
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> **HE5(1)**: Proposals affecting heritage assets should be accompanied by an assessment of significance (including the contribution of setting) and of potential effect on significance. Detail should be proportionate to the assets' importance, and no more than necessary to

understand the potential effect. This should draw on the Historic Environment Record, and appropriate expertise where necessary.

HE5(2): Assessments of these effects on significance should identify whether the proposals would have a positive effect, no effect, a harmful effect, or result in total loss of significance.

HE6(1): Substantial weight should be given to conserving the significance of a designated heritage asset, irrespective of the potential effect on significance.

HE6(3): "Any harm to a designated heritage asset will be a matter of considerable importance and weight…"

HE6(4): Harm to the significance of a designated heritage asset should be weighed against the public benefit.

HE6(5): Substantial harm to a designated heritage asset is grounds for refusal unless it is necessary to achieve substantial public benefits, or all of a list of conditions apply (see full text).

HE10(1): Where a proposal would result in the loss of all or part of a heritage asset, the development should not be approved unless all reasonable steps have been taken to ensure the new development will proceed, and the applicant should record and advance understanding of the significance of the asset to be lost in a manner proportionate to its importance and the potential impact on it. They should make this evidence accessible in the relevant Historic Environment Record and public depository, as appropriate.

Copeland Local Plan 2021-2038 (2022):

BE1: Heritage Assets

Decision-making should provide for the preservation and enhancement of built heritage assets by:

- Requiring a heritage impact assessment or heritage statement where the proposal would affect a heritage asset;
- Giving great weight to the conservation of Copeland's designated heritage assets when decision making;
- Ensuring that new development is sympathetic to local character and history;
- Supporting proposals that increase the enhancement, promotion and interpretation of Copeland's architectural and archaeological resources;
- Strengthening the distinctive character of Copeland's settlements, through the application of high-quality design and architecture that respects this character and enhances the setting of heritage assets.

BE2: Designated Heritage Assets

- Development should preserve or enhance designated heritage assets (or important archaeological sites) and their settings. The more important the asset, the greater weight that will be given to its conservation. Proposals that better reveal the significance of heritage assets will be supported in principle. Any harm to, or loss of, the significance of a designated heritage asset will require clear and convincing justification.

Sammy Woodford, Conservation and Design Officer