

## Friends of Penzance Harbour

[www.friendsofpzharbour.org](http://www.friendsofpzharbour.org)

### How to help STOP Option A!

This is a new version of "How to help" that takes account of the recent decision by Cornwall Council to resubmit its application for Listed Building Consent (LBC) in respect of the historic South Pier. Without LBC Option A cannot proceed. The previous application was turned down by the Strategic Planning Committee on 14<sup>th</sup> December 2009. The new application is identical in all respects, and there has been no significant material change in the circumstances surrounding the application.

Cornwall Council is now ignoring all alternatives and insisting that Option A is the only option for Penzance. This is not the case. Viable alternatives exist but have been ruled out by Cornwall Council on grounds that do not take the best interests of Penzance into account. And talk of taking the link to Falmouth is designed to intimidate residents into accepting a scheme that is not in the town's best interest. The extra distance and associated operational costs mean that a sustainable "lifeline" link to the Scillies cannot operate from Falmouth. The Council's own consultants told them this in 2004.

To help stop Option A and prepare the way for alternative arrangements in Penzance please consider the following actions:

If you have limited time please start at the top of the list and work down

#### **1. Join our mailing list**

This is the best way of keeping informed of developments. We will let you know when there are major developments and when your help is needed. Please go to:

[www.friendsofpzharbour.org/join\\_mailinglist.php](http://www.friendsofpzharbour.org/join_mailinglist.php)

#### **2. Object to the re-submitted application for Listed Building Consent**

See Annex I (below) for details of how to do this and points that you can include in your letter of objection. The deadline is March 4<sup>th</sup> 2010. If you have already done this, then please write again supplementing the points you previously made with a complaint about the process, and in particular the Council's resubmission of an identical application with no change in circumstances. Under the old Penwith District Council rules this wouldn't have been possible. This letter should be copied to members of the Strategic Planning Committee (contact details at Annex II below) and the Leader of Cornwall Council (contact details at Annex IV below). Cornwall Council has written to objectors suggesting that they do not need to object again but we strongly recommend you do.

#### **3. Recruit an objector**

We know that there are many more objectors out there than wrote letters of objection to the previous application for LBC. If each of you recruit another objector and encourage and help them to write a letter of objection we can easily take the total number of objections to over 1000. This is important as the supporters of Option A will be trying hard to turn their petition into letters of support.

#### **4. Lobby in support of an upgrade to the listing of the South Pier**

The South Pier is being assessed to raise its listing from Grade II to Grade II\*. This would place it amongst the top 7% of historic buildings in the country and help to stop Option A.

Please write to the Rt Hon Ben Bradshaw MP, Secretary of State for Culture, Media and Sport, who will make the final decision. He can be contacted at: Department for Culture Media and Sport, 2-4 Cockspur Street, London, SW1Y 5DH or by e-mail to [enquiries@culture.gov.uk](mailto:enquiries@culture.gov.uk) (put "To Ben Bradshaw" in the "Subject" box).

## **5. Lobby national government to reject LBC**

If the members of the Strategic Planning Committee give in to pressure from the Cabinet and support the request for LBC then the application will be passed to the Rt Hon John Denham MP, Secretary of State for Communities and Local Government for a final decision. He can be contacted at: Communities and Local Government, Eland House, Bressenden Place, London SW1E 5DU or by e-mail at [contactus@communities.gov.uk](mailto:contactus@communities.gov.uk) (put "To John Denham" in the "Subject" box.). If you haven't already contacted them a copy of this letter could also be sent to English Heritage who will advise the Secretary of State. This should be sent to: Andrew Vines, English Heritage, 29 Queen Square, Bristol, BS1 4ND or by e-mail to [andrew.vines@english-heritage.org.uk](mailto:andrew.vines@english-heritage.org.uk).

## **6. Remind your Cornwall councillor that you still object to Option A.**

Their contact details can be found at Annex III (below).

## **7. Write to a celebrity!**

If you know one that's brilliant. It you don't just write to your favourite. A celebrity endorsement at this stage would help enormously.

## **8. Pledge financial support for possible legal work**

If all else fails we will challenge the legality of any decision to build on Battery Rocks beach. To do this we will need £50,000 or more for legal expenses. Many of you have already pledged support totalling several thousand pounds, and we thank you for that, but we are still a long way from what we will need. If you haven't made a pledge yet then please think about doing so (go to: [www.friendsofpzharbour.org/pledge\\_support.php](http://www.friendsofpzharbour.org/pledge_support.php)). If you think you might be one of the small number of people who are willing and able to provide very substantial support please call John Maggs on 01736 332741.

## **9. Put a poster in your window**

These are downloadable from the web site; alternatively contact us and we will send you one.

## **10. Write to your MP**

If you are in the St Ives constituency then you should write to Andrew George at 18 Mennaye Road, Penzance, Cornwall, TR18 4NG or fax: 01736 332866. He needs to know you continue to object to Option A.

## **11. Write to the *Cornishman* and *Western Morning News***

To help keep the issue in the public eye think about writing a letter expressing your concerns to the *Cornishman*, *Western Morning News* or other local media. Letters to *The Cornishman* and *WMN* should be sent to: [letters@cornishman.co.uk](mailto:letters@cornishman.co.uk) and [wmnletters@westernmorningnews.co.uk](mailto:wmnletters@westernmorningnews.co.uk) respectively.

## **12. Tell your friends**

Word of mouth is vitally important to ensure that as many people as possible know about what is happening. The more that know the more that will object and the more difficult it is for Cornwall County Council, the Route Partnership and others to ignore us.

## Annex I

### **How to Object to the re-submitted application for LBC**

As a result of the recently enacted Harbour Revision Order (HRO) Cornwall Council now consider that they have permitted development rights for most of the Option A scheme to build on Battery Rocks beach (see [www.friendsofpzharbour.org/blog\\_more.php?b=49](http://www.friendsofpzharbour.org/blog_more.php?b=49) for more information)

The only thing standing between them and implementation of the Option A scheme is the need for "listed building consent" (LBC). A first application for LBC was rejected by the Council's Strategic Planning Committee on 14<sup>th</sup> December 2009.

**An identical application has now been resubmitted (ref: 10-0095-LBC). A notice for it will appear in *The Cornishman* on 11<sup>th</sup> February and the deadline for objections will be 4<sup>th</sup> March.**

The LBC application can be viewed at [www.cornwall.gov.uk/default.aspx?page=21669](http://www.cornwall.gov.uk/default.aspx?page=21669). For more information about the importance of the listed South Pier view the application's Historic Building Analysis [www.friendsofpzharbour.org/pdfs/HistoricBuildingAnalysis.pdf](http://www.friendsofpzharbour.org/pdfs/HistoricBuildingAnalysis.pdf).

Any member of the public can object and this can be done either in writing to:

Phil Mason, Planning & Regeneration  
Cornwall Council, St Clare, Penzance, TR18 3QW  
Email: [planning.west1@cornwall.gov.uk](mailto:planning.west1@cornwall.gov.uk)

Or on-line at: [www.cornwall.gov.uk/default.aspx?page=14945](http://www.cornwall.gov.uk/default.aspx?page=14945). The on-line form asks you for an "application site address": just put "Penzance Harbour".

However you object be sure to quote the planning application no: **10-0095-LBC.**

**All or some of the following points should be included in your objection but it will be most effective if it is written in your own words.**

#### **Key objections to planning application No. 10-0095-LBC "Listed Building Consent"**

1. The works will seriously harm what the applicant's own Historic Building Analysis describes as "among the most sensitive of any archaeological sites in any Cornish urban environment, and, in a national context, as significant an archaeological resource as any harbour or coastal town in the country".
2. The demolition works will cause very substantial damage to the fabric of the listed building and in particular the pier's 1745 parapet wall. English Heritage has said that "the stonework to the South Pier is a distinctive part of the harbour and creates the setting for the entire area. The loss or concealment of part or all of the harbour walls as part of a scheme may be considered to have a large adverse effect on the heritage asset as a whole."
3. The works will irreversibly bury (through infill and rock armouring) large parts - including the oldest parts - of the largest, longest 18<sup>th</sup> century pier in Cornwall, fundamentally changing its character from a free-standing and iconic part of the town's historic landscape into little more than an underground and inaccessible archaeological relic. The applicant's own historic building analysis describes it as "part of an extensive and important harbour complex that puts it on a par with [Grade] II\* [listed] harbour structures elsewhere in Devon and Cornwall", and goes on to say that the current Grade

II assessment is inaccurate and the pier should be Grade II\* or "scheduled" which would make it part of the most important 8% of listed buildings in the whole country.

4. The works will fundamentally harm the character of the listed building by removing from view the elvan Portzoden reef on which the pier was built and which provided the original shelter from storms that led to the settlement that became Penzance; by removing the reef from view a key narrative linking the pier to its locality and to the history of the settlement of Penzance is lost.
5. The works will fundamentally alter the public's visual experience of the listed building and in particular the part it plays in views of Penzance from the sea, where the pier's part in the history of Penzance is at its clearest and the visible impact of the works is at their greatest.
6. The works involve the addition of a new pier head light, and the switching off of the historic 1853 lighthouse will eliminate the utility and seriously harm the character of a key element of the listed building. The light's new position relative to the pier head (some 20m away) will also seriously undermine the integrity and continuity of the listed building.
7. The abutment and tying-in of a massive modern concrete structure (and rock armour) to an historic building built to different tolerances will inevitably have serious negative impacts on the listed building's fabric and future stability.
8. By drawing heavy goods traffic further into the harbour area (at present they set down at the North Arm) the works will have an adverse impact on the setting and fabric of the listed building.
9. The materials and methods envisaged in the works are entirely out of keeping with the appearance and design of the listed building.
10. The nature of the works and the impact on the listed building is such that meaningful mitigation is not possible; the applicants own planning and heritage statement accepts as much when it describes mitigation in terms of "building recording".

Cornwall Council will almost certainly claim that the damage to the listed building is acceptable because the scheme carries "substantial benefits for the community", so it is important that in addition to items 1-10 (above) you also include the points made in items eleven and twelve (below):

11. The works will not enhance the environment (quite the contrary) and the placing of an industrial development and associated heavy goods vehicles in a leisure area of high historic and amenity values will hinder, not help, the economic regeneration of the area.
12. Because there are alternative plans that meet the same objectives without causing harm to the listed building also means that the works carry no special wider "substantial benefits for the community" of Penzance or the Isles of Scilly.

### **General objections to the scheme as a whole**

1. The development is in conflict with a number of policies and objectives contained in the Local Plan and County Structure Plan.
2. The development will damage the listed South Pier and have a serious adverse effect on the setting and character of the historic harbour and of Penzance as a whole.
3. The development will obliterate Battery Rocks beach and seriously harm the landscape, amenity and natural values of the area.

4. The development ignores traffic congestion problems in the harbour area and does nothing to reduce the adverse effects of this on health, the natural and built environment and public safety.
5. The development's form, bulk and general design are not in keeping with the character of its surroundings.
6. By damaging the natural environment and undermining the town's most important heritage assets, the development harms features that are essential to the long-term wellbeing of the tourism industry and local economy.
7. Alternatives, and in particular the out-of-town freight depot proposal, would meet all the developer's objectives, make efficient use of existing sites and buildings, and remove over 250 cars, vans and lorries from the congested harbour area for each freight sailing.

## Annex II

### **Contact details for the Members/Substitutes of the Strategic Planning Committee**

#### **Members**

##### *Stithians*

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*St Dennis*

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## Annex III

### **Contact details for Penzance Cornwall Council Members**

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You can find the names and addresses of all other Cornwall Council members at:

<http://democracy.cornwall.gov.uk/mgMemberIndex.aspx?bcr=1>

## Annex IV

### **Contact details for Cornwall Council Cabinet Members**

#### *Leader of Cornwall Council*

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#### *Environment Portfolio Holder*

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