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Head Of Development Control  
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Merrion House  
110 Merrion Centre  
Leeds  
LS2 8BB

Our ref: TP/LNE/2023-115

17<sup>th</sup> July 2023

Dear Sir/Madam,

**APPLICATION FOR LISTED BUILDING CONSENT FOR RE-CONSTRUCTION OF  
AUSTHORPE LANE BRIDGE (HUL4/21) IN CONSEQUENCE OF PROPOSALS  
INCLUDED IN A TRANSPORT & WORKS ORDER APPLICATION – THE  
PROPOSED NETWORK RAIL (LEEDS TO MICKELFIELD IMPROVEMENTS) ORDER  
("THE ORDER") LBC PLANNING PORTAL REFERENCE PP-12294434**

Please find enclosed a complete set of application forms and plans seeking Listed Building Consent for the re-construction of Austhorpe Lane overbridge, Cross Gates, Leeds.

The works for which Listed Building Consent is sought are required in consequence of proposals included in Network Rail's application for the Order as submitted by Network Rail on 17<sup>th</sup> July 2023 to the Secretary of State for Transport under section 1 of the Transport and Works Act 1992. Network Rail's application for the Order is to authorise the construction, maintenance and operation by Network Rail of works on the Trans-Pennine Line between Leeds and Micklefield.

Please note that section 12(3A) of the Planning (Listed Buildings and Conservation Areas Act 1990 ("the 1990 Act") provides that:

*“An application for listed building consent shall, without any direction by the Secretary of State, be referred to the Secretary of State instead of being dealt with by the local planning authority in any case where the consent is required in consequence of proposals included in an application for an order under section 1 or 3 of the Transport and Works Act 1992.”*

Where Listed Building Consent applications are required in consequence of proposals included in a Transport and Works Act order application the procedures set out in the Transport and Works Applications (Listed Buildings, Conservation Areas and Ancient Monuments Procedure) Regulations 1992 (“the 1992 Regulations”) will apply to those Listed Building Consent applications.

**Therefore, the Council is required by section 12(3A) of the 1990 Act to refer the LBC applications to the Secretary of State without any direction to do so once you receive them.** Following this referral, the National Planning Casework Unit will then deal with this Listed Building Consent application on behalf of the Secretary of State, in accordance with the 1992 Regulations.

Because of this automatic call-in, the Council is not processing or determining this Listed Building Consent application and so you do not have to carry out the consultations you may otherwise do so if the Council was the determining body. However, it will of course be important to register this Listed Building Consent application with an associated reference number; this is also important in that under the 1992 Regulations it remains the responsibility of the Council to post site notices on suitable locations giving details of the Listed Building Consent application and that all representations need to be made to the National Planning Casework Unit. These notices are to be in place for no less than 7 days during the 42-day period for representations, starting from today.

Please note that as also required by the 1992 Regulations Network Rail, as the applicant, will be simultaneously publishing notice of this Listed Building Consent application in the relevant local newspapers which will mirror the information to be included in the site notices.

The Council may then consider this Listed Building Consent application and send any comments or recommendations to the National Planning Casework Unit within the 42-day period prescribed in the 1992 Regulations.

**Once the application has been given a reference number it should immediately be forwarded to the National Planning Unit, 5 St Philips Place, Colmore Row, Birmingham B3 2PW.**

The full description of this Listed Building Consent application is as follows:

***Listed Building Consent for the demolition of the existing Austhorpe Lane bridge (including the adjacent footbridge and gas pipeline) and a new bridge erected in its place.***

Please find enclosed the following plans and documents in support of this Listed Building Consent application:

151666-TRA-00-HUL4-DRG-R-SG-310001 Location Plan  
151666-TRA-00-HUL4-DRG-R-SG-310002 Proposed Plan  
151666-TRA-00-HUL4-DRG-R-SG-310003 West Elevations  
151666-TRA-00-HUL4-DRG-R-SG-310004 East Elevations  
151666-TRA-00-HUL4-DRG-R-SG-310005 Proposed Sections  
151666-TRA-00-HUL4-DRG-R-SG-310006 Existing Sections  
Bridge Heritage Assessment  
Alternative Options Evaluation Study  
Schedule of conditions proposed to be attached to the Listed Building Consent  
Alan Baxter Associates East Of Leeds Statement Of Significance 2014

**(NB the document listed below, because of the size, have been sent under separate cover by electronic means – you will receive an e-message from me, sent to the generic DC administrative in box today, giving the link to access the report. Please advise immediately if this has not been received.)**

Alan Baxter Associates Route Wide Statement Of Significance 2019

Please let me know if you require any further information. I trust the application can be registered and I look forward to receiving an acknowledgement that the application has been duly forwarded to the National Planning Unit.

Yours faithfully,

**Tony Rivero**  
**Town Planning Manager EM & LNE**