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Planning Applications  
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Your ref: 03/00600/FUL  
Our ref: JNB/PEJ/100399/F/029L

24 February 2010

Dear Sirs

**TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED)  
APPLICATION UNDER SECTION 73 TO VARY OR REMOVE CONDITIONS ATTACHED TO  
APPROVED PLANNING PERMISSION 03/00600/FUL**

We are instructed by our client Hutchison Ports (UK) Ltd to submit an application under Section 73 of the Town and Country Planning Act 1990 (as amended) to vary or remove conditions attached to approved planning permission 03/00600/FUL in respect of the proposed Bathside Bay Container Terminal, Harwich. The description is as follows:

*“Application under s.73 TCPA 1990 (as amended) to vary Conditions 3 (Phasing), 45 (Highways), 46 (Highways) and 47 (Highways) and to delete and replace Conditions 41 (Highways), 42 (Highways), 43 (Highways) and 44 (Highways) of Planning Permission 03/00600/FUL in respect of the Proposed Bathside Bay Container Terminal, Harwich”*

This application has been submitted online via the Planning Portal, although owing to the size of some of the documents, these are submitted only in hard copy format, due to the upload size limit restrictions. In addition to the online planning submission, three copies have also been submitted in hard copy format.

Please find enclosed the following documents that are submitted in support of these applications:

- this covering letter;
- the completed and dated 1APP Planning Application Form, Ownership Certificate C and Agricultural Holdings Certificate and copies of Notices to other parties with an interest in the land;
- Planning Statement;
- drawing reference H1001/01, which identifies the land to which the application relates (approved Application Boundary);
- drawing reference H1001/02 (Rev A), being the Master Plan (RTG Operational Layout);
- Supplementary Environmental Report;
- Supplementary Traffic Assessment; and
- a soft copy of the Environmental Statement submitted in support of the Bathside Bay permission (for information).



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We also enclose:

- the statutory application fee cheque for the application – **£170**; and
- a CD containing (for information):
  - the approved drawings listed at Condition 2 of Planning Permission 03/00600/FUL;
  - the approved Environmental Statement Non-Technical Summary;
  - the approved Environmental Statement (as stated above);
  - the approved Planning and Design Statement; and
  - the approved Transport Assessment – Main Report.

We trust that the enclosed material is acceptable and that you can validate the planning applications. Should you need to discuss any matters further, however, please do not hesitate to contact John Bowles (020 7338 4177).

Yours faithfully

*BNP Paribas Real Estate*

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cc. Jane Stanbridge, Hutchison Ports (UK) Ltd