HINCKLEY & BOSWORTH BOROUGH COUNCIL

Town and Country Planning Act 1990

PLANNING PERMISSION

Name and Address of Applicant
Mr R White
4 Willowdene Way
Barwell
Leicester
LE9 8DU

Name and Address of Agent (if any)
Dingley Technical Services
3 St Marys Court
Barwell
Leicester
LE9 8DF

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Part I - Particulars of Application

Date of Application	**Application No.**
23.09.05	05/01021/FUL

Particulars and location of development :

RESITING OF EXISTING CONTAINERS AND REGULARISATION OF USE FOR POULTRY

Land Off Leicester Lane Desford Leicester

Part II - Particulars of decision

SUMMARY OF DECISION - The proposal is in conformity with Policy/Policies BE1 and NE5 of the Hinckley and Bosworth Local Plan. Planning permission is granted subject to conditions.

In pursuance of its powers under the Town and Country Planning Act 1990, the Hinckley and Bosworth Borough Council grants permission for the carrying out of the development referred to in Part I hereof in accordance with the application form and plans submitted, subject to the following conditions :-

1. The containers identified as 1, 2 and 7 on the approved Site Plan reference 05/01021/FUL/A shall be relocated within two (2) months of this approval and recladded within four (4) months of them being relocated.

2. This permission shall operate solely for the benefit of the applicant and shall not run with the land.

3. The area hatched in black on the approved plan shall be used only for the siting and location of containers one (1), two (2) and seven (7) and remain as such thereafter. The containers shall not be moved, altered or re-sited without prior written approval from the Local Planning Authority.

4. The development hereby approved shall be carried out in accordance with Site Plan number 05/01021/FUL/A and according to details submitted in the agent's Planning Notes received 23rd September 2005 and maintained as such thereafter. There shall be no alterations or variations to the approved plan and Planning Notes without the prior written approval of the Local Planning Authority.

5. The buildings and structures outlined in green on the approved plan shall be removed from the land within two (2) months after the containers identified as 1, 2 and 7 are relocated.

6. No buildings or any other structures shall be erected or constructed, whether permanent or temporary, without the prior written approval of the Local Planning Authority.

The reasons for the conditions are :-

1-4. For the avoidance of doubt.

5. To enhance the appearance of the development to accord with policy BE1 of the adopted Hinckley & Bosworth Local Plan.

6. For the avoidance of doubt.

Continued ...

IT IS IMPORTANT THAT YOU SHOULD READ THE NOTES ON THE REVERSE SIDE OF THIS FORM

NOTES

1. It will be most helpful if the application number shown overleaf is quoted in all correspondence.

2. If the applicant is aggrieved by the decision of the Local Planning Authority to grant permission subject to conditions, he may appeal to the Secretary of State for the Environment in accordance with Section 78 of the Town and Country Planning Act 1990 within **six months (see para 2a below)** of the date of this notice. (Appeals must be made on a form which is obtainable from the Planning Inspectorate, Hawk Wing, Room 3/23, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN). The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that the permission for the proposed development could not have been granted by the Local Planning Authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements as set out in Section 78 of the Town and Country Planning Act 1990, to the provisions of the development order, and to the directions given under the order. He does not in practice refuse to entertain appeals solely because the decision by the Local Planning Authority was based on a direction given by him.

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2a. Appeals- new time rules. Appeals relating to applications made to the Local Planning Authority on or after, 5th September 2003 must be made within **six months** of the date of this notice.

3. If permission to develop land is granted subject to conditions, whether by the Local Planning Authority or by the Secretary of State for the Environment, and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Council a purchase notice requiring that Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

4. In certain circumstances, a claim may be made against the Local Planning Authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.

5. This permission covers only consent under the Town and Country Planning Acts and does not give permission to demolish a Listed Building, for which separate consent is required. Amongst other things the consent of the Council of the district in which the land is situated may be required under the Building Regulations and if the proposals affect land within the limits of the highway (that is between the highway fences or hedges) the separate consent of the Highway Authority may also be required. Steps to obtain the necessary further consents should be taken before proceeding with the development.

SHOPS, OFFICES, FACTORIES, EDUCATIONAL BUILDINGS & BUILDINGS TO WHICH THE PUBLIC ARE TO BE ADMITTED : ACCESS AND PROVISION FOR THE DISABLED PERSONS

1 The Local Planning Authority is required to bring to your attention the requirements of the Disabled Persons 1981, Building Regulations 1991 "Access and facilities for Disabled People" document M and the Chronically Sick & Disabled Act 1970 (as amended 1976) (Sections 4.7.8 and 8A) requiring the provision of access facilities, car parking and toilets for the disabled and the provision of signing indicating what provision has been made for disabled persons within the building. Your attention is also drawn to the Code of Practice B.S 5619 "Design of Housing for the convenience of Disabled People", 1978 and Code of Practice, B.S. 5810 : 1979, "Access for the Disabled to buildings" available from the British Standards Institution, 2 Park Street, London W1A 2BS. (Tel 071-629-9000) and (in so far as educational buildings are concerned), to Design Note 18 "Access for the Physically Disabled to Educational Buildings."

2 The buildings to which these requirements apply are :-

a) Buildings to which the public are to be admitted to which Section 4 of the Chronically Sick & Disabled Act 1970 (as amended 1976) applies.

b) Offices, Shops & Railway Premises as defined in the Offices, Shops & Railway Premises Act 1963 or premises deemed to fall within the Act.

c) Factories as defined by Section 175 of the Factories Act 1961.

d) Educational Buildings as defined by Section 29B of the Disabled Persons Act 1981

PPNOTES

Continuation 05/01021/FUL

NOTES TO APPLICANT :-

1. This consent does not grant or imply permission for the installation or erection of any lighting. Prior to any lighting being installed or erected the applicant must consult with the Local Planning Authority for their prior written agreement.

2. Condition 2 relates to the permission being for the benefit of the applicant and not the land. Should the applicant cease to be the owner of the land all the buildings and structures and livestock must be removed.

Date :- 30.11.05

Proper Officer of the Council

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