

Town Planning 4/0164-91

Ref. No. ....

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

Other

Ref. No. ....

~~THE DISTRICT COUNCIL OF~~

~~IN~~ THE COUNTY OF HERTFORD

To Bovington Brickworks Ltd  
1 Sherbourne Road  
Acocks Green  
Birmingham  
B27 6AD

... USE OF LAND FOR STORAGE OF BRICKS .....  
.....  
at BOVINGTON BRICKWORKS, BOVINGTON, .....

Brief description and location of proposed development.

In pursuance of their powers under the above-mentioned Acts and the Orders and Regulations for the time being in force thereunder, the Council hereby permit the development proposed by you in your application dated ...1st February 1991..... and received with sufficient particulars on...4th February 1991..... and shown on the plan(s) accompanying such application, subject to the following conditions:-

- (1) The development to which this permission relates shall be begun within a period of ..... years commencing on the date of this notice.

See attached Schedule of Conditions numbered 1 - 7.

The reasons for the Council's decision to grant permission for the development subject to the above conditions are:—

~~(1) To comply with the requirements of Section 1 of the Town and Country Planning Act 1971~~

See attached Schedule of Reasons numbered 1 - 7.

Dated..... 10<sup>th</sup> day of June ..... 1991.....

Signed..... *T. J. Bell* .....

Designation ...HEAD OF PLANNING.....

NOTE

(1) If the applicant wishes to have an explanation of the reasons for this decision it will be given on request and a meeting arranged if necessary.

(2) If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may appeal to the Secretary of State for the Environment, in accordance with section 36 of the Town and Country Planning Act 1971, within six months of receipt of this notice. Appeals must be made on a form which is obtainable from the Secretary of State for the Environment, Marsham Street, London, S.W.1.) 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 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, to the provisions of the development order, and to any directions given under the order.

(3) If permission to develop land is refused, or granted subject to conditions, whether by the local planning authority or by the Secretary of State 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 Common Council, or on the Council of the county borough, London borough or county district in which the land is situated, as the case may be, a purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of Part IX of the Town and Country Planning Act 1971.

(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 169 of the Town and Country Planning Act 1971.

SCHEDULE OF CONDITIONS LISTED 1-7 ATTACHED TO THE PLANNING  
PERMISSION ISSUED UNDER APPLICATION NUMBER 4/0164-91 FOR THE  
USE OF LAND FOR BRICK STORAGE. BOVINGDON BRICKWORKS, BOVINGDON  
O S GRID REFERENCE TL 004 028

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1. The use of land authorised by this planning permission shall cease 3 years from the date of this permission, and all operations, except where modified by this schedule of conditions, be completed to the reasonable satisfaction of the Mineral Planning Authority.

Reason: To enable the Mineral Planning Authority to review the situation in the light of circumstances then pertaining.

2. The operations authorised by this planning permission shall, except where modified by this Schedule of Conditions, be undertaken in accordance with the provisions of the Written Statement dated 1 February 1991 (accompanying the application number 4/0164-91), and the plan numbered 1947/02.

Reason: To ensure that an orderly programme of operations and restoration is carried out in such a way that the adverse effects on local amenity are kept to a minimum and that the complete restoration of the land to a beneficial use is achieved.

3. Notwithstanding the provisions of the Town and Country Planning General Development Order 1988, or any subsequent revisions to the General Development Order that may occur, planning permission shall be obtained for the erection of any building, fixed plant, fixed machinery or fixed structures on the land and the written agreement of the Mineral Planning Authority shall be obtained prior to the placing on site of any buildings or structure in the nature of portable plant.

Reason: To minimise the adverse impact of operations on the local community in terms of visual intrusion.

4. Adequate measures to suppress dust shall be taken to the satisfaction of the Mineral Planning Authority.

Reason: To minimise the adverse impact of operations on the local community by minimising dust.

5. The public footpath between the brick storage areas and the existing brickworks shall be maintained to the satisfaction of the Mineral Planning Authority such that the surface can easily be traversed by members of the public.

Reason: To ensure that existing rights of way are fully protected and that rights of way users are not endangered.

6. Floodlights shall only be used on site with the prior written agreement of the Mineral Planning Authority on the design location and direction of each light.

Reason: To improve the appearance and visual amenity of the area and minimise the adverse effects on the local amenity.

7. All plant foundations, hardstandings and fencing no longer required in connection with the use of this land shall be removed from the land within three months of the date specified in Condition 1 and the land restored in accordance with the provisions of the Approved Scheme of Working and Restoration.

Reason: To ensure that an orderly programme of operations and restoration is carried out in the interests of public health and safety, that the adverse effects on local amenity will be kept to a minimum and that the complete restoration of the land is achieved to a beneficial use.