

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

Town Planning

Ref. No. 4/0582/75

Other

Ref. No.

936/75D

THE DISTRICT COUNCIL OF **DACORUM**
 IN THE COUNTY OF HERTFORD

To **Mr. T. E. O'Donnell,**
Greennacres,
Hulse Hall Lane,
Allstock,
Knutsford,
Cheshire.

Agent: Steele Associates,
Bridge House,
23 Bark Street,
Bolton BD1 2BQ.

Re-build bungalow/cafe

at **Whitchill Wood Bungalow, Cafe, London Road, Flamstead.**

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 refuse the development proposed by you in your application dated **18th June 1975** and received with sufficient particulars on **20th June 1975** and shown on the plan(s) accompanying such application.

The reasons for the Council's decision to refuse permission for the development are:—

- 1) The site is within an area allocated on the approved County Development Plan as an area 'without notation' and similarly in Hertfordshire 1981 (A Statement of Planning Objectives and Policies) wherein it is the policy of the Local Planning Authority not to permit development unless it is essentially for agriculture or the essential needs of the rural community. In this case the Local Planning Authority considers that the proposal does not fall within the terms of those policies neither does it contain sufficient merit to justify the overriding presumption against such development in the area.
- 2) The manoeuvring of vehicles to and from the proposed development site would be likely to cause interference with the free flow and safety of traffic using the trunk road and the motorway slip roads.

(Note: Reason No. 2 directed by the Regional Controller).

Dated **2nd** day of **October** 19**75**

Signed.....

Designation **Director of Technical Services**

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, Whitehall, 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 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 District Council in which the land is situated, 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.