

TECHNICAL SERVICES DEPARTMENT

A H Lewis B Eng C Eng M I C E F I Mun E Director

DACORUM DISTRICT COUNCIL

CIVIC CENTRE HEMEL HEMPSTEAD HERTS HP1 1UE

To..... Onslow Croft Partnership, ..... H.C.C. No. 4/0650/77  
..... 29 Park Road, Tring, Herts. .... L.A. No. ....  
.....

DEAR SIR,

Your application under the provisions of Section 53 of the Town and Country Planning Act 1971 dated 16th June 1977 to determine whether planning permission is required in respect of Use of part of the retail shop at Maylands Service Station as a 'Sandwich Bar' for Belvedere Motors.

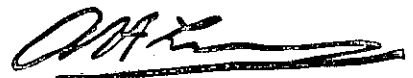
Has been duly considered, and you are hereby given notice that the proposals set out therein ~~do~~/do not constitute development within the meaning of the said Act, and therefore -

- (a) ~~planning permission must be obtained before any such proposals can be carried out~~  
(b) do not require the permission of the Local Planning Authority.

The grounds for this determination are as follows:

The proposed use of the shop as detailed in your letter of 16th June 1977 would not result in a material change to that now existing.

Yours faithfully,



6th July 1977

Dated.....

Director of Technical Services.

T/S.D.14

(See notes on reverse)

NOTES.

(1) Any person who desires to appeal -

- (a) against a determination of a local planning authority under section 53 of the Act; or
- (b) on the failure of a local planning authority to give notice of their decision or determination or of the reference of the application to the Secretary of State,

shall give notice of appeal to the Secretary of State within six months of notice of the decision or determination or of the expiry of the appropriate period allowed under Article 7 (3) of the Town and Country Planning General Development Order 1973 for giving such notice (i.e. 8 weeks from date of receipt of application by Local Planning Authority), as the case may be, or such longer period as the Secretary of State may at any time allow. The notice shall be given in writing, addressed to The Secretary of State for the Environment, Becket House, 1 Lambeth Palace Road, London, SE1 7ER.

(2) Such person shall also furnish to the Secretary of State a copy of the following documents:-

- (i) the application;
- (ii) all relevant plans, drawings, particulars and documents submitted with the application;
- (iii) the notice of the decision or determination, if any;
- (iv) all other relevant correspondence with any local planning authority.

The reasons for the local planning authority's decision to grant permission for the development subject to the above conditions are:-

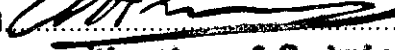
1. To comply with the provisions of Regulation 5(2) of the Town and Country Planning General Development Order, 1963, as amended by the Town and Country Planning General Development (Amendment) Orders 1973 to 1974.
2. To comply with the requirements of Section 41 of the Town and Country Planning Act, 1971.

**(3) To ensure proper development of the site.**

**(4) To ensure proper development of the site and avoid obstruction on adjoining highway.**

**(5) To provide visibility for vehicles entering and leaving the site.**

Dated 28th July, 1977.

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 Department of the Environment, Caxton House, Tothill Street, London SW1H 9LZ.) 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 (a), to the provisions of the development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the local planning authority was based on a direction given by him.

(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 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.

(a) The statutory requirements are those set out in section 36(7) of the Town and Country Planning Act 1971, namely sections 29(1), 30(1), 67 and 74 of the Act.