

INFORMATION SECTION Ref:

Memo From:

CHIEF PLANNING OFFICER
DACORUM BOROUGH COUNCIL

To:

HERTS COUNTY COUNCIL
PLANNING DEPARTMENT

Ref: APPLICATION NO. 4/ 0902/88D

This memorandum confirms formal withdrawal of the above application.

- * I enclose photostat copies of Letter dated 7-7-88
Ref. 43 Maylands Avenue. Hemel Hempstead.

* Delete as necessary

Date 22/ July 1988

7 July 1988
PLB/SB/AVJ
4/0902/88D/JK/RB
Mr Knapp
2577

Strutt Parker
13 Hill Street
Berkley Square
LONDON
W1X 8DL

Dear Sir

43 MAYLANDS AVENUE, HEMEL HEMPSTEAD

I refer to your letter of 12 May on the above subject requesting a determination under s.53 of the Town and Country Planning Act. I regret that it is not possible to give such a determination in respect of a use that is already existing and, which is in fact to seek clarification of a planning permission. In this respect I would refer you to the encyclopedia of planning law, volume 2, para 2-994, which outlines the scope of the procedure.

You will appreciate the difficulties experienced in 1983 in the definition of those uses described as in "high technology", and it was for that reason that this Authority preferred to treat buildings constructed for purposes so described as having a primarily industrial use. Hence the imposition of condition 4.

The introduction of the "business use" class in the 1987 use classes order implies a greater degree of flexibility in terms of usage, and your own interpretation of the legislation may lead you to believe that the current use is not affected. A planning application would, of course, be required to secure the removal or modification of condition 4.

I trust the above comments will serve to clarify the position.

Yours faithfully


CHIEF PLANNING OFFICER