

Town Planning 4/1079/85
Ref. No.

TOWN & COUNTRY PLANNING ACTS, 1971 and 1972

Other
Ref. No.

THE DISTRICT COUNCIL OF DACORUM
IN THE COUNTY OF HERTFORD

To McDonalds Hamburgers Ltd
11-59 High Road
East Finchley
London N2 8AW

Variation to condition 3 (in respect of opening
Hours of planning permission 4/0718/82 for change of
use of shop to restaurant
at 162 Marlowes, Hemel Hempstead

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 12th August 1985 and received with sufficient particulars on 16th August 1985 and shown on the plan(s) accompanying such application, subject to the following conditions:-

~~proposed development shall be begun within a period of years of the date of the grant of this permission~~

- (1) The permission hereby granted shall enure for the benefit of McDonald's Hamburgers Ltd, and not for the benefit of the land otherwise than with the express consent of the local planning authority.
- (2) The premises shall not be open outside the hours of 0730 to 2300 Mondays to Saturdays inclusive, and 0900 to 2300 on Sundays.

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

- XX
- (1) To comply with the requirements of Section 41 of the Town & Country Planning Act, 1971.
 - (2) To enable the local planning authority to maintain control of the development.**

 - (2) To safeguard the amenities of nearby residential properties.

Dated..... 26th day of..... September 19 85

Signed..... *Colin Baines*
Designation CHIEF PLANNING OFFICER

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.