

ADMINISTRATIVE COUNTY OF HERTFORD

The Council of the BOROUGH OF
URBAN DISTRICT OF
RURAL DISTRICT OF

TOWN & COUNTRY PLANNING ACTS, 1962 to 1968

To Mr. J.C. Biggs,
Chicken Farm,
Potten End Mill,
Hemel Hempstead, Herts.

Agricultural Dwellings.

at Chicken Farm, Potten End Mill, near 2nd St. Godmaston.
Part of parcel No. 459 on O.S. Maps XXXIII.3. & XXXIII.2.

Brief
description
and location
of proposed
development.

In pursuance of their delegated powers under the above-mentioned Acts and the Orders and Regulations for the time being in force thereunder, the Council on behalf of the Local Planning Authority hereby permit, in accordance with the provisions of Article 5(2) of the Town and Country Planning General Development Order, 1963, as amended by the Town and Country Planning General Development (Amendment) Order, 1969, the development proposed by you in your outline application dated 17th March, 1973, and received with sufficient particulars on 27th March, 1973, and shown on the plan(s) accompanying such application, subject to the following conditions:

- 1 The development hereby permitted shall not be carried out otherwise than in accordance with detailed plans and drawings showing the siting, layout, design and external appearance of the building(s) and the means of access thereto which shall have been approved by the local planning authority, or in default of agreement by the Minister of Housing and Local Government before any development is commenced.
- 2 (a) Application for approval in respect of all matters reserved in Condition 1 above shall be made to the local planning authority within a period of 3 years commencing on the date of this notice.
(b) The development to which this permission relates shall be begun by not later than whichever is the later of the following dates:-
(i) the expiration of a period of 3 years, commencing on the date of this notice;
(ii) the expiration of a period of 2 years commencing on the date upon which final approval is given by the local planning authority or by the Minister or, in the case of approval given on different dates, the final approval of the last such matter to be approved by the local planning authority or by the Minister.
3. The occupation of the dwelling hereby permitted shall be limited to a person employed wholly or principally or mainly or last employed locally in agriculture as defined in Section 290 (1) of the Town and Country Planning Act 1971, or in forestry, or a dependant of such a person residing with him (but including a widow or widower of such a person).
4. This permission does not extend to the siting of the dwelling as shown on the drawing submitted in support of this application.

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

1. To comply with the provisions of Regulation 6(2) of the Town and Country Planning General Development Order, 1963, as amended by the Town and Country Planning General Development (Amendment) Order, 1969.
2. To comply with the requirements of Section 68 of the Town and Country Planning Act, 1968.
3. The site of the development is within an area without notation where it is the policy of the local planning authority not to permit development unless it is required for agricultural or other essential purposes. The erection of the dwelling is only permitted in this area having regard to the agricultural needs of the applicant.
4. It is considered the siting of the dwelling as shown would adversely affect the visual amenities of the locality.

Dated 7th day of August 1973.....

James Wilson
Chairman/Surveyor of the Council.

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 Minister of Housing and Local Government, in accordance with section 23 of the Town and Country Planning Act, 1962, within six months of receipt of this notice. (Appeals must be made on a form which is obtainable from the Minister of Housing and Local Government, Whitehall, London S.W.1.) The Minister 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 Minister 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, so the provisions of the development order, and to any directions given under the order. (The statutory requirements include section 6 of the Control of Office and Industrial Development Act 1965 and section 23 of the Industrial Development Act 1968.)

(3) If permission to develop land is refused, or granted subject to conditions, whether by the local planning authority or by the Minister of Housing and Local Government 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, a notice requiring that council to purchase his interest in the land in accordance with the provisions of Part VIII of the Town and Country Planning Act 1962 (as amended by the Town and Country Planning Act 1968).

(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 Minister on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 123 of the Town and Country Planning Act 1962.