



GRANT OF PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2010/1140

To Mr Mark Fannon
Fulcrum
2 Sidney Street
Sheffield
S1 4RH

DESCRIPTION Change of use of commercial units no's. 6 and 54 to D1 use (Non Residential Institutions - Education)

LOCATION Units 6 & 54 Claycliffe Industrial Estate, Barugh Green Road, Barugh Green, Barnsley, S75 1JU

Permission is granted for the proposals which were the subject of the Application and Plans registered by the Council on 21 October 2010 and described above.

The approval is subject on compliance with the following conditions:

- 1 The change of use hereby permitted shall be carried out only by Barnsley College and shall be for a limited period of 3 years from the date of this permission. All materials and equipment brought on to the site in connection with the use shall be removed upon expiry of the 3 year period and the units shall then be used for purposes falling within classes B1, B2 & B8 as defined within the Town and Country Planning Uses Classes Order.

Reason: Owing to the special circumstances of the applicant and in the interests of policy ED7 'Existing Employment Policy Areas'.

Reason(s) for Granting Permission

- 1 Unique The granting of a temporary permission in this instance is not considered to be prejudicial to the employment objectives of the development plan.

The grant of this consent does not constitute or imply permission, approval or consent by the Local Authority for any other purpose.

Signed 
Assistant Director, Planning and Transportation

Dated 16 December 2010

Informative(s)

- 1 The decision to grant planning permission has been taken having regard to the policies and proposals in the Barnsley Unitary Development Plan set out below and to all relevant material considerations, including Supplementary Planning Guidance:

ED7 - 'Existing Employment Areas'

SPG24: Re-use of Employment Policy Areas

This informative is only intended as a summary of the reason for granting planning permission. For further details on the decision please refer to the application file, by contacting 01226 772593.

NOTES:-

Appeals to the Secretary of State

If you are aggrieved by the decision of the Council to grant permission for the proposed development subject to conditions then you can appeal to the Secretary of State for the Environment, Transport and Regions under Section 78 of the Town and Country Planning Act. If you want to appeal, then you must do so within six months of the date of this notice, using a form which you can get from The Planning Inspectorate, Room 3/24 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.

The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State need not consider an appeal if it seems to him that the Local Planning Authority could not have granted planning permission for the proposed development or could not have granted it without the conditions it imposed, having regard to the statutory requirements, to the provisions of the development order and to any directions giving under the order. In practice, the Secretary of State does not refuse to consider appeals solely because the Local Planning Authority based its decision on a direction given by him.

Purchase Notices

If either the Local Planning Authority or the Secretary of State for the Environment, Transport and Regions refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor can he render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted. In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of part VI of the Town and Country Planning Act 1990.

Compensation

In certain circumstances compensation may be claimed from the Local Planning Authority if permission is refused or granted subject to conditions by the Secretary of State on appeal or on reference to the application to him. These circumstances are set out in Sections 114 and related provisions of the Town and Country Planning Act 1990.