BARNSLEY
Metropolitan Borough Council

GRANT OF PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2010/0897

To Mr David Fisher
Taylor Wimpey Yorkshire
Sandpiper House
Peel Avenue
Calder Park
Wakefield
WF2 7UA

DESCRIPTION Substitution of house types and minor amendments to plots 35-37, 39-47, 112-113, 114,115,118,119-122, 123 and 142-145 on previously approved application 2006/1860.

LOCATION Land at David Browns Pumps, Green Road, Penistone, Sheffield

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

The approval is subject on compliance with the following conditions:

1 The development hereby permitted shall be begun before the expiration of 3 years from the date of this permission.
Reason: In order to comply with the provision of Section 91 of the Town and Country Planning Act 1990.

2 The development hereby approved shall be carried out strictly in accordance with the plans and specifications as approved under site layout plan P10:4330:01 Revision A, and floor plans and elevations for accommodation types: 609, 665, Ingleton 09, 1216, and amended Ingleton design plan dated 11/10/2010 to plots 46 and 47 drawing ref 1089/INGLETON, Theakston, 1685, 1735 unless prior written consent has been given by the Local Planning Authority to any variation.
Reason: In the interests of the visual amenities of the locality and in accordance with UDP Policy BE6, Design Standards.

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

Stephen Moralee
Signed
Assistant Director, Planning and Transportation

Dated 13 October 2010

Planning and Transportation Service **Telephone: 01226 - 772000**
PO Box 604, Barnsley, S70 9FE **Fax: 01226 - 772591**

Reason(s) for Granting Permission

1 Unique The proposal has been assessed and found to comply with UDP Policies H5,H6, BE6, T2, and ED7. The proposal is also considered to comply with SPG24 "Re-use of Employment Policy Areas" and as such is considered suitable for this location and would not have a significant detrimental impact on highway safety, local vegetation, visual amenities, or residential amenities subject to compliance with the relevant conditions.

Informative(s)

1 The applicant’s attention is drawn to the conditions, informatives and Unilateral Undertaking imposed on planning reference 2006/1860 which would still need to be complied with as part of this permission.

2 This permission represents an amendment to planning approval reference 2006/1860. This permission does not supersede approval reference 2006/1860 but merely provides approval to an amendment on plots 142 - 145, 115 -123, 35 - 37 and 41- 47. All conditions detailed on planning permission 2006/1860 would still need to be complied with.

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.

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