



GRANT OF PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2011/1111

To Mr Simon Robinson
SR Waste Recycling Ltd
5 Oakwell Business Park
Oakwell View
Barnsley
S Yorks
S71 1HX

DESCRIPTION Change of use of building and land to electrical waste recycling.

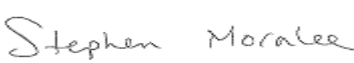
LOCATION D Thackray & Sons, Shaw Lane, Carlton, Barnsley, S71 3HJ

Permission is granted for the proposals which were the subject of the Application and Plans registered by the Council on 26 September 2011 and described above.

The approval is subject on compliance with the following conditions:

- 1 The development hereby permitted shall be begun within 3 years from the date of this permission.
Reason: To comply with the requirements of Section 91 (as amended) of the Town and Country Planning Act 1990.
- 2 The Waste Planning Authority (WPA) shall be notified in writing of the date of commencement at least 7 days, but not more than 14 days, prior to the commencement of the development.
Reason: To enable the WPA to monitor compliance with the conditions of the planning permission.
- 3 The applicant shall be responsible for ensuring that, from the commencement of the development, a copy of this permission, including all plans and documents hereby approved and any plans or documents subsequently approved in accordance with the permission, shall always be available at the site for inspection by the WPA during normal working hours.
Reason: To ensure that the development is carried out in accordance with the approved details.

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 Regulatory Services

Dated 01 December 2011

- 4 The development hereby permitted shall only be carried out in accordance with the following documents except where amendments are made pursuant to the other conditions below:
a) Site Location Plan (Ordnance Map) at 1:2500 scale (Plan 3) showing application boundary;
b) Site Location Plan (Ordnance Map) at 1:500 scale showing site layout and access route;
c) Un-scaled Plan (Plan 1) showing site layout including storage and loading and unloading areas; and
d) Document titled 'Planning Application Additional Information'.
Reason: For the avoidance of doubt and in the interests of local amenity.
- 5 Working operations within the site, including vehicle haulage movements and maintenance, shall be limited to between 0800 hours and 1700 hours on Monday to Friday, 0800 and 1300 hours on Saturdays and not at all on Sundays, Bank and Public Holidays.
Reason: In the interests of local amenity.
- 6 The maximum amount of electrical waste accepted at the site shall not exceed 2,500 tonnes per annum. A written record shall be kept by the operator of the amount of waste accepted at the site in tonnes on a monthly basis. This record shall be made available to the WPA for inspection on request and shall be retained for at least 24 months.
Reason: To minimise potential impacts arising from the operation of the site and to protect the amenity of nearby occupiers and to accord with PPS10 and PPG24, CPS40 and policies WD3 and WD4 of the UDP.
- 7 All on-site vehicular areas shall be hard surfaced and drained in an approved manner prior to the development being brought into use, to prevent mud/debris from being deposited on the public highway.
Reason: In the interests of highway safety and to accord with PPS10, CSP26 and policy WD4 of the UDP.
- 8 The parking/manoeuvring facilities indicated on the approved plan shall be provided prior to the development being brought into use, and shall be retained for that sole purpose at all times.
Reason: In the interests of highway safety and to accord with PPS10, CSP26 and policy WD4 of the UDP.
- 9 All surface water run-off shall be collected and disposed of within the site and shall not be allowed to discharge onto the public highway.
Reason: In the interests of highway safety and to accord with PPS10, CSP26 and policy WD4 of the UDP.
- 10 Vehicular and pedestrian gradients within the site shall not exceed 1:12.
Reason: To ensure safe and adequate access and to accord with PPS10, CSP26 and policy WD4 of the UDP.
- 11 All mobile plant used on site shall comply with BS 5228 Noise on Construction and Open Sites Part 1 1984, and shall be fitted with white noise vehicle reversing alarms.
Reason: To ensure that the noise impact of the site is minimised and to accord with PPG24 and PPS10, CSP40 and policy WD3 of the UDP.
- 12 All outside storage of any description shall only take place in accordance with the approved plan (Plan 1) and shall not at any time exceed a height of 2m above existing ground level.
Reason: In the interest of the visual amenity of the area and to accord with PPS10 and WD3 of the UDP.

- 13 In the event that the use of the site for the importation of electrical waste should cease for a period in excess of three months then, within one month of a written request from the WPA, the site shall be cleared of all stored electrical waste and recycled materials.

Reason: To provide for the beneficial use and appearance of the land after the use hereby permitted has ceased.

Reason(s) for Granting Permission

- 1 Unique The proposed development gives rise to no material harm, is in accordance with the relevant Development Plan policies and there are no other material considerations that indicate that the decision should be made otherwise. The proposal complies with:
- Waste Strategy for England 2007;
Planning Policy Statement 10 (Planning for Sustainable Waste Management);
Planning Policy Guidance 24 (Planning and Noise);
Planning Policy Statement 9 (Biodiversity and Geological Conservation);
Regional Spatial Strategy policies YH2, ENV12, ENV13, and ENV 14;
Barnsley Core Strategy policies CSP19, CSP26, CSP36 and CSP40; and
Barnsley Unitary Development Plan (saved) policies ED7, GS18, BA12, WD2, WD3 and WD4.
- The attached planning conditions would reasonably mitigate any potential harm arising as a result of the proposed development.

Informative(s)

- 1 The development hereby permitted must be carried out in accordance with the Conditions attached to this planning permission and any approved plans and details. Failure to implement the permission in accordance with the planning conditions and approved details may render the development unlawful and could lead to enforcement action and prosecution. If at any stage, it becomes necessary to vary any of the approved plans or details you should contact the Waste Planning Authority in advance of implementing any changes to ascertain whether the proposed changes require any further planning approval.
- 2 If any controlled waste is to be removed on/off site, then you must ensure that a registered waste carrier is used to convey the waste material off site to a suitably authorised facility. If you require more specific advice you will need to contact the Environment Management Team of the Environment Agency at their Rotherham offices on 03708 506 506 or look at available guidance on their website www.environment-agency.gov.uk/subjects/waste.
- 3 This development will require an Environmental Permit under the Environmental Permitting Regulations 2007 from the Environment Agency, unless an exemption applies. The applicant is advised to contact Kathryn Moody on 01709 312891 to discuss the issues likely to be raised.

- 4 The proposed development lies within a coal mining area which may contain unrecorded mining related hazards. If any coal mining feature is encountered during development, this should be reported to The Coal Authority.

It should be noted that this site may also lie within an area where a current licence exists for underground coal mining. Any intrusive activities which disturb or enter any coal seams, coal mine workings or coal mine entries (shafts and adits) requires the prior written permission of The Coal Authority.

Property specific summary information on coal mining can be obtained from The Coal Authority's Property Search Service on 0845 762 6848 or at www.groundstability.com.

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.