

Private and Confidential – Commercial in Confidence

Re: Jimmy's Wholesale Fireworks – Warehouse and Storage Area

Appendix 4

Item 2 Planning Permission 2008/0929



BARNSLEY

Metropolitan Borough Council

GRANT OF PLANNING PERMISSION

TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2008/0929

To Firth Partnership
15 Regent Street
Barnsley
South Yorkshire
S70 2EG
UK

FIRTH PARTNERSHIP			
DATE REC'D 15.8.08			
PROJECT:			
GEF		TAH	
PC		MARKT	
RAL		LISAR	

DESCRIPTION Siting of portacabins and steel storage containers
LOCATION Jimmy's Wholesale Fireworks, Maple Road, Tankersley, Barnsley South Yorkshire, S75 3DL.

Permission is granted for the proposals which were the subject of the Application and Plans registered by the Council on 18 June 2008 and described above.

The approval is subject on compliance with the following conditions:

- 1 This permission is a limited period permission which shall expire on 6th August 2011 and on or before this date the buildings hereby approved shall be removed from the site, unless otherwise agreed in writing with the Local Planning Authority.
Reason: In the interests of the visual amenities of the locality and in accordance with Barnsley Unitary Development Plan Policy BE6e.
- 2 The development hereby approved shall be carried out strictly in accordance with the amended plans and specifications as approved (Drawing No's: 2179/601 Rev C; 2179/604 Rev D; 2179/603 and 2179/606) 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 Barnsley Unitary Development Plan Policy BE6, Design Standards.
- 3 All planting detailed on the approved site plan (Drawing No: 2179/604 Rev D) shall be carried out in the first planting seasons following the occupation of the buildings and any plants which die within a period of 3 years following the occupation of the buildings, are removed, or become seriously damaged or diseased shall be replaced in the next planting season with other of similar size and species, unless the Local Planning Authority give written consent to any variation.
Reason: In the interests of the visual amenities of the locality.

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

Signed *Stephen Morales*
Assistant Director, Planning and Transportation

Dated 08 August 2008

Reason(s) for Granting Permission

1	Policy BE6e Temporary Structures	The proposal complies with Policy BE6e Temporary Structures in that there are exceptional circumstances to justify the siting of portable and demountable buildings on this prominent site and soft landscaping has been proposed to screen it.
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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.