



Town and Country Planning Act 1990 (as amended)

DECISION NOTICE

HCC Application No: 3/0717-06 (CM001) Other ref: 546.1

Description & location of development:

PROPOSED CONCRETE PAD 60 X 40M TO ALLOW FOR EASIER RECYCLING AT ANSTEY QUARRY, ANSTEY, NR, BUNTINFORD, HERTS.

**TO: Paul Machin
 Machin Bate Associates
 Tyle Mill Cottages
 Sulhamstead
 Berks RG7 4BT**

In pursuance of its powers under the above Act and the Orders and Regulations for the time being in force thereunder, the Council hereby PERMITS the development proposed by you in your application dated 20 March 2006 (received with sufficient particulars on 20 March 2006) and the two drawings numbered ACQ/1 (titled 'Extraction Areas & Topsoil Reserves' received 20 March 2006) and 044302 (titled 'Annotated Extract of 1:1000 McKenzie Geospatial Topographical Survey' and received on 20 March 2006), subject to the 2 conditions which are detailed in the attached schedule with the reasons for their imposition.

Dated: day of 2006 Signed:

DEVELOPMENT CONTROL MANAGER

TOWN AND COUNTRY PLANNING ACT 1990

Appeals to the Office of the Deputy Prime Minister.

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Office of the Deputy Prime Minister under Section 78 of the Town and Country Planning Act 1990.

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, Customer Support Section, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or from the Planning Inspectorate's website at www.planning-inspectorate.gov.uk

The Office of the Deputy Prime Minister 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 Office of the Deputy Prime Minister 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 given under the order.

In practice, the Office of the Deputy Prime Minister does not refuse to consider appeals solely because the local planning authority based its decisions on a direction given by him. Appeals can also be submitted online via the Planning Casework Service. Go to www.planningportal.gov.uk/pcs and click on 'Planning Casework Service' in the navigation box on the left of the screen.

Purchase Notices

If either the local planning authority or the Office of the Deputy Prime Minister 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 Office of the Deputy Prime Minister on appeal or on reference of the application to him.

These circumstances are set out in Section 114 and related provisions of the Town and Country Planning Act 1990.

SCHEDULE OF CONDITIONS NUMBERED 1 - 2 ATTACHED TO PLANNING PERMISSION ISSUED UNDER APPLICATION REF. 3/06/0717/CM-06 FOR PROPOSED CONCRETE PAD 60 X 40M TO ALLOW FOR EASIER RECYCLING OF WASTE AT ANSTEY QUARRY, ANSTEY, NR, BUNTINFORD, HERTS, SG9 0BU.

Contractor Working

1. There shall be no deliveries of building materials nor any construction work on the development permitted other than between the hours of Monday to Friday 0.700 to 18.00 hours and Saturdays 0.700 to 13.00 hours.

Reason: For the avoidance of doubt as to the nature of the development hereby permitted and to ensure that the adverse effects on local amenity are kept to a minimum.

Restoration

2. The concrete pad shall be completely removed or recycled on site prior to the landfill of Area F proceeding, in accordance with full restoration of the site as required by previous permissions.

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Footnote: This application has been determined having regard to the relevant policies of the Development Plan i.e.

Hertfordshire Structure Plan Review 1991-2011, adopted April 1998 –

Policy 55 (Waste Management)

East Herts Local Plan 1991-2011, adopted December 1999

Policy RA3 (Rural Area Beyond Greenbelt) and policy RA11 (Landscape Conservation Area).

Dated: day of **2006 Signed:**

DEVELOPMENT CONTROL MANAGER