

RIBBLE VALLEY BOROUGH COUNCIL

Department of Development

Council Offices, Church Walk, Clitheroe, Lancashire, BB7 2RA

Telephone: 01200 425111 [www.ribblevalley.gov.uk](http://www.ribblevalley.gov.uk) [planning@ribblevalley.gov.uk](mailto:planning@ribblevalley.gov.uk)

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Town and Country Planning Act 1990

**PLANNING PERMISSION**

**APPLICATION NO:** 3/2021/0488

**DECISION DATE:** 21 September 2021

**DATE RECEIVED:** 10/05/2021

**APPLICANT:**

Mr Trevor Grimes  
TMG Sports Vehicles  
Units 16 to 21 (Building D)  
Mitton Road Industrial Estate  
Whalley  
Clitheroe  
BB7 9JY

**AGENT:**

Mrs Paula Fitzgerald  
Fitzgerald Planning and Design  
1 Maybury Avenue  
Burnley  
BB12 8AL

**DEVELOPMENT** Proposed change of use from Class E to B2 General Industrial.

**PROPOSED:**

**AT:** TMG Sports Vehicles Building D (Units 16 to 21) Mitton Road Business Park Mitton Road Whalley  
BB7 9YE

Ribble Valley Borough Council hereby give notice that **permission has been granted** for the carrying out of the above development in accordance with the application plans and documents submitted subject to the following condition(s):

1. The permission shall relate to the development as shown on Plan References  
Location Plan  
Floor and Elevation Plan 4487-03-05b  
Equipment Plan equip\_plan\_tmjg  
Parking Plan TMG

Reason: For the avoidance of doubt and to ensure that the development is carried out in accordance with the submitted plans.

2. The use hereby permitted shall cease on the 31st December 2022 unless a renewal of this planning permission has been granted by the Authority.

Reason: This temporary consent has been granted to enable the Local Planning Authority to assess and in the interest of safeguarding residential amenity.

3. This permission shall inure for the benefit of TMG Sports Vehicles only in connection with the manufacture and construction of horse box vehicles and associated parts and not for the benefit of the land nor any other person or persons, whether or not having an interest in the land.

Reason: Permission would not have been given for the proposed development but for the personal circumstances applying in this case and in the interest of safeguarding residential amenity.

4. The use of the premises in accordance with this permission shall be restricted to the hours between 0800 to 1800 on weekdays and 0900 to 1500 on Saturdays and there shall be no operation on Sundays or bank holidays.

Reason: Reason: To safeguard residential amenity.

5. In compliance with Condition 4 there shall be no heavy grinding or cutting carried out before 0900 with no such activity on Saturday.

Reason: To safeguard residential amenity.

6. During the use of the heavy industrial equipment including grinding machines, industrial cutters and guillotine the rear doors shall be kept closed.

Reason: In the interests of safeguarding residential amenity.

**Note(s)**

1. For rights of appeal in respect of any condition(s)/or reason(s) attached to the permission see the attached notes.
2. The applicant is advised that should there be any deviation from the approved plan the Local Planning Authority must be informed. It is therefore vital that any future Building Regulation application must comply with the approved planning application.
3. The Local Planning Authority has endeavoured to work proactively and positively to resolve issues and considered the imposition of appropriate conditions and amendments to the application to deliver a sustainable form of development.

*John Machole*

pp NICOLA HOPKINS  
DIRECTOR OF ECONOMIC DEVELOPMENT AND PLANNING

## Notes

### Right of Appeal

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 Secretary of State under section 78 of the Town and Country Planning Act 1990.

- If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.
- If this is a decision to refuse planning permission, or approve with conditions, a householder application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.
- If this is a decision to refuse planning permission, or approve with conditions, a minor commercial application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.

Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000. The Secretary of State can allow a longer period for giving notice of an appeal but 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 the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order. If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within: 28 days of the date of service of the enforcement notice, or within 6 months [12 weeks in the case of a householder appeal] of the date of this notice, whichever period expires earlier. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 114 of the Town and Country Planning Act 1990.

### Purchase Notices

If permission to develop land is refused or granted subject to conditions, whether by the local planning authority or by the Secretary of State for the Environment and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, they may serve on the Council of the county borough or county district in which the land is situated a purchase notice requiring that Council to purchase their interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.