



Ribble Valley
Borough Council
www.ribblevalley.gov.uk

Ribble Valley Borough Council
Council offices
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My reference: 3/2021/0048
Direct Dial: (01200) 425111
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Email: planning@ribblevalley.gov.uk
Date: 24 February 2021

Location: Paddock Gate 14 Wiswell Lane Whalley BB7 9AF

Proposal: Discharge of conditions 3 (materials), 4 (external refuse store) 6 (fences and walls), 9 (landscaping), 10 (bat boxes), 12 (highways), 14 (SW drainage) from planning permission 3/2020/0093.

I write in response to your application to discharge the conditions pursuant to planning approval

Condition 03 is partially discharged insofar that the submitted materials are agreed by the Local Planning Authority. The condition requires that the approved materials be implemented within the development in accordance with the approved details. Upon the development having been completed in strict accordance with the approved details this condition shall be considered fully discharged.

Full discharge of this condition at this time would be premature given the development is not complete.

Condition 04 is partially discharged insofar that the submitted details (plans 5876-08A and 5876-09) are agreed by the Local Planning Authority. The condition requires that the approved facilities be made available for use before the development is first occupied and retained thereafter.

Condition 06 is partially discharged insofar that the submitted details (plans 5876-08A and 5876-11A) are agreed by the Local Planning Authority. Upon the development having been completed in strict accordance with the approved details this condition shall be considered fully discharged.

APPLICATION NO. 3/2021/0048

DECISION DATE: 23/02/2021

Condition 09 is partially discharged insofar that the submitted details (Tree Planting Scheme BTC1855 - Bowland Tree Consultancy, February 2021 (Rev A)) are agreed by the Local Planning Authority. There remains the requirement to complete the replacement tree planting in accordance with the approved details within nine months of the tree felling.

Condition 10 is partially discharged insofar that the submitted details (plan 5876-10) are agreed by the Local Planning Authority. The agreed provisions shall be incorporated into the building during the actual construction and before the development is first brought into use, and shall be permanently maintained and retained at all times thereafter.

Condition 12 is discharged. The submitted details (plan 5876-11A) are agreed by the Local Planning Authority.

Condition 14 is partially discharged insofar that the submitted details (Detailed Drainage Design Statement by bEk Enviro Ltd (ref: BEK/20804/210114-2-B)) are agreed by the Local Planning Authority. The development shall be carried out in accordance with the approved drainage scheme. Upon the development having been completed in strict accordance with the approved details this condition shall be considered fully discharged.

Full discharge of this condition at this time would be premature given the development is not complete.

John Machole

pp NICOLA HOPKINS

DIRECTOR OF ECONOMIC DEVELOPMENT AND PLANNING

Mr Bamford
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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.