



Town and Country Planning Act 1990

PLANNING PERMISSION

Name and address of applicant

Ashby Fields Primary School
Wimborne Place
Daventry
NN11 0YP

Name and address of agent (if any)

Symon Construction
Melbros House
Great Central Way
Rugby
CV21 3XH

Part I - Particulars of application

Date of Application

30 August 2012

Application No.

NCC – 12/00062/CCDFUL
DDC – DA/2012/0670

Particulars and location of development

Extension to existing covered play area at Ashby Fields Primary School, Wimborne Place, Ashby Fields, Daventry, NN11 0YP

Part II - Particulars of decision:

The Northamptonshire County Council

Hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 that **permission has been granted** for the carrying out of the development referred to in Part I hereof in accordance with the application and plans submitted subject to the following conditions:-

Time Limit

1. The development to which this permission relates must be begun not later than the expiration of three years beginning with the date of this permission.

REASON: To conform with the requirements of Section 91 of the Town and Country Planning Act 1990 as amended by the Planning and Compulsory Purchase Act 2004.

Note: This permission only relates to planning permission and does not include consent under the Building Regulations for which separate permission may be required. The requirements of the Chronically Sick and Disabled Persons Act 1970, the Disability Discrimination Act 1995 and the Special Education Needs and Disability Act 2001 should also be adhered to wherever appropriate.

Scope of Permission

2. Except as otherwise required by conditions attached to this planning permission the development hereby permitted shall be carried out in accordance with the following approved plans:

Application Form dated 2 August 2012
Site Plan dated 2 August 2012
Building Plan Ref: D0511A
Plans and Elevations Drawing No: 1 Rev1
Planning Statement and supporting photographs dated August 2012

REASON: For the avoidance of doubt and in the interests of proper planning.

Materials

3. All materials on the proposed covered play area shall match those on the existing adjoining structure as closely as possible with regard to type, colour and texture.

REASON: To ensure that the proposed development is in keeping with the existing building and does not prejudice the appearance of the locality with regard to Policies GN2 and EN42 of the Daventry District Local Plan (1997).

Hours of Construction

4. Except as may otherwise be agreed in writing by the County Planning Authority all construction works shall be confined to the hours of 8.00am to 5.30pm Mondays to Friday and 8.00am to 1.00pm on Saturdays, with no works on Sundays, or Public Holidays. During school term construction traffic or deliveries shall not be permitted to enter or leave the site between 08.15am to 09.00am and 14.45pm and 15.45pm.

REASON: To protect the amenities of neighbouring properties from noise and other disturbance in accordance with Policy GN2 of the Daventry District Local Plan (1997).

REASONS FOR APPROVAL

It is considered that the proposed covered play area would not have a significant adverse impact upon residential amenity which would justify refusal of the planning application. The location, size and design of the new covered play area are considered acceptable and the proposed development is considered to be acceptable having regard to Policies GN2 and EN42 of the Daventry District Local Plan (1997). It is therefore recommended that planning permission be granted subject to conditions.

Date..11th October 2012.....

Signed 

For Assistant Director of Environment and
Planning

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1. *If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or the grant permission or approval subject to conditions, he may appeal to the Secretary of State for the Environment in accordance with Sections 78 and 79 of the Town and Country Planning Act 1990 within six months of receipt of this notice. (Appeals must be made on a form which is obtainable from the Planning Inspectorate, 3/08a Kite Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN). The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them having regard to the statutory requirements (a), to the provisions of the development order, and to any direction given under the order. He does not in practice refuse to entertain appeals solely because the decision of the local planning authority was based on a direction given by him.*

2. *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 carrying out of any development which has been or would be permitted he may serve on the Council of the district in which the land is situated a purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.*

3. *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.*

- (a) *The statutory requirements are those set out in Section 79(6) of the Town and Country Planning Act 1990, namely sections 70 and 72(1) of the Act.*

4. *Guidance on using the Planning Portal's online appeals service, see leaflet PCS4 available at http://www.planningportal.gov.uk/PpWeb/jsp/redirect.jsp?url=http%3A//www.planningportal.gov.uk/uploads/pins/pcs_a5_leaflet.pdf*

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