



## Town and Country Planning Act 1990

### PLANNING PERMISSION

#### Name and address of applicant

CEVA Logistics  
c/o Agent

#### Name and address of agent (if any)

WYG  
3<sup>rd</sup> Floor  
54 Hagley Road  
Edgbaston  
Birmingham  
B16 8PE

### Part I - Particulars of application

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#### Date of Application

26<sup>th</sup> June 2017

#### Application No.

**NCC Ref:** 17/00038/WASFUL

**DDC Ref:** DA/2017/0691

### Particulars and location of development

Part Change of Use from B8 (Storage and Distribution) to a Materials Recycling/Recovery Facility for Waste Electrical and Electronic Equipment at Nene House, Sopwith Way, Drayton Fields Daventry, Northamptonshire, NN11 8PB

### 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:-

#### Commencement and Compliance

1. The development hereby permitted shall be begun before the expiry of **THREE YEARS** from the date of this permission. Written notification of the date of commencement shall be sent to the Waste Planning Authority within 7 days of such commencement.

Reason: To comply with Section 91 of the Town and Country Planning Act 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 the 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 documents:

### *Planning Documents*

- Application Forms dated 27 June 2017
- Planning Statement dated May 2017

### *Drawings*

- Site Location Plan ref. A103364-01
- Site Plan ref. A103364-02
- Drawing No. 1194-0607-01 Elevations
- Drawing No. 1194-0604-01 Ground Floor Plan Sheet 1
- Drawing No. 1194-0605-01 Ground Floor Plan Sheet 2

Reason: To specify the approved documents in the interests of amenity.

3. The development hereby permitted shall only be undertaken in the highlighted areas shown on Drawing Nos. 1194-0604-01 and 1194-0605-01.

Reason: To define the scope of the permission and in the interest of clarity.

## Waste Throughputs

4. The amount of imported waste shall not exceed 25,000 tonnes per annum.

Reason: In the interests of amenity protection and highway safety having regard to Policies 18 and 23 of the Minerals and Waste Local Plan (2017).

## Waste Types

5. The development hereby permitted shall be restricted to the import, storage and processing of waste electrical and electronic equipment (WEEE), and all these activities shall be undertaken within the building, with no such activities undertaken outside of the building.

Reason: To restrict the waste types to those specified in the application and the location of recycling in the interests of amenity and the environment having regard to Policy 18 of the Minerals and Waste Local Plan (2017).

## Hours of Working

6. Except as may otherwise be agreed in writing with the Waste Planning Authority, all outside movements of glass, metal, pallets and baled waste shall be confined to the hours of 06:00 to 20:00 Monday to Friday and 06.00 to 12.00 on Saturdays. No works shall be undertaken on Sundays, Bank or Public Holidays.

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REASON: In the interests of the amenities of the area having regard to Policy 18 of the Minerals and Waste Local Plan (2017).

## Noise

7. The rating level of noise emitted from the proposed plant, and operational equipment to be installed and used on the site (determined using the guidance of BS 4142:1997 Rating for industrial noise affecting mixed residential and industrial areas) shall be at least 5dB below the existing measured background noise level LA90,T during the night time period. For the purpose of the assessment, the Authority will accept 23:00 to 07:00 hours as covering the night time period.

Reason: In the interests of amenity protection having regard to Policy 18 of the Minerals and Waste Local Plan (2017).

8. The rating level of noise emitted from the proposed plant, and operational equipment to be installed and used on the site (determined using the guidance of BS 4142:1997 Rating for industrial noise affecting mixed residential and industrial areas) shall be at least 10dB below the existing measured background noise level LA90,T during the day time period. For the purpose of the assessment, the Authority will accept 07:00 to 23:00 hours as covering the day time period.

Reason: In the interests of amenity protection having regard to Policy 18 of the Minerals and Waste Local Plan (2017).

## Monitoring

9. The operating company shall submit an annual report in writing to the Waste Planning Authority within one month of the first anniversary of operations commencing and at 12 monthly intervals thereafter. The report shall include detailed information on the types, quantities and sources of all waste materials brought on to the site and taken off the site. This information required by this condition shall also be supplied at any other time on request within the 12 month period by the Waste Planning Authority, within three weeks of a receipt of this request in writing.

Reason: To enable the Waste Planning Authority to monitor progress towards achieving the principles in Policy 10, 12 and 25 of the Minerals and Waste Local Plan (2017) and to ensure that waste materials are dealt with close to their source in accordance with Policy 19 of the Minerals and Waste Local Plan (2017).

## Complaints

10. In the event that complaints regarding odour, noise, lighting and/or dust are received by the Waste Planning Authority from any sensitive receptor, and thereafter notified to the operator, an assessment of the complaint shall be undertaken by the operator. A report on the findings, with proposals for

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removing, reducing or mitigating identified adverse effects resulting from the operation, and a programme for the implementation of remedial measures and works to be undertaken shall be submitted to the Waste Planning Authority for agreement in writing no later than five working days from the receipt of the complaint, unless a later date is otherwise agreed in writing by the Waste Planning Authority. The remedial measures agreed in writing shall thereafter be implemented and maintained thereafter.

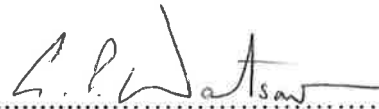
Reason: In the interests of amenity protection having regard to Policy 18 of the Minerals and Waste Local Plan (2017).

### POSITIVE AND PROACTIVE MANNER STATEMENT

In determining this planning application, the Waste Planning Authority has worked with the applicant in a positive and proactive manner based on seeking solutions to problems arising in relation to dealing with the planning application by liaising with consultees, respondents and the applicant/agent and discussing changes to the proposal where considered appropriate or necessary. This approach has been taken in accordance with the requirement in the NPPF, as set out in the Town and Country Planning (Development Management Procedure) (England) Order 2015.

Date..12<sup>th</sup> September 2017

Signed



For Assistant Director of Environment,  
Planning and Transport

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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](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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