STAFFORDSHIRE
moorlands
DISTRICT COUNCIL
ACHIEVING · EXCELLENCE

Simon W. Baker B.Ed MBA MIMSPA
Chief Executive

Miss Viktorija Podkolzina
Everest Limited
Everest House Sopers Road
Potters Bar
Herts
EN6 4SG

Mr Steven
Shires Barn Black Lane
Whiston
Derbyshire
ST10 2JQ

Application no: SMD/2018/0561

Determined on: 11.01.2019

Planning (Listed Buildings and Conservation Areas) Act 1990
Town and Country Planning (Development Management Procedure) England) Order 2015

GRANT OF LISTED BUILDING CONSENT

This consent does not carry any approval or consent which may be required under any enactment, order or regulation other than Section 8 of the Planning (Listed Building and Conservation Areas) Act 1990.

Location of Development:
Shires Barn Black Lane Whiston Staffordshire ST10 2JQ

Description of Development:
Listed Building Consent for replacement doors and windows

In pursuance of their power under the above mentioned Act, Staffordshire Moorlands District Council Planning Authority, **HEREBY GRANTS LISTED BUILDING CONSENT** for the works described above subject to the following condition(s):

1. The development hereby permitted shall be carried out in accordance with the following approved plans:

    - Location Plan – Drawing number 1363/PP/01, dated 23/08/2018
    - Proposed Elevations – Drawing number 1363/PP/03, Rev C
    - Proposed Windows and Details – Drawing number 1363/PP/05 Rev C
    - Proposed Door and details – Drawing number 1363/PP/07 Rev C

    Reason:- For the avoidance of doubt and in the interests of proper planning, in accordance with the National Planning Policy Framework.

2. The development hereby permitted shall be begun before the expiration of three years from the date of this permission.

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Reason:- To comply with the provisions of Section 51 of the Town and Country Planning, Planning and Compulsory Purchase Act, 2004.

3. The windows and doors of the proposed development shall be constructed of timber and set back from the edge of the stonework around the window openings, in accordance with the email received from Everest dated 04/01/2019 and measurements below, unless otherwise agreed in writing by the Local Planning Authority.

- Window 01 Existing measurement from outside wall to window frame 17cm
- Window 02 Existing measurement from outside wall to window frame 11cm
- Window 03 Existing measurement from outside wall to window frame 11cm
- Window 04 Existing measurement from outside wall to window frame 11cm
- Window 07 Existing measurement from outside wall to window frame 11cm
- Window 11 Existing measurement from outside wall to window frame 11cm
- Window 13 Existing measurement from outside wall to window frame 11cm
- Window 05 Existing measurement from outside wall to window frame 12cm
- Window 06 Existing measurement from outside wall to window frame 11cm
- Window 08 Existing measurement from outside wall to window frame 11cm
- Door 09 Existing measurement from outside wall to window frame 15cm
- Window 10 Existing measurement from outside wall to window frame 11cm
- Window 12 Existing measurement from outside wall to window frame 12cm
- Door 14 Existing measurement from outside wall to window frame 11cm

Reason:- To ensure that the development is of a design sympathetic to the locality and the window opening set backs remain as existing.

Informative

This is considered to be a sustainable form of development and so complies with the provisions of the NPPF

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X

Signed by: Jane Colley

On behalf of Staffordshire Moorlands District Council

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NOTES

1. Approval under the Building Regulations may also be required. Advice in this respect can be obtained by contacting the Councils Building Control Section at buildingcontrol@staffsmoorlands.gov.uk

2. Where a vehicle is often driven across a grass verge or kerbed footway to and from premises adjoining a highway, the occupier of the premises may, be required to pay the cost of construction of a crossing, and/or may be required to comply with conditions, imposed by the Authority. You should contact the Highway Authority at Staffordshire County Council.

3. This consent is granted subject to conditions and it is the owner(s) and the person(s) responsible for the implementation of the development who will be fully responsible for their compliance throughout the development and beyond. An application will need to be made to discharge conditions and a fee may be payable with the application. For more details please refer to our web site: www.staffsmoorlands.gov.uk If there is a condition that requires work to be carried out or details to be approved prior to the commencement of the development this is called a "condition precedent". The following should be noted with regards to conditions precedent:
   (a) If a condition precedent is not complied with, the whole of the development will be unauthorised and you may be liable to enforcement action.
   (b) Where a condition precedent is breached and the development is unauthorised, the only way to rectify the development is the submission of a new application.

4. Other conditions on this permission must also be complied with. Failure to comply with any condition may render the owner(s) and the person(s) responsible for the implementation of the development liable to enforcement action.

5. The permission is granted in strict accordance with the approved plans. It should be noted however that:
   (a) Any variation from the approved plans following commencement of the development irrespective of the degree of variation will constitute unauthorised development and may be liable to enforcement action.
   (b) Variation to the approved plans will require the submission of a new planning application.

6. If the applicant is aggrieved by the decision of the Local Planning Authority to refuse Listed Building consent for the proposed works, or to grant consent subject to conditions, he may appeal to the Secretary of State in accordance with Sections 20 and 21 of the Planning (Listed Buildings and Conservation Areas) Act, 1990. The Secretary of State has power to allow a longer period for the giving of a notice of appeal and he will exercise his power in cases where he is satisfied that the applicant has deferred the giving of notice because negotiations with the Local Planning Authority in regard to the proposed works are in

progress.

7. If Listed Building consent is refused or granted subject to conditions whether by the Local Planning Authority or by the Secretary of State, 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 works which have been or would be permitted, he may serve on the District Council in which the land is situated, a Listed Building purchase notice requiring that Council to purchase his interest in the land in accordance with the provision of Section 32 of the Planning (Listed Buildings and Conservation Areas) Act, 1990.

8. 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 27 of the Planning (Listed Buildings and Conservation Areas) Act, 1990.

9. If you want to appeal against your local planning authority's decision on listed building consent then you must do so within 6 months of the date of this notice Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at https://acp.planninginspectorate.gov.uk

10. 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.