Application: NP/SM/1122/1439

Thank you for consulting this authority re the above referenced proposed pay and display ticket machine in Alstonefield.

The consultation has been allocated to me for response.

On behalf of SMDC I note that the location is within the Alstonefield Conservation Area and may also be within the settings of adjacent Listed Buildings.

As regards the Conservation Area, Section 72 of the Planning (Listed Buildings and Conservation Areas Act) 1990 places a statutory duty on the LPA in assessing planning applications in respect to any land or buildings in a Conservation Area to pay special attention to the desirability of preserving or enhancing the character or appearance of that area. In reaching its decision the LPA has to demonstrate that the Section 72 Duty has been applied and discharged. Section 72 (and Footnote 7 of para.11 of the NPPF) creates a strong presumption in favour of the preservation of Conservation Areas and their setting.

Section 66(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990 places a statutory duty on an LPA (in this case PDNPA) to consider any impacts of the proposal on the special historic significance of Listed Buildings including their settings with special regard to the desirability of preserving the building or its setting or any features of special architectural or historic interest which it possesses.

A D Swithenbank

Consultation code reference: P/6150
SMDC reference: CON/2023/0020

Staffordshire Moorlands District Council