

PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) ACT 1990.

NOTICE OF GRANT OF LISTED BUILDING CONSENT

Mrs Claire Dixon  
11 Whinrigg Drive  
Moresby  
Whitehaven  
CA28 9YW

**REMOVAL OF CONDITION 3 (RELATING TO LATH & PLASTER) & CONDITION 6 (RELATING TO CORNICING) OF PLANNING APPROVAL 4/20/2470/0L1  
6 CHURCH STREET, WHITEHAVEN**

**APPLICATION REFERENCE:- 4/21/2238/0G1**

**Mr Carl Black**

The above application dated 19/05/2021 has been considered by the Council in pursuance of its powers under the above mentioned Act and it has been approved.

1. -
2. Permission shall relate to the following plans and documents as received on the respective dates and development shall be carried out in accordance with them: -

Site Location Plan, Block Plan, Existing and Proposed Elevations and Floor Plans, scales 1:1250, 1:500 and 1:100, drawing number 5499/01/A, received 17<sup>th</sup> December 2020;  
Proposed Window and Door Detail, scales 1:2 and 1:10, drawing number 5499/02/A, received 17<sup>th</sup> December 2020;  
Design, Access and Heritage Statement, Revision A, dated 17<sup>th</sup> December 2020, received 17<sup>th</sup> December 2020;  
Capital Bassington skirted stove dimensions, received 27th April 2021;  
Limestone fire surround quote, received 27th April 2021;  
Firehouse stove and installation quote, received 27th April 2021;  
Photographs 1-10, received 27th April 2021.

Reason

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

3. -

4. The fireplace must be opened up and log burner installed in accordance with the details submitted to and approved by the Local Planning Authority under application reference 4/21/2178/DOC and retained as such at all times thereafter.

Reason

To ensure that the fabric of the Listed Building is protected and in accordance with Policies ENV4 and DM27 of the Copeland Local Plan.

5. External lighting must be installed in accordance with the details submitted to and approved by the Local Planning Authority under application reference 4/21/2178/DOC and retained as such at all times thereafter.

Reason

To ensure there is no harm to the fabric of the Listed Building and in accordance with Policies ENV4 and DM27 of the Copeland Local Plan.

6. -

**Statement**

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received, and subsequently determining to grant Listed Building Consent in accordance with the presumption in favour of sustainable development as set out in the National Planning Policy Framework.

Please read the accompanying notice

14/07/2021



PP Pat Graham  
Chief Executive

## **LISTED BUILDING CONSENT / CONSERVATION AREA CONSENT**

### **NOTICE**

**IMPORTANT:** This permission refers only to that required under the Planning (Listed Buildings and Conservation Areas) Act 1990 and does not include any consent or approval under any other enactment or under the Building Regulations.

**These Notes do not apply when consent is granted unconditionally.**

### **Appeals to the Secretary of State**

If you are aggrieved by the decision of the Authority to refuse your application or to impose conditions on the permission with which you are dissatisfied, you may appeal to the Secretary of State under Sections 20 and 21 of the Planning (Listed Buildings and Conservation Areas) Act 1990. All appeals are handled on behalf of the Secretary of State by the Planning Inspectorate.

If you want to appeal against this decision then you must do so within 6 months of the date of this notice, or such longer period as the Secretary of State may, at any time, allow. Although the Secretary of State can allow a longer period for giving notice of an appeal, he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

Appeals must be made electronically. You can find more information online at [www.gov.uk/planning-inspectorate](http://www.gov.uk/planning-inspectorate) or using a form which you can get from the Planning Inspectorate Customer Support Team (0303 444 50 00).

Please note only the applicant possesses the right of appeal.

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 Authority a Listed Building purchase notice requiring the Authority to purchase his interest in the land in accordance with the provisions of Section 32 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate ([inquiryappeals@planninginspectorate.gov.uk](mailto:inquiryappeals@planninginspectorate.gov.uk)) at least 10 days before submitting the appeal. Further details are on GOV.UK.