

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED).  
NOTICE OF GRANT OF PLANNING PERMISSION

Mr Tony Barnett  
3 Geelong Terrace  
Sandwith  
Whitehaven  
CA28 9UQ

**APPLICATION No: 4/21/2493/0F1**  
**SINGLE STOREY SIDE EXTENSION**  
**WHINNEY HILL HOUSE, WHINNEY HILL, CLEATOR MOOR**

**Mr Leonard Newall**

The above application dated 11/11/2021 has been considered by the Council in pursuance of its powers under the above mentioned Act and PLANNING PERMISSION HAS BEEN GRANTED subject to the following conditions:

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

Reason

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

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, scale 1:1250, received 11<sup>th</sup> November 2021;  
Block Plan, scale 1:500, received 11<sup>th</sup> November 2021;  
Existing and Proposed Floor Plan, scale 1:50, drawing 1 of 4, received 11<sup>th</sup> November 2021;  
Section and West Elevation, scale 1:50, drawing number 2 of 4, received 11<sup>th</sup> November 2021;  
Block Plan and North Elevation, scales 1:200 and 1:50, drawing number 3 of 4,

received 11<sup>th</sup> November 2021;

South Elevation, scale 1:50, drawing number 4 of 4, received 11<sup>th</sup> November 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. Prior to their first use on the extension hereby approved, representative samples of the materials to be used on the external surfaces must be submitted to and approved in writing by the Local Planning Authority. Development must be carried out in accordance with the approved details and so maintained thereafter.

Reason

To ensure a satisfactory appearance of the development in the interests of visual amenity and in accordance with Policy DM10 of the Copeland Local Plan.

4. The extension hereby permitted must not be occupied at any time other than for purposes ancillary to the residential use of the dwelling known as Whinney Hill House and must not be independently occupied, let or sold.

Reason

In order to ensure that the dwelling is retained as a single residential property and in accordance with Policy ST1 of the Copeland Local Plan.

5. Prior to the first occupation of the extension hereby approved space shall be provided for the parking of four vehicles in the site in accordance with the details shown on the approved layout plan. Once constructed the four spaces shall be retained at all times thereafter in accordance with the approved details.

Reason

For the avoidance of doubt and to ensure that adequate off street parking is provided to serve the level of accommodation in accordance with Policy DM22 of the Copeland Local Plan 2013 - 2028

## **Informative**

The proposed development lies within a coal mining area which may contain unrecorded coal mining related hazards. If any coal mining feature is encountered during development, this should be reported immediately to the Coal Authority on 0345 762 6848.

Further information is also available on the Coal Authority website at:  
[www.gov.uk/government/organisations/the-coal-authority](http://www.gov.uk/government/organisations/the-coal-authority)

## **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 planning permission in accordance with the presumption in favour of sustainable development as set out in the National Planning Policy Framework.

Please read the accompanying notice



PP Pat Graham  
Chief Executive

06<sup>th</sup> January 2022

**APPROVALS**  
**(OUTLINE, FULL RESERVED MATTERS & HOUSEHOLDER)**

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND)  
ORDER 2015

PART 2

TOWN AND COUNTRY PLANNING ACT 1990

**Appeals to the Secretary of State**

- If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
- If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.
- Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>.  
If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.
- 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.
- 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](#).

**Purchase Notices**

- If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part V1 of the Town and Country Planning Act 1990.