



The Market Hall  
Market Place  
Whitehaven  
Cumbria CA28 7JG  
Telephone 0300 373 3730  
cumberland.gov.uk

## Application for Removal or Variation of a Condition following Grant of Planning Permission or Listed Building Consent

Town and Country Planning Act 1990 (as amended); Planning (Listed Buildings and Conservation Areas Act) 1990 (as amended)

### Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

### Site Location

**Disclaimer:** We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number	<input type="text" value="25"/>
Suffix	<input type="text"/>
Property Name	<input type="text"/>
Address Line 1	<input type="text" value="ARLECDON ROAD"/>
Address Line 2	<input type="text" value="ARLECDON"/>
Address Line 3	<input type="text"/>
Town/city	<input type="text" value="FRIZINGTON"/>
Postcode	<input type="text" value="CA26 3UZ"/>

Description of site location must be completed if postcode is not known:

Easting (x)	Northing (y)
<input type="text" value="304751"/>	<input type="text" value="519283"/>

Description

LAND ADJACENT TO 25 ARLECDON ROAD

Applicant Details

Name/Company

Title

Mr

First name

NIGEL

Surname

KAY

Company Name

NIGEL KAY HOMES LTD

Address

Address line 1

c/o ROBINSON & Co.

Address line 2

OXFORD CHAMBERS

Address line 3

NEW OXFORD STREET

Town/City

WORKINGTON

County

CUMBRIA

Country

Postcode

CA14 2LR

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Contact Details

Primary number

\*\*\*\*\* REDACTED \*\*\*\*\*

Secondary number

Fax number

Email address

\*\*\*\*\* REDACTED \*\*\*\*\*

Agent Details

Name/Company

Title

Mr

First name

Glen

Surname

Beattie

Company Name

Alpha Design

Address

Address line 1

Alpha Design

Address line 2

7 Europe Way

Address line 3

Town/City

Cockermouth

County

Country

United Kingdom

Postcode

CA13 0RJ

## Contact Details

Primary number

\*\*\*\*\* REDACTED \*\*\*\*\*

Secondary number

Fax number

Email address

\*\*\*\*\* REDACTED \*\*\*\*\*

## Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

RESERVED MATTERS RELATING TO SCALE, APPEARANCE, MEANS OF ACCESS AND LANDSCAPING FOR THE ERECTION OF 8 DWELLINGS PURSUANT TO OUTLINE APPROVAL 4/20/2086/001

Reference number

4/23/2041/0R1

Date of decision (date must be pre-application submission)

15/05/2023

**Please state the condition number(s) to which this application relates**

Condition number(s)

CONDITION 2

Has the development already started?

☒ Yes

☐ No

If Yes, please state when the development was started (date must be pre-application submission)

12/06/2023

Has the development been completed?

☐ Yes

☒ No

## Condition(s) - Variation/Removal

Please state why you wish the condition(s) to be removed or changed

CONDITION 2 NEEDS VARIED TO REFLECT THE CHANGES TO THE SITE PLAN IN RESPECT OF THE DEMOLITION AND REBUILD NORTH EASTERN BOUNDARY SITE WALL FACING ARLECDON ROAD

If you wish the existing condition to be changed, please state how you wish the condition to be varied

CONDITION 2 : -  
PROPOSED OVERALL SITE PLAN , DRAWING REF: 22/02/1017 - 03a) REPLACED WITH PROPOSED OVERALL SITE PLAN, DRAWING REF: 22/02/1017 - 03b)  
PROPOSED SITE PLAN, DRAWING REF: 22/02/1017 - 04a) REPLACED WITH PROPOSED SITE PLAN, DRAWING REF:22/02/1017 - 04b)  
FRONT BOUNDARY WALL STATEMENT NEEDS ADDED TO THE LIST OF APPROVED DOCUMENTS

Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

- ☒ Yes
- ☐ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- ☒ The agent
- ☐ The applicant
- ☐ Other person

Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

- ☒ Yes
- ☐ No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title

\*\*\*\*\* REDACTED \*\*\*\*\*

First Name

\*\*\*\*\* REDACTED \*\*\*\*\*

Surname

\*\*\*\*\* REDACTED \*\*\*\*\*

Reference

Date (must be pre-application submission)

12/06/2024

Details of the pre-application advice received

## Ownership Certificates and Agricultural Land Declaration

### Certificates under Article 14 - Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended)

Please answer the following questions to determine which Certificate of Ownership you need to complete: A, B, C or D.

Is the applicant the sole owner of all the land to which this application relates; and has the applicant been the sole owner for more than 21 days?

- ☒ Yes  
☐ No

Is any of the land to which the application relates part of an Agricultural Holding?

- ☐ Yes  
☒ No

### Certificate Of Ownership - Certificate A

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/ the applicant was the owner\* of any part of the land or building to which the application relates, and that none of the land to which the application relates is, or is part of, an agricultural holding\*\*

\* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

\*\* "agricultural holding" has the meaning given by reference to the definition of "agricultural tenant" in section 65(8) of the Act.

**NOTE:** You should sign Certificate B, C or D, as appropriate, if you are the sole owner of the land or building to which the application relates but the land is, or is part of, an agricultural holding.

Person Role

- ☐ The Applicant  
☒ The Agent

Title

Mr

First Name

Glen

Surname

Beattie

Declaration Date

24/06/2024

☒ Declaration made

# Declaration

I/We hereby apply for Removal/Variation of a condition as described in the questions answered, details provided, and the accompanying plans/drawings and additional information.  
I/We confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.  
I/We also accept that, in accordance with the Planning Portal's terms and conditions:  
- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;  
- Our system will automatically generate and send you emails in regard to the submission of this application.

☒ I / We agree to the outlined declaration

Signed

Glen Beattie

Date

24/06/2024