Wiltshire Council

The Town and Country Planning Act 1990

Approval of Full Planning Permission with Conditions

Application Reference Number: PL/2023/07837

Decision Date: 05 December 2023

Applicant:	Mr Robert Hiscox Rainscombe Park, Oare, Marlborough, Wiltshire, UK, SN8 1NE
Particulars of Development:	Erection of canopy for events and protection from weather for customers to be removed for 2 months per annum.
At:	The Parade Cinema, The Parade, Marlborough, SN8 1NE

In pursuance of its powers under the above Act, the Council hereby **GRANT PLANNING PERMISSION** for the above development to be carried out in accordance with the application and plans submitted (listed below).

In accordance with paragraph 38 of the National Planning Policy Framework, Wiltshire Council has worked proactively to secure this development to improve the economic, social and environmental conditions of the area.

Subject to the following conditions:

Conditions: (3)

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

Application Form
Design & Access Statement September 2023

Plans:
Parade Canopy Elevations
Parade Canopy Plan Rev A
Drawing No. 9m-3m E 001, Gable End
Drawing No. PARADE_OS_01

REASON: For the avoidance of doubt and in the interests of proper planning.

2

Permission is granted for the canopy for a temporary period of 5 years from the date of this decision. The canopy and associated structure shall thereafter be removed.

REASON: In order that its use, function and appropriateness can be reassessed and fully appraised prior to the grant of any further consents in the interests of preserving the listed building and its setting and in the interests of preserving the character and appearance of the Marlborough Conservation Area and in order to protect the amenity of the adjoining residents and that of the area.

3 The canopy hereby permitted shall be removed for a continuous period from the 8th January to the 8th March of each year.

REASON: The structure is required to be removed for a continuous period each year in the interests of preserving the listed building and its setting and that of the character and appearance of the Marlborough Conservation Area.

Informatives: (1)

4 It is recommended that you produce a noise management plan to demonstrate all noise sources have been considered and controlled, as per the advice and guidance provided on the premises licence application. Should you wish the guidance to be resent, please contact the council's Environmental Control and Protection Team.

Parvis Khansari - Corporate Director, Place

NOTES

1 **Other Necessary Consents.** This document only conveys permission for the proposed development under Part III of the Town and Country Planning Act 1990 and the applicant must also comply with all the byelaws, regulations and statutory provisions in force in the area and secure such other approvals and permissions as may be necessary under other parts of the Town and Country Planning Act 1990 or other legislation.

1.1 the need in appropriate cases to obtain approval under Building Regulations. **(The Building Regulations may be applicable to this proposal. Please contact the Council's Building Control team before considering work on site);**

1.2 the need to obtain an appropriate order if the proposal involves the stopping up or diversion of a public right of way or other highway (including highway verge);

1.3 the need to obtain a separate "Listed Building Consent" to the demolition, alteration or extension of any listed building of architectural or historic interest;

1.4 the need to make any appropriate arrangements under the Highways Act 1980, in respect of any works within the limits of a highway. The address of the Highway Authority is County Hall, Trowbridge, BA14 8JD (It is the responsibility of the applicant to ascertain whether the proposed development affects any listed building or public right of way / other highway, including highway verge).

2 **Appeals.** If the applicant is aggrieved by the decision of the local planning authority to grant permission subject to conditions, he may appeal to the Secretary of State for the Environment in accordance with Section 78(1) of the Town and Country Planning Act 1990 within six months of the date of this decision. (Information and forms relating to the appeals process can be found at the Planning Portal - http://www.planningportal.gov.uk/planning/appeals).

3 **Climate Change.** Wiltshire Council acknowledges the climate emergency and is seeking to make the county carbon neutral. You are encouraged to include energy efficiency that exceeds building regulations and to meet residual energy demand through renewable energy and low-carbon technologies, including high levels of electric vehicle charging points. The developer is encouraged to contact the climate team to discuss this further. climate@wiltshire.gov.uk