

SECTION 192 PLANNING STATEMENT

Application for a Certificate of Lawfulness of proposed 24 hour opening of Morrisons Fuel Station Chippenham, Stainers Way, Chippenham, Wiltshire, SN14 6YD



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PLANNING STATEMENT

Town and Country Planning Act 1990 as amended by the Planning and Compensation Act 1991
Section 192 application to the local planning authority to ascertain whether the proposed 24-hour opening of Morrisons Fuel Station Chippenham would be lawful.

The local planning authority's planning search pages have been examined which revealed the historic planning applications, Noted Below:

N/01/00537/ADV - DISPLAY CANOPY SIGN

20/11466/FUL - Demolition of Existing Petrol Station Kiosk and Car Wash, Construction of Replacement Larger Kiosk Building. Works Involve Removal of Roof Linked to Forecourt Canopy, Creation of New Additional Parking Spaces and Addition/Relocation of Jet Wash, Air/Vac Bay and Air Conditioning/Refrigeration Plant

PL/2024/08389 - Mixed species trees – crown lift by 3.5m and cut branches back beyond the Calor gas tanks; clearance of all vegetation by 1m from storage cages

PL/2025/00114 - Removal of existing Calor Gas and erection of three new jet washes, combi unit, valeting bay and associated works

It appears from the local planning authority public records that there have been no planning applications granted with conditions that restrict opening hours of the service station.

The current opening hours exercised by the service station will be by default.

APPLICATION FOR LAWFUL DEVELOPMENT CERTIFICATE

An application needs to describe precisely what is being applied for and the land to which the application relates.

In the case of applications for proposed use, if a local planning authority has no evidence itself, nor any from others, to contradict or otherwise make the applicant's version of events less than probable, there is no good reason to refuse the application, provided the applicant's evidence alone is sufficiently precise and unambiguous to justify the grant of a certificate on the balance of probability. (www.gov.uk/guidance/lawful-development-certificates)

The local planning authority's planning search page is relied upon to record planning applications submitted on a registered site. The planning search page for this site records four applications. None of these applications restrict opening hours.

Evidence of the grant of planning permission is generated by the Council and recorded on their planning portal. Reliance has been taken from the Council's planning online search results.

The Town and Country Planning (Development Management Procedure) (England) Order 2010, Register of applications paragraph 36; 2. Each local planning register authority shall keep, in 2 parts, a register of every application for planning permission relating to their area, 5 (b) the decision, if any, of the local planning authority in respect to the application, the date of such decision and the name of the local planning authority.

