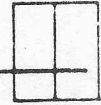
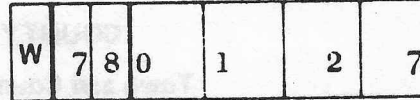
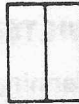


13 FEB 1979



THE SCHEDULE TO THE PERMISSION

Name of Local Planning Authority:

WEST WILTSHIRE DISTRICT COUNCIL

Name and address of applicant:

Messrs. G.D. Thorner (Homes) Limited,
New Rock,
Chilcompton,
BATH, Avon.

Agent: Messrs. Hudson Smith Associates,
66, High Street,
GLASTONBURY,
Somerset.

Brief Details of the Application:

Application Date: 3/2/1978

Location: NGR 827 599 Residential development - 23 dwellings, Phase 6, Southway

Proposed Development: Park, Bradford on Avon

Reasoned
Conditions:

1. To define clearly the terms of the permission the development shall be carried out in accordance with the submitted plans as amended by the applicants' letters and amended plans dated 18th April 1978, reference DJS/MAS/5116 (drawing reference 5116.37.B) and dated 8th May 1978 reference GCP/MAS/5116 (drawing reference 5116.18F) received by the Local Planning Authority respectively on 20th April, 1978, and 9th May 1978.
2. To ensure the Local Planning Authority retain control over the external appearance of the approved dwellings in the interests of obtaining visual harmony with the surroundings a schedule and/or samples of materials shall be submitted to and approved by the Local Planning Authority before construction of the dwellings is commenced.
3. In order to safeguard the appearance of the estate as a whole and notwithstanding the provisions of the Town and Country Planning General Development Order 1977 no extensions shall be carried out to the dwellings hereby permitted, no additional garages shall be constructed and no gates, fences, walls, hedges or other means of enclosure shall be erected, planted or maintained in front of the forwardmost part of the front of any dwellinghouse or in front of the flank/screen wall on return frontages, without permission granted on an application made in that behalf under Part 3 of the Town and Country Planning Act 1971.
4. In the interests of amenity all garages and screen walls shown on the approved plans shall be erected before any related dwelling is occupied.

Contd.....

Dated this

8th

day of

February

1979

Signed

Administration Director

Authorised Officer

COUNTY OF WILTSHIRE
Town and Country Planning Act, 1971

PERMISSION FOR DEVELOPMENT

1. The Local Planning Authority **HEREBY GRANT PLANNING PERMISSION** subject to the scheduled conditions (if any) for the development proposed by the applicant in the application, which is hereby expressly incorporated herewith and of which brief details are, by way of identification only, set out in the Schedule (see overleaf).
2. The scheduled conditions (if any) have been imposed for the reasons set out in the Schedule.
3. "The Local Planning Authority", "the scheduled conditions", "the applicant" and "the application" referred to above are those described in the Schedule overleaf.

NOTES

(1) **Time Limits on Planning Permissions.** By virtue of Section 41 - 44 of the Town and Country Planning Act, 1971, planning permissions are subject to time limits. If a condition imposing a time limit has been expressly included as part of this permission, then that condition must be observed. Otherwise, one or other of the following time limits (as appropriate) will apply:-

- (i) Where planning permission is given in outline subject to a condition reserving certain matters for subsequent approval, application for approval of such matters reserved must be made not later than the expiration of 3 years beginning with the date of the outline planning permission and further the development to which the permission relates must be begun either within 5 years from the date of the grant of the outline permission or within 2 years from the final approval of all the matters reserved.
- (ii) Where the planning permission is complete and is not in outline then the development must be begun not later than the expiration of 5 years from the date on which permission was granted.

If the development has not been begun or application been made for approval of matters reserved within the time limits mentioned there is freedom to apply for a new planning permission.

(2) **Other necessary consents.** This document only conveys permission for the proposed development under the Town and Country Planning Act 1971 and the applicant must also comply with all byelaws, regulations and statutory provisions in force in the district and secure such other approvals and permissions as may be necessary.

In particular the applicant is reminded of the following matters:-

- (a) the need in appropriate cases to obtain approval under Building Regulations;
- (b) the need to obtain an appropriate Order if the proposal involves the stopping up or diversion of a public footpath;
- (c) the need to obtain consent to the demolition, alteration or extension of any listed building of architectural or historic interest (unless this permission is so framed as to authorise expressly any proposed works of alteration or extension);
- (d) the need to make any appropriate arrangements under the Highways Act, 1971, in respect of any works within the limits of a public highway.

(It is the responsibility of the applicant to ascertain whether his development affects any public right of way or listed building).

(3) **Appeals.** If the applicant is aggrieved by refusal 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 36 of the Town and Country Planning Act 1971 within six months of receipt of this notice. (Appeals must be made on a form which is obtainable from the Secretary of State for the Environment, Tollgate House, Houlton Street, Bristol BS2 9DJ). The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been so granted otherwise than subject to the conditions imposed by the local planning authority, having regard to the statutory requirements, to the provisions of the development order, and to any directions given under the order. (The statutory requirements include Section 6 of the Control of Office and Industrial Development Act 1965 and Section 23 of the Industrial Development Act 1966).

(4) **Purchase Notices.** If permission to develop land is granted subject to conditions, whether by the local planning authority or by the Secretary of State for the Environment, 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 development which has been or would be permitted, he may serve on the council of the county district in which the land is situated a purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of Part IX of the Town and Country Planning Act 1971.

(5) **Compensation.** In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 180 of the Town and Country Planning Act, 1971.

5. To ensure a satisfactory landscaped setting for the development the landscaping proposals included on the approved layout plan reference 5116.37B shall be implemented in the first appropriate planting season following the completion of the development using trees of not less than 3 metres in height and maintained thereafter for a period of 5 years. Any trees which fail within that period shall be replaced to the satisfaction of the Local Planning Authority and maintained for a further period of 5 years.
6. In the interests of amenity and road safety the natural stone wall to be provided along the western and southern boundaries of the western area of Public Open Space shall be erected before the Public Open Space itself is available for use.
7. In the interests of conserving the visual amenity of all existing hedges, steps to protect them shall be taken during site works associated with the implementation of the permission. Notwithstanding this protection any damage to hedges arising from site works shall be made good by the restoration, thickening or replanting as necessary of the hedge to the satisfaction of the Local Planning Authority.

Note to Applicant

The developer is requested that, before the approved landscaping scheme is commenced, the Council's Parks Superintendent be contacted for advice on the new planting, and on the specification adopted for the maintenance of grassed area tree planting and landscaping.

Dated this 8th day of February 1979

Signed..........
Administration Director

HUDSON SMITH ASSOCIATES

8th May 1978

GCP/MAS/5116

Surveyors,
Architectural and
Planning Consultants

66 High Street
Glastonbury
Somerset BA6 9DZ
Telephone 31199
(STD 0458)

please reply to GLASTONBURY

High Street
Castle Cary
Somerset BA7 7AW
Telephone 254

Development Control Office
West Wiltshire District Council
Bradley Road
TROWBRIDGE
Wilts.
BA14 ORD

~~ALTERNATIVE~~
D. J. Smith, A.R.I.C.S.
Chartered Surveyor

By - 9 May 1978

Dear Sirs

re: Residential Development at South Way Park,
Bradford-on-Avon. For G D Thorner(Homes) Limited

Phases 3A, 3B and 6 'Chelsea' type House

Phase 3A/3B plots 148-152 inclusive, 155 and 156,
164 and 165 and 193 to 198 inclusive

Phase 6 plots 208, 211, 212, 217 and 218, 224 to 227 inclusive

Application Nos. 3A ref. W770407 (consent given)

3B ref. W770819 (consent given)

6 ref. W780127 (presently under application)

Our clients wish to make a small revision to the 'Chelsea' house type as referenced above and we enclose 12 copies of our drawing no. 5116/18F showing the proposed alteration which substitutes 'french doors' for the rear dining area window. We would ask that the alteration be dealt with under Minor Amendment Procedure for phases 3A and 3B and be substituted in the application presently in your hands for phase 6.

You

for Hudson Smith Associates

ENC.

letter

W780127

18th February 1979