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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

Suffix

Property Name

Address Line 1

Address Line 2

Address Line 3

Town/city

Postcode

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

Easting (x)

Northing (y)

Description

## Applicant Details

### Name/Company

Title

First name

Surname

Company Name

### Address

Address line 1

Address line 2

Address line 3

Town/City

County

Country

Postcode

Are you an agent acting on behalf of the applicant?

Yes

No

## Contact Details

Primary number

Secondary number

Fax number

Email address

## Agent Details

### Name/Company

Title

First name

Surname

Company Name

### Address

Address line 1

Address line 2

Address line 3

Town/City

County

Country

Postcode

PE23 5SG

## 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

Planning Permission - Erection of 2no. detached warehouse buildings divided into 3no. units to use under Class B8: Storage & Distribution of the Town & Country Planning (Use Classes) Order 1987 as amended, relocation of 4no. storage containers and provision of additional hardstanding area.

Reference number

S/023/01858/18

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

21/01/2019

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

Condition number(s)

Two

Has the development already started?

Yes

No

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

17/01/2023

Has the development been completed?

Yes

No

## Condition(s) - Variation/Removal

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

It is more practical and logistically more efficient to store goods in a single warehouse than a warehouse and 4 individual containers.

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

Delete the following approved plans;

Plan No. 664/D/04 Rev A Received by the LPA on the 17/09/2018

Plan No. 664/D/05 Rev B Received by the LPA on the 17/09/2018

Add the following Plan Nos. in lieu of the above

Plan No. 724/D/04 Rev B

Plan No. 724/D/05 Rev C

## 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

None given

09/03/2023

Details of the pre-application advice received

Telephone conversation between Agent and Sam Hallett who confirmed the nature of the conversation and advised as follows:

Following on from our telephone conversation earlier today, unfortunately the amendment sought is, considered to be closer in nature to that of a minor amendment rather than a non-material amendment and cannot be supported. However as discussed from planning perspective this is not really a big issue, but nevertheless still needs to be considered as such under section 73 of the Town and Country Planning act (removal or variation of condition). Moving forward the application fee for both is the same and therefore converting it to a section 73 seems the most appropriate course of action. One thing you can't do with a Sec.73 is fundamentally alter the description of development which did include the "..... relocation of 4no. storage containers." It is appreciated the extension to building three would be over the footprint of the containers which although are technically moveable, often remain in place, with an approved plans condition potentially relied upon in an enforcement situation. It is my opinion that the change sought does not amount (through there omittance) to a fundamental alteration of the proposal as put forward in the original application.

## 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

Jeff

Surname

Taylor

Declaration Date

29/03/2023

Declaration made

## Declaration

I / We hereby apply for Removal/Variation of a condition as described in this form and 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 options of the persons giving them. I / We also accept that: Once submitted, this information will be transmitted to the Local Planning Authority and, once validated by them, be made available 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

Jeffrey Taylor

Date

29/03/2023