www.highpeak.gov.uk

High Peak Borough Council

working for our community

TOWN AND COUNTRY PLANNING ACT 1990: SECTION 192

(AS AMENDED BY SECTION 10 OF THE PLANNING AND COMPENSATION ACT 1991)

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2010

Article 35

NOTIFICATION OF REFUSAL OF APPLICATION FOR A CERTIFICATE OF LAWFULNESS OF PROPOSED USE OR DEVELOPMENT

The High Peak Borough Council hereby refuse an application made on the 19th of August 2013, planning reference HPK/2013/0464, by Mr & Mrs Milway of 42 Macclesfield Old Road for a Certificate of Lawfulness of the proposed development described in the First Schedule hereto in respect of the Property specified in the Second Schedule.

Reasons for the decision:-

1. The proposed development does not constitute permitted development as defined by Class A of Part 1 of Schedule 2 of the Town and Country Planning (General Permitted Development Order) (Amendment) (No. 2) (England) Order 2008. The proposed development is over 4m in height and is greater than half of the width of the original dwelling. In addition materials have not been specified so I have been unable to conclude whether the proposed development complies with the mandatory condition. Planning permission is therefore required for the single storey side extension.

Signed_____
Planning Applications Manager, on behalf of
Head of Legal and Democratic Services
High Peak Borough Council
Town Hall
Market Place
Buxton
SK17 6EL

Date: 10th October 2013

FIRST SCHEDULE

Erection of a single storey extension to side of property as shown in plan ref PA/13-002 SK 81 01 c as submitted with the application.

SECOND SCHEDULE

Property at 42 Macclesfield Old Road, Buxton, Derbyshire

NOTES

If you are aggrieved by the decision of the Local Planning Authority to refuse this application:

- **You have the right of appeal under Section 192 of the Town and Country Planning Act 1990 (As amended) to the Secretary of State.**

- **If it is intended to give notice of appeal this should be done on the appropriate form obtainable from: The Planning Inspectorate, Temple Quay House, 2 The Square , Temple Quay, Bristol BS1 6PN or enquiries@planning-inspectorate.gsi.gov.uk**