

From: planningcomments@highpeak.gov.uk
To: [Planning Comments \(HPBC\)](#)
Subject: Comment Received from Public Access
Date: 29 January 2023 20:39:43

Application Reference No. : HPK/2022/0473

Site Address: Land at Longclough Drive Longclough Drive Simmondley Glossop Derbyshire

Comments by: Kate Raine

From:

Longclough Drive
Simmondley
Glossop

Phone:

Email:

Submission: Neither

Comments: I would like to add further comment to this application. I note the revised proposed drainage layout that was added on the 5/1/2023. This appears to be for 8 houses. Yet again this proves that this is not an application for a non-material amendment to HPK/2021/0081, but an application for 8 houses masquerading as a variation of condition.

I believe the Supreme Court case of Hillside Parks Ltd (Appellant) v Snowdonia National Park Authority (Respondent) 2020 shows that applications HPK/2022/0470 and HPK/2022/0471 should not be allowed as they both break conditions, the legal obligation (s106) for public open space and go against the previous current planning permissions (APP/H1033/W/17/3177730 and HPK/2021/0081). HPK/2022/0470 and HPK/2022/0471 cannot be constructed as completely independent sites. Passing these applications would make all the current permissions unlawful.

I reiterate again that if the applicant wishes to build 8 houses they need to put in a new application for the site as a whole.

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