

Mrs Claire Wilde
Slaterwilde Ltd
Tall Trees 8 Crossings Road
Chapel-en-le-frith
United Kingdom
SK23 9RZ



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Mr Capper
The Paper Mill Inn Whitehough Head
Lane
Whitehough
Derbyshire
SK23 6EJ

Application no: HPK/2024/0346

Determined on: 16/10/2024

Town and Country Planning Act 1990
Town and Country Planning (Development Management Procedure) (England) Order 2015

FULL PERMISSION FOR DEVELOPMENT

This permission does not carry any approval or consent which may be required under any enactment, bylaw, order or regulation (e.g. in relation to Building Regulations or the Diversion of Footpaths etc) other than Section 57 of the Town and Country Planning Act, 1990 (as amended).

Location of Development:

The Paper Mill Inn Whitehough Head Lane Whitehough Derbyshire SK23 6EJ

Description of Development:

Variation of Condition 2 in relation to application HPK/2023/0550

In pursuance of their power under the above mentioned Act, High Peak Borough Council Planning Authority, **HEREBY GRANTS PLANNING PERMISSION** for the development described above subject to the following condition(s):

1. The development hereby permitted shall commence before the expiry of three years from the date of planning consent HPK/2023/0550, being the 25th March 2024.

Reason:- To comply with the provisions of Section 51 of the Town and Country Planning, Planning and Compulsory Purchase Act, 2004.

2. The development hereby approved shall be carried out in complete accordance with the submitted plans and specifications as follows:-
SW381A-PL001 – Location Plan
SW381A-PL002 Rev A– Existing and Proposed Site Plan
SW381A-PL003 – Existing Ground Floor Plan
SW381A-PL004 – Existing Elevations
SW381A-PL005 Rev A– Proposed Ground Floor Plan
SW381A-PL006 Rev A – Proposed Elevations
SW381A-PL007 Rev A – Proposed Elevations and Sections





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Reason:- To ensure that the development is retained in accordance with the approved plans, for clarity and the avoidance of doubt.

3. Prior to the commencement of any above ground development, full details of the external facing materials of the development hereby approved shall be submitted to the Local Planning Authority and approved in writing. The development shall be carried out in strict accordance with the approved details.

Reason: In the interest of the character and appearance of the development in a Conservation Area.

4. Prior to the installation of any new doors, windows or rooflights, full details of the joinery shall be submitted to the Local Planning Authority and approved in writing. Details shall include specifications for the new rooflight/s, glazing type, beading/putties, fittings and fixtures, colour, framing material type, and any opening mechanisms where relevant. The development shall be carried out in strict accordance with the approved details.

Reason: In the interest of the character and appearance of the development in a Conservation Area.

5. Prior to the installation of any external extraction plant or equipment, full details of its design and appearance shall be submitted to the Local Planning Authority and approved in writing. The development shall be carried out in strict accordance with the approved details.

Reason: In the interest of the character and appearance of the development in a Conservation Area.

6. Prior to the installation of any extraction plant or equipment, a scheme for the installation of equipment to control the emission of fumes and odour from the premises shall be submitted to and approved in writing by the local planning authority. The scheme shall demonstrate compliance with, and be consistent with EMAQ Industry Guidance, "Guidance on the Control of Odour and Noise from Commercial Kitchen Exhaust Systems (2018)". The approved schemes shall be implemented in full prior to any extraction plant or equipment being brought into use. All equipment installed as part of the odour control scheme shall thereafter be operated and maintained to ensure compliance with EMAQ (2018) and in accordance with the manufacturer's instructions. Inlet ventilation provision shall be of an adequate capacity, capable of achieving 40 air changes per hour in the kitchen and connected to a variable fan speed control switch.

Reason: In the interest of protecting the living conditions of nearby residential properties.

Informative

In accordance with paragraph 38 of the NPPF the Council approach decision taking in a positive way by taking a proactive approach to development proposals. In this instance the application proposals were acceptable without amendment, and the scheme has been approved without delay.





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X *J. Colley*

Signed by: Jane Colley Signature

On behalf of High Peak Borough Council





NOTES

1. Approval under the Building Regulations may also be required. Advice in this respect can be obtained by contacting DBCP Limited, Web: dbcp.co.uk; Email: info@dbcp.co.uk ; Tel: [0333 880 2000](tel:03338802000).
2. Where a vehicle is often driven across a grass verge or kerbed footway to and from premises adjoining a highway, the occupier of the premises may, be required to pay the cost of construction of a crossing, and/or may be required to comply with conditions, imposed by the Authority. You should contact the Highway Authority at Derbyshire County Council.
3. This consent is granted subject to conditions and it is the owner(s) and the person(s) responsible for the implementation of the development who will be fully responsible for their compliance throughout the development and beyond. **A fee is payable to us for the discharge of condition. Please refer to our web site : www.highpeak.gov.uk for details.** If there is a condition that requires work to be carried out or details to be approved prior to the commencement of the development this is called a "condition precedent". The following should be noted with regards to conditions precedent:
 - (a) If a condition precedent is not complied with, the whole of the development will be unauthorised and you may be liable to enforcement action.
 - (b) Where a condition precedent is breached and the development is unauthorised, the only way to rectify the development is the submission of a new application.
4. Other conditions on this permission must also be complied with. Failure to comply with any condition may render the owner(s) and the person(s) responsible for the implementation of the development liable to enforcement action.
5. The permission is granted in strict accordance with the approved plans. It should be noted however that:
 - (a) Any variation from the approved plans following commencement of the development irrespective of the degree of variation will constitute unauthorised development and may be liable to enforcement action.
 - (b) Variation to the approved plans will require the submission of a new planning application.
6. If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
7. If the decision to refuse planning permission is for a householder application, and





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you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice. All other types of development have a 6 month deadline for submission of appeals. Appeals must be made using a form which you can get from the Planning Inspectorate at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or online at <https://www.gov.uk/appeal-planning-inspectorate#other-ways-to-apply>. The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order. In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

8. If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted. In these circumstances, the owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

