



South Derbyshire District Council

Civic Offices, Civic Way, Swadlincote, Derbyshire DE11 0AH

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Ref. No. 9/2016/1312

Local Government Act 1972
Town and Country Planning Act 1990

DISCHARGE OF CONDITIONS APPROVAL

In exercise of its powers as the Local Planning Authority under the above Acts and related subordinate legislation, the Council hereby gives notice that your application seeking Approval of Details required by Condition attached to Planning Permission, as made valid on 17 July 2018 and relating to **THE CREATION OF AN OVERFLOW CAR PARK SOUTH OF FINDERN LANE INCLUDING ALTERATIONS TO ACCESS RAMP, THE PROVISION OF FOOTWAYS, A PEDESTRIAN FOOTBRIDGE, LANDSCAPING AND OTHER ASSOCIATED WORKS ON LAND AT MERCIA MARINA FINDERN LANE WILLINGTON DERBY**, is hereby **APPROVED** in so far as the following specified plans/documents/details:

6. The signage plan and drawing, as received with the application and to be on an aluminium dibond base with a vinyl print which is then finished with an anti-vandal scuff resistant laminate (as confirmed by email dated 6 March 2019).

You are advised:

- a. If your application related to conditions not listed above, and an approval or refusal of details submitted pursuant to those conditions has not yet been made, a further decision notice should follow in due course unless you have submitted a Deemed Discharge Notice and that Notice comes into effect before.
- b. The details submitted pursuant to condition 9 are not considered acceptable, with an opportunity to positively emphasise the draw of the archaeology actually found on the site not taken. Some of the information is also considered to be inaccurate. Notwithstanding the Deemed Discharge Notice received on 4 March 2019, the applicant is encouraged to liaise with the County Archaeologist to agree alternative wording for the information panel.
- c. This approval relates to the prior approval requirements of the aforementioned conditions. It does not discharge any requirements specified in the condition(s) which require subsequent compliance with the approved plans/documents/details or timing thereof.

Chris Nash
Planning Delivery Team Leader

Date: 18 March 2019

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTES



NOTES

Any correspondence or enquiries concerning this notice should be addressed to Planning Services, South Derbyshire District Council, Civic Offices, Civic Way, Swadlincote, DE11 0AH or by e-mail to planning@south-derbys.gov.uk.

Right of appeal to the Secretary of State against the Local Planning Authority's decision

- 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.
- If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice.
- If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within:
 - 28 days of the date of service of the enforcement notice, or
 - within 6 months (12 weeks in the case of a householder appeal) of the date of this notice, whichever period expires earlier.
- If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.
- Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or online at www.gov.uk/government/organisations/planning-inspectorate.
- The Secretary of State can allow a longer period for giving notice of an appeal but 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 the Secretary of State 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 the Secretary of State.