

Directorate of Development – Development Control
Southfield Road, Loughborough, Leicestershire. LE11 2TN

Mr C White
Swithland Agricultural Holdings
Swithland UK Ltd
Unit 1 Castle Business Park
1 Pavilion Way
Loughborough, Leics
LE11 5GW

Please Contact: Mr M Morley
Direct Line: 01509 634740
Email:
development.control@charnwood.gov.uk
Your Ref:
Fax: 01509 219723
Minicom: 01509 215996
24th September 2009

Dear Mr White

APPLICATION NO: P/09/1863/2
PROPOSAL: Alterations to building to retain Barn and erection of hay store
LOCATION: Land adj to 67 Main Street, Swithland, Loughborough, LE12 8TG

The above application submitted for prior notification of agricultural development – proposed building was received on the 21st September 2009.

I have to advise you that we can not proceed with this application because the Town and Country Planning (General Permitted Development) Order 1995 states at article 3(5) that:

“The permission granted by Schedule 2 shall not apply if

- (a) in the case of permission granted in connection with an existing building, the building operations involved in the construction of that building are unlawful;”

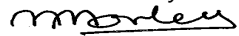
The development proposed includes the retention of part of an unauthorised building, as concluded by the Inspector on the recent appeal. The Borough Council does not therefore accept that the proposal is permitted development under Part 6 of Schedule 2 of the Order and a submission of an application for prior notification under the conditions of this Class can not be accepted. I therefore return your application.

If you wish to receive a formal determination of your proposal by the Borough Council you will need to submit an application for full planning permission. Such an application will require the appropriate application forms to be completed and accompanied by full detailed drawings, a design and access statement, a flood risk assessment and sequential test. I would recommend that you follow the guidance our web site in respect of submitting applications.

We have now closed the file and treated it as being withdrawn. I would advise you that the fee paid will be held by the Borough Council and used against the fee required for the submission of an application for full planning permission unless you instruct me otherwise to refund the fee.

If you have any questions or require further information, please contact Mr M Morley on 01509 634740.

Yours sincerely

A handwritten signature in black ink, appearing to read 'M Morley', written in a cursive style.

Mr M Morley
Head of Service Support Team