

**TOWN AND COUNTRY PLANNING ACT 1990
PLANNING AND COMPENSATION ACT 1991
THE TOWN & COUNTRY PLANNING
(DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015**

APPLICATION FOR FULL PLANNING PERMISSION

To: AMC Architecture
2 Lakeside
Reading
RG6 7PQ

Application No: 171484
Application type: Full Planning Approval

Applicant: Mr Barry Elford

READING BOROUGH COUNCIL as Local Planning Authority **REFUSE** planning permission for the following development.

Proposal: Installation of temporary unit for the cooking and selling of hot food (Use Class A5) to the existing hard standing

At: The hard standing abutting the southern end of Scours Lane Tilehurst Reading

For the attached reasons

PLEASE READ THE NOTES ISSUED WITH THIS DECISION NOTICE

Date: 8 November 2017


SDV
Head of Planning, Development
& Regulatory Services

Application At: The hard standing abutting the southern end of Scours Lane Tilehurst Reading

Application No: 171484

Application type: Full Planning Approval

REASONS FOR REFUSAL

1. The proposal would result in the loss of employment land to an alternative use within a Core Employment Area and would site an A5 unit outside of the designated retail centres. A granting of planning permission for the proposed A5 unit would establish a retail use of the land and once approved there would be little justification to resist a more permanent building, or permitted changes to other retail uses. While the continued presence of mobile units on the site can be accepted, a permanent planning permission cannot be supported as it would be contrary to policies CS11 of the Core Strategy (2008) and DM13 of the Sites and Detailed Policies Document (2012) because the location is inappropriate for a permanent A5 use.
2. The permanence of the proposal would not enhance the character of the area and would set an undesirable precedent for other similar facilities to be provided. The proposal would therefore be contrary to Policy CS7 of the Core Strategy.
3. Detail of how cooking odour will be controlled has not been supplied. As such, the proposal is contrary to Policy DM4 of the Sites and Detailed Policies Document (2012).
4. No information has been supplied to determine the impact of the proposal on the functioning of the transport network, including parking and highway safety. As such, the proposal is contrary to Policy DM12 of the Sites and Detailed Policies Document (2012).

INFORMATIVES

1. The local planning authority has worked positively and proactively with the applicant to examine whether relevant concerns could be resolved to allow permission to be granted. However, that has not been possible within the prescribed target or agreed extended timescale and therefore the decision to refuse planning permission has been taken.
2. The refusal relates to the following plans and drawings as received by the Local Planning Authority:

Date: 8 November 2017



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Drawing No: SCOURS/001 Rev. P1 - Site Location, Existing and Proposed Block Plans
Drawing No: SCOURS/100 Rev. P1 - Existing and Proposed Day and Night Site Plans
Drawing No: SCOURS/101 Rev. P1 - Proposed Floor Plan, Elevations and indicative image

Date: 8 November 2017



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NOTES

APPEALS TO THE SECRETARY OF STATE

If you are aggrieved by the decision of the Council 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 the Council's decision on the application 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 you want to appeal against the Council's decision on your application, you must do so within 28 days of the date of service of the enforcement notice, or within 6 months (or 12 weeks in the case of a householder appeal) of the date of this notice, whichever period expires earlier.

If the above circumstances do not apply, any appeal must be made within the following time limits.

If this is a householder application and you want to appeal against the Council's decision then you must do so within 12 weeks of the date of this notice. If this is an advertisement application and you want to appeal against your local planning authority's decision then you must do so within 8 weeks of the date of this notice. If you want to appeal against your local planning authority's decision for any other type of application (which is not a householder or advertisement application, or an application for a Certificate of Lawfulness) then you must do so within 6 months of the date of this notice.

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.

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, tel. 0303 444 5000, or online at www.planningportal.gov.uk/pcs.

Purchase Notices

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 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.