



For Mr Peter Stiles

Ref No : [P/12/0463/FP](#)

Mr Philip Dudley
Vivid Design Studio Ltd
2 Dukes Court
Bognor Road
Chichester
West Sussex
PO19 8FX

**TOWN & COUNTRY PLANNING ACT 1990
TOWN & COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) ORDER 2010**

**WICOR RECREATION GROUND CRANLEIGH ROAD PORTCHESTER
ERECTION OF SINGLE STOREY CLUB HOUSE EXTENSION, NEW CANOPY TO FRONT OF
CLUB HOUSE, NEW SPECTATOR STAND AND RELOCATION OF EXISTING PORTACABIN &
TEA HUT**

Application Received : 29th June 2012

In pursuance of their powers under the above mentioned Act the Council, as the Local Planning Authority, hereby PERMIT the development described above, in accordance with your application.

Subject to the following conditions:

1. The development hereby permitted shall be begun before the expiry of three years from the date of this permission.
REASON: To comply with the procedures set out in the Town and Country Planning (Development Management Procedure) Order 2010 and Section 92 of the Town and Country Planning Act 1990.

2. The development hereby permitted shall be carried out in accordance with the following approved plans received 29th June 2012:-

- i) Job number 120013 drawing number 01
- ii) Job number 120013 drawing number 02
- iii) Job number 120013 drawing number 03
- iv) Job number 120013 drawing number 04
- v) Job number 120013 drawing number 05
- vi) Job number 120013 drawing number 06
- vi) Design and Access statement

Reason: For the avoidance of doubt and in the interests of proper planning.

3. The buildings hereby permitted shall not come into use until space has been laid out within

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the site for 16 cycles to be parked. The space shall thereafter be kept available for cycle parking at all times.

REASON: In order to facilitate modes of transport alternative to the motorcar; in accordance with Policies CS15 and CS17 of the Fareham Borough Core Strategy.

4. No development shall take place until the local planning authority have approved details of how provision is to be made on site for the parking and turning of operatives vehicles and the areas to be used for the storage of building materials, plant, excavated materials and huts associated with the implementation of the permitted development. The areas and facilities approved in pursuance to this condition shall be made available before construction works commence on site (other than construction of the site access) and shall thereafter be kept available at all times during the construction period, unless otherwise agreed in writing with the local planning authority.

REASON: In the interests of highway safety; in order to ensure that the amenities of the users of the adjacent car park are maintained during the construction period; in accordance with Policies CS15, CS16 and CS17 of the Fareham Borough Core Strategy.

5. The club house extension hereby approved shall be used primarily for purposes associated with AFC Portchester Football Club. The clubhouse may also be used by other local sporting teams for evening meetings on weekdays. The clubhouse shall not be let or hired out for use for private social functions.

REASON: In order to protect the amenities of occupiers of nearby residential properties in accordance with Policy DG1 of the Fareham Borough Local Plan Review.

6. The clubhouse shall not be used outside of the following times:
09:00-23:00 Monday-Sunday

REASON: In order to protect the amenities of occupiers of nearby residential properties in accordance with Policy DG1 of the Fareham Borough Local Plan Review.

Further Information:

1. Reasons for granting planning permission:

The development is acceptable taking into account the policies and proposals of the Development Plan, notably Fareham Borough Core Strategy Policies CS4, CS5, CS14, CS15, CS17 and CS21 and Policy C12 and DG4 of the Fareham Borough Local Plan Review. The proposal is not considered to result in unacceptable impacts upon the character of the area, or upon the amenities of neighbouring properties, or upon highway safety, other material considerations being judged not to have sufficient weight or direction to justify a refusal of the application, and, where applicable, conditions having been applied in order to satisfy these matters. The scheme is therefore judged to be in accordance with Section 38(6) of the Planning and Compulsory Purchase Act 2004 and thus planning permission should therefore be granted.

2. (i) Your attention is drawn to the enclosed Warning Notice relating to development not in accordance with approved plans. The protocol for 'Dealing with variations to Planning Permission' is available from the Civic Offices or in the Council's web site www.fareham.gov.uk

(ii) You are also reminded that where a decision contains conditions which are required to

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be discharged before development commences, to commence development before those conditions are discharged means that the development is not pursuant to the planning permission and is therefore UNAUTHORISED DEVELOPMENT.

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19th September 2012



NOTIFICATION to Applicants of:

- 1 Your right of Appeal 3 Other ways to complain
2 Your right to serve a Purchase Notice 4 Other Consents you may need

1. Your right of appeal

You may be entitled to appeal against this decision to the Secretary of State for the Department of Communities and Local Government (DCLG).

The Planning Inspectorate have introduced an online appeals service which you can use to make your appeal online. You can find the service through the Appeals area of the Planning Portal - see www.planningportal.gov.uk/pcs. The Inspectorate will publish details of your appeal on the internet (on the Appeals area of the Planning Portal). This may include a copy of the original planning application form and relevant supporting documents supplied to the local authority by you or your agent, together with the completed appeal form and information you submit to the Planning Inspectorate. Please ensure that you only provide information, including personal information belonging to you that you are happy will be made available to others in this way. If you supply personal information belonging to a third party please ensure you have their permission to do so. More detailed information about data protection and privacy matters is available on the Planning Portal. Alternatively, you may request paper copies from the following addresses:

Write to and obtain forms from:

The Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone 0117 372 6372

*Please note that in each case the forms must be completed and returned to the above address with a copy to **Department of Planning and Environment (Development Management), Fareham Borough Council, The Civic Offices, Civic Way, Fareham, PO16 7AZ.***

You can also appeal if a decision has not been issued within the period shown below:

for these Applications Types	Time from receipt
Planning Permission, Listed Building or Conservation Area Consent	8 weeks
Certificates of Lawful Use or Development	8 weeks
Advertisement Consent	8 weeks
Fell or lop trees subject of a Tree Preservation Order	8 weeks
Non-material minor amendment to a planning permission	28 days

IMPORTANT - If the development is the subject of planning enforcement action this may reduce the time period for submission of an appeal - Please contact the Planning Office for further advice.

Please ensure that the correct form is used for each of the application types listed above.

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Your Entitlement to Appeal:

If you are aggrieved by the decision of the Local Planning Authority to refuse permission or consent or at the imposition of conditions then, subject to the following provisions, you may appeal to the DCLG. The ways you can do so are set out above.

Please note that only the applicant possesses the right to appeal. There is no third party right of appeal for neighbours and other objectors.

Restrictions on Your Right to Appeal:

There is a time limit for lodging your appeal, although the Secretary of State may override this. The applicant has the following time in which to lodge an appeal for these classes:

- * Planning applications (but see below for Householder Applications)(appeal under Section 78 of the Town and Country Planning Act 1990 (TCPA)),
- * Listed building consent applications (appeal under Sections 20 or 21 of the Town and Country Planning (Listed Buildings and Conservation Areas) Act 1990 (LBCAA)) and
- * Applications for Certificates of lawful use or development (appeals under Section 195 of the TCPA).

Should be lodged within 6 months of the date of the decision notice, or within 6 months of the expiry of the period of 8 weeks from the date the application was received or such extended period as agreed between the appellant and the Planning Inspectorate.

*** Householder Applications - If you want to appeal against a decision to refuse planning permission for a householder application then notice of appeal should be lodged within 12 weeks of the date of the decision notice.**

* Advertisement applications (appeal under Regulation 15 of the Town and Country Planning (Control of Advertisement) Regulations 1989) should be lodged within 8 weeks of the date of the decision notice.

* Application for consent to carry out works to a tree(s) the subject of a Tree Preservation Order (appeals under Sections (78)I of the TCPA) should be lodged within 28 days of the date on the decision notice, and

* Applications for a Certificate of Appropriate Alternative Development (appeals under Section 17 of the Land Compensation Act 1961) should be lodged within 1 month of the date of the certificate or notice of refusal to issue a certificate.

The Secretary of State may decide he will not consider an appeal. This might happen if the proposed development has been subject of an appeal which has been dismissed within the last two years, or where the Local Planning Authority could not have granted permission (or not without the conditions imposed) having regard to the statutory requirements, to the provisions of the Development Order and to any directions given under the Order.

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2. Your Right to Serve a Purchase Notice

If the Local Planning Authority or the DCLG refuses planning permission to develop land or grant listed building consent for works, or grants permission or consent subject to conditions, the owner may serve a notice on the Council in whose area the land is situated, requiring the Council to purchase his interest in the land. The owner will need to establish that he can neither put the land to a beneficial use by the carrying out of any works or development which would have been or would be permitted (see Part VI, Chapter 1 of the TCPA for the former class of applications and Section 32 of the Planning (Listed Building and Conservation Areas) Act 1990 for the latter class of applications.

3. Other ways to complain

If you are aggrieved at the way the Council has dealt with your application the Planning Officer who has been dealing with it will be pleased to explain the reasons for the Council's decision and endeavour to resolve the matter for you. If you are not satisfied, you may wish to put your complaint in writing or e-mail comps@fareham.gov.uk, using the Council's formal complaints procedure. This will ensure the details of your complaint are thoroughly investigated by an independent officer and an informed decision made as to whether your application was correctly dealt with. Details of the complaints procedure may be obtained from the Customer Services Manager at the Civic Offices (telephone 01329.236100). Should you remain unsatisfied at the conclusion of the Council's investigation, you may ask the Local Government Ombudsman to investigate the details of your complaint. Leaflets outlining the process of these procedures are available at the Civic Offices.

4. Other Consents You May Need

This decision relates solely to the town planning requirements under the Acts and Orders mentioned at the head of the decision notice. It does not grant any other consent or permission. In particular, the following may require consent:

i. Works requiring Building Regulations consent - If you have not already done so, you should contact the Council's Building Control Partnership at the Civic Offices, Telephone: 01329 236100 Ext 2441.

ii. Works or structures in the vicinity of a public sewer - If in doubt you should contact The Development Control Manager, Southern Water Services Ltd, Southern House, Sparrowgrove, Otterbourne, Winchester, Hampshire SO21 2SW Tel 0845 278 0845. You may inspect the Public Sewer Map held in the Council's Building Control Business Unit to find out if a public sewer crosses the site of the proposed development. (Buildings are not normally allowed within 3.0metres of a public sewer, although this may vary, depending upon the size, depth, strategic importance, available access and ground conditions appertaining to the sewer in question).

iii. Works affecting neighbours - (e.g.: work on an existing wall shared with another property, building on the boundary with a neighbouring property or excavating near neighbouring buildings). The Party Wall Act 1996 requires certain measures to be taken and leaflets explaining the specific requirements are available at the Council Offices.

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IMPORTANT WARNING

Please read the content of this warning notice on receipt of your planning permission decision notice.

The Council is pleased to enclose your conditional planning permission decision notice.

FEES FOR DISCHARGING PLANNING CONDITIONS

There is a fee payable to the Council when you submit details pursuant to planning conditions. The fee is £85 per request to discharge conditions (or £25 if the discharge of condition relates to a planning permission for extending or altering a dwellinghouse or other development in the curtilage of a dwelling). By way of clarification if details are submitted to discharge a number of conditions at the same time then just one fee of either £85 or £25 would be payable. If details to discharge conditions are submitted on a number of separate occasions then a fee of either £85 or £25 would be payable on each occasion. The fee must be paid when the request is made.

All requests for discharging planning conditions should be made in writing and ideally on the national application form designed for this purpose (which can be downloaded from the following site www.fareham.gov.uk/pdf/developmentc/appformlist.pdf (No. 27 on the list of forms), or otherwise please contact the Department of Planning and Environment: Development Management 01329 236100 ext. 2437 for a paper copy.

If you choose to send a covering letter rather than fill in the national application form you must ensure that all the relevant information requested in the application form is contained within your covering letter.

PRE-DEVELOPMENT CONDITIONS

Please note that there maybe conditions attached to this planning permission which are required to be discharged **before** development commences.

There have been several occurrences recently where developments have commenced before planning conditions have been discharged.

I must advise you that should you commence the development prior to all of the pre-development conditions being discharged the development will be treated as unauthorised development.

Should development commence before the pre-development conditions are discharged planning enforcement and or injunctive action to secure the cessation of the development will be considered.

Lee Smith



DEVELOPMENT NOT IN ACCORDANCE WITH APPROVED PLANS

There have been many instances recently where development has not been undertaken strictly in accordance with the approved plans.

If there is any variation from the approved plans for whatever reason, unless it is so insignificant that it can be considered de minimis (of no consequence), it is likely that it will require the submission of a new planning application. This will involve significant work and additional cost to both the developer and the Local Planning Authority.

A protocol for dealing with variations to planning permissions was agreed by the Planning Development Management Committee 16 March 2005 and copies are available from the Civic Offices or on the Council's web site www.fareham.gov.uk

Please ensure that the development you undertake is the development for which you have been granted planning permission. If your working drawings do not match the stamped approved planning drawings a new planning application will be required unless the variation is **very** small.

The ultimate decision on whether or not any change will require planning permission rests with the Local Planning Authority.

Development which is not in accordance with the approved plans is unauthorised development and likely to attract Planning Enforcement Action.

**THIS WARNING IS DESIGNED TO ASSIST AND PREVENT LATER DIFFICULTIES
PLEASE HEED THE ADVICE IN THE PROTOCOL.**

Lee Smith