



Application: 20240865

**TOWN AND COUNTRY PLANNING ACT 1990
THE TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)
(ENGLAND) ORDER 2015 (AS AMENDED)**

NOTIFICATION OF GRANT OF PERMISSION TO DEVELOP LAND
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To: **Mr John Warden
C/O Mr Raymond Cheung
7B Parrock Road
Gravesend
Kent
DA12 1PY**

TAKE NOTICE that the **GRAVESHAM BOROUGH COUNCIL**, the Local Planning Authority under the Town and Country Planning Acts, has **GRANTED PERMISSION** for development of land situate at:

**The Compass Ale House
7 Manor Road
Gravesend
Kent
DA12 1AA**

and being **Continued use of commercial space for use as amenity space.**

Your application dated 23rd September 2024 is permitted subject to the following:-

1. The development hereby permitted shall be carried out only in accordance with the following schedule of approved plans:
 - Application Form - dated 22 September 2024;
 - Design and Access Statement (Rev. B) (dated 21 September 2024);
 - Heritage Statement (Rev. B) (dated 21 September 2024);
 - Drawing no. 01-01-000 - Rev. B - Site Location Plan (scale - 1:1250);
 - Drawing no. 01-02-001 - Rev. B - Existing Ground Floor Plan;
 - Drawing no. 01-02-001 - Rev. B - Proposed (Alterations) Ground Floor Plan;
 - Drawing no. 01-04-001 - Rev. B - Existing and Proposed Block Plans (scale - 1:200).

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

2. The courtyard shall be used as an ancillary seating area for the micropub / traditional ale house and for no other use.

Reason In order to safeguard the living conditions of the occupants of adjoining dwellings and in accordance with Policy CS19 of Gravesham's Local Plan Core Strategy (2014).

3. The external courtyard area to the rear of the site shall not be used beyond 9.30pm at all times.

Reason In the interest of protecting neighbouring amenity in accordance with Policy CS19 of the Gravesham Local Plan Core Strategy (2014).

4. No amplified music (either recorded or live) shall take place within the external courtyard area at any time.

Reason In the interest of protecting neighbouring amenity in accordance with Policy CS19 of the Gravesham Local Plan Core Strategy (2014).

INFORMATIVES:-

1 20140465 - PLANNING PERMISSION

For the avoidance of doubt, this approval only relates to the courtyard area and the conditions attached to planning permission reference 20140465 are relevant to the wider use of the site.

2 20140465 - CONDITION 4

For the avoidance of doubt, Condition 4 attached to 20140465 restricts amplified music, gaming and television use within the premises and this approval does not permit any such activities. Any such activities would require a separate variation of condition application and should be accompanied by a noise impact assessment to safeguard neighbouring amenity.

3 LICENSING APPROVAL

For the avoidance of doubt, this approval does not include any licensing approval, which will require a separate application from Gravesham Borough Council's licensing team.

4 STATEMENT OF POSITIVE AND PROACTIVE APPROACH TO DECISION-MAKING

In accordance with Article 35 (2) of the Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended), and paragraph 38 of the National Planning Policy Framework (NPPF) 2023, the Local Planning Authority has approached the assessment and determination of this application in a positive and creative way and, where appropriate, has worked pro-actively with the applicant to secure a development that is sustainable and that improves the economic, social and environmental conditions of the area, and that is in accordance with the Development Plan for the area.

5 BUILDING REGULATIONS AND PARTY WALL ACT

This decision DOES NOT imply any consent which may be required under the Building Regulations or under any other enactment or provision. Nor does it override any private rights which any person may have relating to the land affected by this decision, including the provisions of the Party Wall etc. Act 1996.

6 DEVIATION FROM APPROVED PLANS

It is possible that any proposed deviation from the approved plans could be classed as a 'material' change requiring a further application/permission. In the event that any change is proposed, applicants are advised to seek advice from the Local Planning Authority [as proceeding without the necessary permissions could nullify this permission].

Dated: 18 November 2024

NOTIFICATION TO APPLICANT

APPEALS TO THE SECRETARY OF STATE

- 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 **householder application*** which has been refused and 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**.
- For all other applications, refused or permitted, 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.
- **For further information regarding Appeals and to make an application please click the relevant link:**
<https://www.gov.uk/appeal-householder-planning-decision>
<https://www.gov.uk/appeal-planning-decision>
- 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.

***Householder applications**

These are:

- (a) applications for planning permission for development of an existing dwellinghouse, or development within the curtilage of such a dwellinghouse for any purpose incidental to the enjoyment of the dwellinghouse, or
- (b) an application for any consent, agreement or approval required by or under a planning permission, development order or local development order in relation to such development

but does **not** include –

- (i) an application for change of use;
- (ii) an application to change the number of dwellings in a building.

PURCHASE NOTICES

If either the Local Planning Authority or the Secretary of State for the Environment refuses permission to develop land or grants it subject to conditions, the owner may claim that he/she can neither put the land to a reasonably beneficial use in its existing state nor can he/she 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.