

Application: 20240827

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

APPROVAL OF DETAILED PLANS AND PARTICULARS

To: **Cleardon Developments
C/O J Bowman, BBD
85-87 Bayham Street
London
NW1 0AG**

TAKE NOTICE that the **GRAVESHAM BOROUGH COUNCIL**, the Local Planning Authority under the Town and Country Planning Act 1990, has **APPROVED** detailed plans and particulars submitted on 12th September 2024 in accordance with conditions 5 and 6 of the Notification of Grant of Planning Permission reference 20240621 to Develop Land dated 27 August 2024 in respect of:-

Application for the approval of conditions 5 and 6 attached to planning permission reference number 20210023 relating to the scheme of air quality mitigation and the commissioning report.

at: **Tower Place
Harmer Street
Gravesend
Kent
DA12 2AX**

and being **Application for the approval of conditions 5 and 6 attached to planning permission reference number 20210023 relating to the scheme of air quality mitigation and the commissioning report.**

subject to the following Informatives:-

INFORMATIVES:-

1 STATUS OF SUBMITTED PLANS AND DOCUMENTS

For the avoidance of doubt the following plans, details and particulars were submitted in support of this application for approval of details pursuant to planning conditions and were taken into account in making the decision:

Planning Application Form;
Drawing No. 19001-19 - Rev S7 - Installed MVHR Plans;
Drawing No. 21/104-101 - Rear Elevation Showing Ventilation Terminals;
Drawing No. ENV-08664 1 of 3 Rev A - Ground Floor;
Drawing No. ENV-08664 2 of 3 Rev A - First Floor;
Drawing No. ENV-08664 3 of 3 Rev A - Second Floor;
Supporting Information - External Site Photographs;
Supporting Information - Nuair Group MRXBOX95AB-WHI - Unit Specification;

Supporting Information - Ventilation Certificates Flat 1 to Flat 5 (received 8 January 2025);
Supporting Information - Google Earth Image;
Supporting Information - Photos of Flat 2;
Supporting Information - Photos of Air Flow Tester;
Supporting Information - Certificate of Calibration;
Supporting Information - Energy Rating;
Supporting Information - Air Quality Scheme Checklist for Flats 1-5; and
Supporting Information - Nuair MRXBOX95AB-WHI - Engineers Letter.

2 AVOIDANCE OF DOUBT

For the avoidance of doubt the approved conditions for this application relating to planning permission 20210023 is:

Conditions 5 and 6 - Air Quality Mitigation

3 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 39 of the National Planning Policy Framework (NPPF) 2024, 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.

Dated: 3 February 2025

Civic Centre
Windmill Street
Gravesend
Kent
DA12 1AU

Shazad Ghani
MPhil, MA, BA (Hons)
Head of Planning
Planning Service

NOTES:

This permission is confined to permission under the Town and Country Planning Acts and the Town and Country Planning (Development Management Procedure) (England) Order 2015 and does not obviate the necessity of compliance with any other enactment, bye-law, or other provision whatsoever or of obtaining from the appropriate authority or authorities any permission, consent, approval or authorisation which may be requisite.

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**.
- **Appeals must be made using a form which you can obtain from the Planning Inspectorate at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN;**

telephone: 0303 444 5000; email: enquiries@pins.gsi.gov.uk or online at www.planningportal.gov.uk/pcs.

- 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.