

Application: 20240777

**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: **Mr Abdulalim Khan
55 Nursery Grove
Gravesend
Kent
DA11 7BB**

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 27th August 2024 in accordance with conditions 3 A (i)(ii)(iii)(iv)(v)(vi), 4 A (i)(ii)(iii), and 5 3 A (i)(ii)(iii)(iv)(v)(vi), 4 A (i)(ii)(iii), and 5 of the Notification of Grant of Planning Permission reference 20240080 to Develop Land dated 28 March 2024 in respect of:-

Change of use from sui generis public house to sui generis takeaway.

at: **44 High Street
Gravesend
Kent
DA11 0AY**

and being **Application for the approval of conditions 3 A (i)(ii)(iii)(iv)(v)(vi), 4 A (i)(ii)(iii), and 5 attached to planning permission reference number 20240080 relating to the details of (3)(a) Cooking odour/fume control, (4)(a) Noise survey, and (5) Details and finish and colour of external elements of extraction system.**

subject to the following Informatives:-

INFORMATIVES:-

1 DECISION PLANS

For the avoidance of doubt, the forms, plans and documents upon which this decision is made comprise:

Condition 3 i, ii, iii, iv, v, vi

- o Application form;
- o Shopfront;
- o Technical Data 2;
- o Silent Box Fan;
- o Roof Hood Details;
- o Technical Data;
- o Dimensions Sound Details;
- o Equipment Details;
- o Extractor and Ventilation Key Features;

- o Letter from Slidaway Ltd Ventilation and Air Conditioning Engineers
- o Drawing no. SW/HSG/V1 - Proposed Kitchen & General Ventilation;
- o Layout Details;
- o Menu Detail & Cooking Time;
- o Appliance List;
- o Noise Impact Assessment;
- o Cleaning, Maintenance and Service Details;
- o Grease Tightness Assurance;
- o Tecseal Combined Safety Data Sheet.

Condition 4 A (i)(ii) and (iii)

- o Noise Impact Assessment;

Condition 5

- o Extract Colour Details.

2 INFORMATION FOR THE APPLICANT

For the avoidance of doubt please note this application gives approval of condition nos. 3 A (i)(ii)(iii)(iv)(v)(vi), 4 A (i)(ii)(iii), and 5 attached to planning permission reference number 20240080.

It does not give approval for Part B of conditions 3 or 4 which was removed from this approval of details application by the applicant in their e-mail dated 27/11/2024. It also does not give approval of condition 7 which was removed from this approval of details application by the applicant in their e-mail dated 07/11/2024.

Dated: 28 November 2024

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.