

**EAST SUSSEX COUNTY COUNCIL**

**TOWN AND COUNTRY PLANNING ACT, 1990**

**TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE)  
ORDER 1995**

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To :- Turfsoil Ltd  
Tonbridge Road  
Teston  
Maidstone  
Kent ME18 5AF

County Ref. No. RR/161/CM  
District Ref. No. RR/97/729

In pursuance of the powers delegated to me by the Development Control Sub-Committee of the Environment Committee on behalf of the County Council on 21 May 1997 I hereby GRANT PLANNING PERMISSION for the use of land for storage, sorting and composting of green waste. Site C1, Sidley Goods Yard, off Ninfield Road, Bexhill (within land edged red on applicants site plan) in accordance with your application received by the East Sussex County Council on 20 March 1997 and the plans and particulars submitted in connection therewith and subject also to due compliance with the condition(s) specified hereunder:-

1. The development hereby permitted shall be discontinued by 31 December 1998.
2. Before development is commenced detailed proposals for boundary treatment shall be submitted to and be subject to the written approval of the Director of Transport and Environment and the approved works shall be completed in full before the use of the site is commenced.
3. Except as described in the application no powered plant or equipment shall be used on site without the prior consent in writing of the Director of Transport and Environment.
4. Only waste identified for the purposes described in the application shall be brought into the site unless authorised by the Director of Transport and Environment in writing.
5. No operations shall take place on this site other than between the hours of 0800-1800 Monday to Friday and 0800 - 1300 on Saturdays and at no time on Sundays or Public/Bank Holidays unless prior written approval is obtained from the Director of Transport & Environment.
6. The development shall be so conducted to avoid detriment to the adjoining area by reason of odour, fumes, dust, noise or other cause.
7. Development shall not begin until drainage details have been submitted and approved in writing to the Director of Transport and Environment and the approved scheme shall be completed in full before the use of the site commences.

The reason(s) for the conditions above are :-


1. To enable the County Planning Authority to regulate and control the use of the site.
2. To enhance the general appearance of the development.
3. In the interest of amenity.
4. For the avoidance of doubt and to enable the County Planning Authority to regulate and control the use of the site.
5. To safeguard the amenities of the occupiers of properties in the vicinity of the site.
7. To ensure satisfactory drainage of the site and to prevent water pollution.

APPROVED PLANS

Site plan

**All enquiries should be addressed to:**

Director Transport and Environment,  
Transport and Environment Department,  
Southover House, Southover Road,  
Lewes, East Sussex BN7 1YA.

Signed    
for Director Transport and Environment

Date 3.6.97

**IMPORTANT** - Please read notes attached.

Copies to: Director of Transport and Environment - f.a.o. P Rayner  
Environment Agency - for information  
Mr P Ryecroft - Rother District Council

CM-DN2

## **NOTIFICATION AS REQUIRED BY THE TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988**

### **Appeals to the Secretary of State**

- o 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 for the Environment under section 78 of the Town and Country Planning Act 1990.
- o If you want to appeal, then you must do so within six months of the date of this notice, using a form which you can get from the Department of the Environment at Tollgate House, Houlton Street, Bristol BS2 9DJ.
- o 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.
- o 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 it imposed, having regard to the statutory requirements, to the provisions of the development order and to any directions given under the order.
- o In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based its decision on a direction given by him.

### **Purchase Notices**

- o If either the local planning authority or the Secretary of State for the Environment refuses planning 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 can he render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- o 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/her interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

### **Compensation**

- o In certain circumstances compensation may be claimed from the local planning authority if permission is refused or granted subject to conditions by the Secretary of State on appeal or on reference of the application to him.
- o These circumstances are set out in sections 114 and related provisions of the Town and Country Planning Act 1990.

## NOTES

- (1) This permission does not purport to convey any approval or consent which may be required under the Town and Country Planning Act, 1990, otherwise than under Section 70-76 or which may be required under any other Acts, including any Byelaws, Orders or Regulations made under such other Acts.
- (2) Developers are reminded that the grant of this permission does not permit the obstruction of a right of way and that, if it is necessary to stop up or divert a public right of way to enable the development to be carried out, they should apply without delay:-
  - (a) in the case of a footpath or bridleway, to the County Council for an order under Section 257 of the Town and Country Planning Act, 1990;
  - (b) in any other case to the Secretary of State for the Environment for an Order under Section 247 of the Town and Country Planning Act, 1990.
- (3) The applicant is recommended to retain this form with the title deeds of the property.

## **IMPORTANT**

Any failure to adhere to the details of the plans hereby approved or to comply with any conditions detailed in this notice constitutes a contravention of the provisions of the Town and Country Planning Act, 1990, in respect of which enforcement action may be taken.

If it is desired to depart in any way from the approved proposals, you should consult the Council at the address overleaf before carrying out the development.

Ref: A:\DN-NOTES