

Colsterworth Parish Council
c/o Sue Grant
42 Bourne Road
Colsterworth
Lincolnshire
NG33 5JE

LISTED BUILDING CONSENT

Planning (Listed Building and Conservation Areas) Act 1990

Application No:	S21/1796
Date Received:	8th September 2021
Applicant:	Colsterworth Parish Council
Proposal:	Stone repairs to the memorial stone plinth and to the top cross; improvement of the surrounding paved area to enhance water drainage.
Location:	Colsterworth War Memorial High Street Colsterworth NG33 5JA
Decision/Date	26th October 2021

The South Kesteven District Council has considered this application under the Planning (Listed Buildings and Conservation Areas) Act 1990 (as amended) and **consent has been granted** for the development described above.

Consent is granted subject to the following Condition(s) and Reason(s) which are laid out in the order by which they must be complied with:-:

Time Limit for Commencement

- 1 The works hereby consented shall be commenced before the expiration of three years from the date of this consent.

Reason: In order to ensure that the works are commenced in a timely manner, as set out in Sections 18 and 74 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (as amended).

Approved Plans

- 2 The works hereby consented shall be carried out in accordance with the following list of approved plans:

Drawing No.3501-001A Location Plan received 8 September 2021
Drawing No.3501-003 Site Plan received 8 September 2021
Drawing No.3501-101A Proposed Plans received 8 September 2021
Drawing No.3501-102A Landscaping Proposed received 8 September 2021

Drawing No.3501-103A Stone Defects Recording received 8 September 2021
Drawing No.3501-104 Stone Repairs Schedule received 8 September 2021
Report 3501/EP Specification and Schedule of Works for Stone Repairs and Paving Improvement by PPIY Architects - July 2021 Rev A

Unless otherwise required by another condition of this permission.

Reason: To define the permission and for the avoidance of doubt.

Before the Development is Commenced

- 3 Before any of the works hereby permitted are begun, samples of the materials (mortar colour and mixture) to be used in the repairs shall have been submitted to and approved in writing by the Local Planning Authority.

Reason: To ensure a satisfactory appearance to the development and in accordance with Policy DE1 and EN6 of the adopted South Kesteven Local Plan.

Standard Note(s) to Applicant:

- 1 This consent applies only to that required by the Town and Country Planning Acts and does not include any permission or approval under any other enactment, bylaw or regulation.
- 2 Your attention is drawn to the attached notes explaining your rights of appeal regarding this decision.
- 3 The permission to which this notice refers MAY contain the requirement to comply with certain conditions PRIOR to any works being commenced, as well as conditions to be met DURING and AFTER the completion of the development. You are hereby advised that non-compliance with ANY condition may render this permission invalid and the development itself UNLAWFUL and could lead to enforcement action and/or prosecution.
- 4 The approval of details reserved by any condition(s) (discharge of condition(s)) is now treated as a formal application. Listed building consents and Conservation area consents do not require a fee. Any number of conditions relating to a specific application can be considered as one application or can be considered individually. There is a form on-line at www.southkesteven.gov.uk/planning or Customer Services will complete a short form taking the relevant details. We have 8 weeks in which to make our decision, after this date, you can appeal to the Secretary of State.
- 5 In reaching the decision the Council has worked with the applicant in a positive and proactive manner by determining the application without undue delay. As such it is considered that the decision is in accordance with paras 38 of the National Planning Policy Framework.

Emma Whittaker
Assistant Director Of Planning
26th October 2021

NOTES TO APPLICANT FOR GUIDANCE WITH LISTED BUILDING CONSENT APPEALS

PLANNING (LISTED BUILDINGS & CONSERVATION AREAS) ACT 1990 PLANNING (LISTED BUILDINGS & CONSERVATION AREAS) REGULATIONS 1990

These notes relate to two forms of application:

- an application for Listed Building Consent;
- an application to vary or discharge a condition attached to a grant of Listed Building Consent.

Your attention is drawn to those notes below which apply to the particular form of application described on the notice of decision.

LISTED BUILDING CONSENT

1. If the applicant is aggrieved by the decision of the Local Planning Authority to refuse Listed Building consent for the proposed works, or to grant consent subject to conditions, he may appeal to the Secretary of State for the Environment in accordance with sections 20 and 21 of the Planning (Listed Buildings & Conservation Areas) Act 1990 within 6 months of the decision date. (Appeals must be made on a form which is obtainable from the Department of the Environment.) The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal.
2. If Listed Building consent is refused, or granted subject to conditions, whether by the Local Planning Authority or by the Secretary of State for the Environment, and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any works which have been or would be permitted, he may serve on the District Council in which the land is situated a purchase notice requiring that Council to purchase his interest in the land in accordance with the provisions of section 32 of the Planning (Listed Buildings & Conservation Areas) Act 1990.
3. In certain circumstances, a claim may be made against the Local Planning Authority for compensation where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 27 of the Planning (Listed Buildings & Conservation Areas) Act 1990.

VARIATION OR DISCHARGE OF CONDITION

If the applicant is aggrieved by the decision of the Local Planning Authority:

- to refuse to vary or discharge the conditions attached to a Listed Building consent; or
- to add new conditions consequential upon any such variation or discharge

he may appeal to the Secretary of State for the Environment in accordance with sections 20 and 21 of the Planning (Listed Buildings & Conservation Areas) Act 1990 within six months of receipt of this notice. (Appeals must be made on a form that is obtainable from the Department of the Environment.) The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The forms can be obtained from **The Planning Inspectorate, Registry/Scanning Team, Temple Quay House,**

2 The Square, Temple Quay, Bristol BS1 6PN. The appeals Helpline is Tel: 0303 444 5000.