



**COTSWOLD DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1990**

PLANNING PERMISSION

Agent
Waldon Telecom Ltd
Beaver House
York Close
Byfleet
Surrey
KT14 7HN

Applicant
O2 Airwave
5 Longwalk
Stockley Park East
Uxbridge
UB11 1TT

Installation of 2 x 0.3m diameter radio link dishes, equipment housing and ancillary development at Birdlip Radio Station Shab Hill Birdlip Gloucester

**APPLICATION REF: 06/01485/FUL
FILE REF: CT.7002/1/B**

DATE OF DECISION: 23rd August 2006

A copy of this decision has been sent to the following Parish Council/Meeting or Town Council: Cowley

DECISION NOTICE

In pursuance of their powers under the above Act, and in accordance with the requirements of the Town and Country Planning (General Development Procedure) (England) (Amendment) Order 2003, the development was considered to comply with the relevant policy(ies) and/or proposal(s) contained within the Development Plan as detailed in the section called "**Relevant Policies**", on this certificate.

The Council therefore **PERMITS** the above development in accordance with the details given on the application form and submitted plans, which are subject to the following **conditions**:

- 1 The development shall be started by 3 years from the date of this decision notice.

Reason: To comply with the requirements of Section 91 of the Town and Country Planning Act 1990 as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

- 2 The development hereby granted shall be permanently removed from the site within six months of it becoming redundant for telecommunication purposes.

Reason: In order to protect the appearance of the locality, in accordance with Cotswold District Local Plan Policies 7, 19, 41, 42, Gloucestershire Structure Plan Second Review Policies NHE 4 and TEL 1 and PPS 1, PPS 7 and PPG8.

RELEVANT POLICIES:

The following policies and/or proposals contained within the Development Plan were taken into consideration in the assessment of this proposal:

LPR07	Cotswold AONB
LPR19	Develop outside Development Boundaries
LPR41	Telecommunications
LPR42	Cotswold Design Code
NHE04	Natural and Historic Env. Policy
TEL01	Telecommunications
PPS01	General Policy and Principles
PPS07	Sustainable Development in rural areas

Your attention is drawn to the NOTES overleaf.

A handwritten signature in black ink, consisting of a stylized 'A' and 'P' followed by a long horizontal line that ends in a small arrowhead.

Dr. Andrea Pellegram
Head of Development Services on behalf of Cotswold District Council

INFORMATION ABOUT THIS DECISION

This is the Council's formal decision on your application. If your application has been agreed conditions may have been attached. It is very important that you take careful note of the conditions and comply with them. If your application has been refused, the refusal reasons are set out.

If there is anything about the decision, conditions or refusal reasons that you do not understand, then please contact the Planning Service, Cotswold District Council, Trinity Road, Cirencester, Gloucestershire, GL7 1PX (Telephone (01285) 623000. Please quote the application reference number if writing.

ENFORCEMENT

It is very important that you comply with the Council's decision. If your application has been allowed, you must follow the agreed plans carefully and comply with the conditions. If your application has been refused, then you cannot carry out the work or use that you applied for.

If you fail to comply with this Decision Notice, then you could be in contravention of the Town and Country Planning Act 1990 or other legislation. In such circumstances, the Council may well initiate enforcement action.

APPEALING AGAINST A DECISION

If you disagree with the Council's decision, you can appeal against it. You can appeal against refusal of your application or against any of the conditions that have been imposed.

Depending on the type of application, the right to appeal is given by different parts of planning legislation

For applications for planning permission an appeal is under Section 78 of the Town and Country Planning Act 1990.

Appeals associated with applications for planning permission, Listed Building or Conservation Area Consent must be lodged within **SIX** months of the date of this Decision Notice. The Secretary of State can allow longer for you to lodge an appeal, but only in cases where there are special reasons which excuse the delay.

To appeal, you must complete a form which you can obtain from:

The Planning Inspectorate
Room 3/18(B) (Eagle Wing)
Temple Quay House,
2 The Square,
Temple Quay
Bristol BS1 6PN

The Secretary of State need not consider an appeal if it seems to him that the Council have no option under planning legislation but to refuse permission or impose particular condition, having regard to the statutory requirements the provisions of any development order and to any directions given under a development order.

BUILDING REGULATIONS

The development may involve building work which requires approval under the Building Regulations. Information about Building Regulation approval, the procedure to be followed and application forms can be obtained from the Council's Building Control Section, Trinity Road, Cirencester, Gloucestershire or from the Area Centre, High Street, Moreton-in-Marsh, Gloucestershire.

DEMOLITION AND OTHER APPROVALS

If the development involves demolition you should contact the Building Control Section for advice on how to proceed.

If the development involves the alteration of an access onto a highway or the crossing of a highway verge or kerb, you should consult the County Divisional Surveyor, Gloucestershire County Council, 2 Love Lane, Cirencester, Gloucestershire, GL7 1YG, before starting work.

If the development requires a water supply, connections with public sewers, an electricity supply or the provision of other services, you should contact the appropriate supplier as soon as possible.

COMPENSATION

In certain circumstances, compensation may be claimed from the Local Planning Authority if permission is refused or granted subject to conditions imposed by the Secretary of State on appeal or on reference of the application to him. These circumstances are set out in section 114 of the Town and Country Planning Act 1990 and related provisions.