

## Planning (Listed Buildings and Conservation Areas) Act 1990

**LISTED BUILDING CONSENT****Applicant:**

Mr Andrew Cummings  
Bears Cottage  
Heywood Lane  
Ashperton  
Herefordshire  
HR8 2SD

**Agent:**

Mr Anthony Eveleigh  
Eveleigh Conservatories  
2a Lady Grove Business Park  
Gloucester Road  
Mitcheldean, Gloucestershire  
GL17 0DS

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Date of Application: 9 March 2011

Application No: DMN/110471/L

Grid Ref:364856:241636

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**Proposed development:**

**SITE:** Bears Cottage, Heywood Lane, Asperton, Herefordshire, HR8 2SD  
**DESCRIPTION:** Demolish rear porch and replace with single storey orangery extension.

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THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL hereby gives notice in pursuance of the provisions of the above Act that LISTED BUILDING CONSENT has been GRANTED for the execution of the works referred to above in accordance with the application and plans submitted to the authority subject to the following conditions:

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

Reason: Required to be imposed by Section 18(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990.

- 2 The development hereby approved shall be carried out strictly in accordance with the amended plans received by the local planning authority on 27 April 2011.

Reason: To ensure the development is carried out in accordance with the amended plans and to comply with the requirements of Policy DR1 of the Herefordshire Unitary Development Plan.

**Informatives:**

- 1 The decision to grant listed building consent has been taken having regard to the policies and proposals in the Herefordshire Unitary Development Plan 2007 set out below, and to all relevant material considerations including Supplementary Planning Guidance:

DR1 - Design

H18 - Alterations & Extensions

HBA1 - Alteration & Extensions to Listed Buildings

In reaching this decision the local planning authority was mindful of the particular circumstances of the case, namely the extent to which the development complied with policy and the way in which local issues of amenity and highway safety were addressed.

This informative is only intended as a summary of the reasons for granting of listed building consent. For further detail on the decision please see the application report by contacting The Hereford Centre, Garrick House, Widemarsh Street, Hereford (tel: 01432 261563).

- 2 For the avoidance of any doubt the plans for the development hereby approved are as follows:-

Plans received by the Local Planning Authority on the 27 April 2011.

Planning Services  
PO Box 230,  
Hereford,  
HR1 2ZB



Date: 28 April 2011

**TEAM LEADER**

**YOUR ATTENTION IS DRAWN TO THE NOTES BELOW**

Please note: This consent refers only to that required under the Planning (Listed Buildings and Conservation Areas) Act 1990 and does not include any consent or approval under any other enactment, byelaw, order or regulation.

**NOTES**

**Appeals to the Secretary of State**

- If you are aggrieved by the decision of the local planning authority to refuse Listed Building Consent or Conservation Area Consent for the proposed works, or to grant consent subject to conditions, you may appeal to the Secretary of State in accordance with Sections 20 and 21 of the Planning (Listed Buildings and Conservation Areas) Act 1990.
- If you want to appeal, then you must do so within 6 months of the date of this notice, using a form which you can get from The Planning Inspectorate, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.
- 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.

**Purchase Notices**

- If Listed Building Consent or Conservation Area Consent is refused, or granted subject to conditions, whether by the local planning authority or by the Secretary of State, 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 Council 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 and Conservation Areas) Act 1990.
- 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 and Conservation Areas) Act 1990.