TOWN AND COUNTRY PLANNING ACT 1990

ARUN DISTRICT COUNCIL

DECISION NOTICE

Application Ref: BR/324/08/

1 **To Addressee**

Mr M Abdul Majid
Shahjalal Muslim Society
14-20 Spencer Street
Bognor Regis
West Sussex
PO21 1AN

2 **Site Address**

14-20 Spencer Street
Bognor Regis

3 **Description of Development**

Continuance of use without compliance with condition no.1 imposed under planning reference no. BR/382/05 relating to opening hours

4 In pursuance of their powers under this Act and related Orders and Regulations the Council PERMIT this development to be carried out in accordance with the application and plan and subject to compliance with the conditions specified.

CONDITION 1 The premises shall not be open except between the hours of one hour before sunrise until 23:00 on the same day, apart from during the month of Ramadan when the premises shall not be open except between the hours of one hour before sunrise until 02:00 on the following day.

Reason: To safeguard the amenities of neighbouring properties in accordance with policies DEV1 of the West Sussex Structure Plan and GEN7 of Arun District Local plan.

CONDITION 2 The premises shall be used for a community centre and for no other purpose (including any other purpose in Class D2 of the Schedule to the Town and Country Planning (Use Classes Order) 1987 (As Amended)..

Reason: To safeguard the amenities of neighbouring properties of the area in accordance with Policy GEN7 of the Arun District Lcal Plan.

CONDITION 3 No public address or other sound amplification system shall be installed or used without the prior written consent of the Local Planning Authority.

Reason: To safeguard the amenities of nearby residents in accordance with policies DEV! of the West Sussex Structure Plan and GEN7, GEN32 of the ARun District Local Plan.

CONDITION 4 No musical events or the use of amplified music shall be permitted on the premises.

Reason: in the interests of the amenities of residents and in accordance with policies GEN7 and GEN32 of the Arun District Local Plan.

INFORMATIVE: Summary of Reasons for Grant Article 22(1) General Development Procedure Order 1995

SUMMARY
This planning permission is granted because it complies with the policies listed below in that the development would not cause any material adverse effect on visual or residential amenity through noise and disturbance on the surrounding area and its character and there are no material considerations to indicate otherwise.

RELEVANT POLICIES

STRUCTURE PLAN: LOC1 DEV1

LOCAL PLAN: GEN2 GEN7 GEN32

NATIONAL POLICIES: PPS1 PPG4

This is only a summary of reasons for granting to comply with Article 22 and full reasons appear in the Officer report.

Case Officer: Mr J Parsons

Head of Planning Services
Arun District Council
The Arun Civic Centre
Maltravers Road
Littlehampton
West Sussex BN17 5LF

Date of Decision: **20th April 2009**

Date Decision Issued: **20th April 2009**



Karl Roberts
Assistant Director Planning Services &
Housing Strategy

IT IS IMPORTANT THAT YOU READ THE NOTES ATTACHED TO THIS DOCUMENT

NOTES RELATING TO PLANNING APPLICATION
TOWN AND COUNTRY PLANNING ACT 1990

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 First Secretary of State under section 78 of the Town and Country Planning 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, Customer Support Unit, 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.

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.

PURCHASE NOTICES

If either the local planning authority or the First Secretary of State refused 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 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 District Council 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 & Country Planning Act 1990.

Please note that this decision notice only relates to matters under the Planning Acts and does not give consent under any other legislation that may apply to the development. You will need to carry out your own checks to determine whether any other consents or permissions are required. For example, the Building Regulations are likely to apply to most developments, and a Highways Licence may be required from West Sussex County Council for any development within the public highway (including the placing of skips on highway land).