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planningadvice@sholland.gov.uk
www.sholland.gov.uk

Mr & Mrs T Barker
Tara House
Main Road
Hop Pole
Spalding
PE11 3HJ

TOWN AND COUNTRY PLANNING ACT 1990
NON MATERIAL AMENDMENT

Reference: H03-0232-25 **Date of Decision:** 9th May 2025

Applicant: Mr & Mrs T Barker
Tara House
Main Road
Hop Pole
Spalding
PE11 3HJ

Location: Tara House Main Road Hop Pole Spalding

Description: Proposed 2 storey extension & alterations and replacement double garage - Approved under H03-0774-23. Amendments to roof to create habitable space, addition of velux windows to northern roof elevation, & windows to western & eastern gable ends

South Holland District Council hereby give notice that permission has been GRANTED (or equivalent) subject to the following condition(s):

1 The proposed amendments, comprising the insertion of roof lights and second floor windows to the side elevation, are not considered to materially affect the purpose of the conditions or the planning permission and are therefore acceptable. The approval is subject to the addition of the following condition as detailed below:

"Notwithstanding the details submitted, before any part of the development hereby permitted is occupied, the following window(s) shall be installed with obscure glazing (to a minimum level of Pilkington - Privacy Level 3 or an equivalent product) and shall have no opening part being less than 1.7m above the floor level immediately below the centre of the opening part.

- Proposed Second Floor Side Elevation Windows

Once installed, the windows shall thereafter be retained as such.

Reason: To prevent overlooking in the interests of the amenity of nearby residents.
This Condition is imposed in accordance with Policy 3 of the South East Lincolnshire Local Plan, 2019 and Section 12 of the National Planning Policy Framework, December 2024".

Notes:

The determined plans are:

- 09 Rev A
- 06 Rev C

This Decision Notice should be read in conjunction with that of the parent planning permission reference H03-0774-23 and the approved development shall be implemented in accordance with the conditions imposed on the planning permission ref: H03-0774-23, with the exception of those modified or added by this application, and all other conditions imposed on the previous planning permission apply to the proposal as now amended.



Phil Norman
Assistant Director - Planning and Strategic Infrastructure
South Holland District Council

BUILDING REGULATIONS:
This decision refers only to planning permission as granted under the Town and Country Planning Act 1990. The works that you are proposing may also require Building Regulations and this planning permission does not give authority under Building Regulations to commence work. Please contact the Building Control section for further information on 01775 764557 or bcadmin@sholland.gov.uk

RIGHTS OF APPEAL

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 grant consent subject to conditions, then you can appeal to the Secretary of State under Section 78 of the Town and Country Planning Act 1990 or Section 20 of the Planning (Listed Building and Conservation Areas) Act 1990.

Timescales for appealing

The deadlines for appeals are calculated from the **date of decision** and are as follows for the types of applications below:

12 Weeks	6 Months	8 Weeks
Householder Applications	Planning Permission	Consent to Display Adverts
Minor Commercial Development	Listed Building Consent	
Agricultural Determinations	Other Prior Approval Applications	
Householder Prior Approval Applications		

https://www.gov.uk/appeal-householder-planning-decision

https://www.gov.uk/appeal-planning-decision

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planning inspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.UK.

Enforcement Notices

If an enforcement notice was served prior to the planning application being determined then the deadline for appealing is 28 days from the date of the **planning refusal**.

If an enforcement notice is served after the planning application is determined then the deadline for appealing is 28 days from the date of the **enforcement notice** OR **the timescales stated above for each application type** from the date of the planning refusal - whichever is sooner.

Appeals can be made online at: https://www.gov.uk/planning-inspectorate. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

The Secretary of State can allow a longer period for giving notice of an appeal but 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 the Secretary of State 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 the order.

Purchase Notices

If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grant 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.

In these circumstances the owner may serve a purchase notice on the 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 the Part VI of the Town and Country Planning Act 1990 or Section 32 of the Planning (Listed Building and Conservation Areas) Act 1990.

Compensation

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.

These circumstances are set out in Section 114 and related provisions of the Town and Country Planning Act 1990 and Section 27 of the Planning (Listed Building and Conservation Areas) Act 1990.