

THE LAND PLANNING AND DEVELOPMENT (GUERNSEY) LAW, 2005
AND THE LAND PLANNING AND DEVELOPMENT (GENERAL PROVISIONS)
ORDINANCE, 2007

NOTIFICATION OF GRANT OF PLANNING PERMISSION

PROPOSALS: Erect single storey detached outbuilding/garage to west boundary (Protected Building).

LOCATION: La Cache, Rue De La Cache, St. Pierre Du Bois.

APPLICANT: Mr & Mrs F Jeffery

This permission is granted under the terms of Sections 15 and 16 of the Land Planning and Development (Guernsey) Law, 2005 (the 'Law').

Date of Grant of Permission: 06/10/2023

This notification of grant of permission refers solely to the proposals referred to above as described in your application received as valid on 07/08/2023 and the drawings referred to below. This grant of permission is subject to the following conditions:-

Drawing Nos: CCD drawing: PL01 and Oakley Framing Ltd: Elevation & Floor Plans

Application Ref: FULL/2023/1298

Property Ref: F004760000

Conditions and reasons:-

1.All development authorised by this permission must be carried out and must be completed in every detail in accordance with the written application, plans and drawings referred to above. No variations to such development amounting to development may be made without the permission of the Authority under the Law.

Reason - To ensure that it is clear that permission is only granted for the development to which the application relates.

2.The development hereby permitted shall be begun within 3 years from the date of grant of this permission.

Reason - This condition reflects section 18(1) of the Land Planning and Development (Guernsey) Law, 2005 which states that planning permission ceases to have effect unless development is commenced within 3 years of the date of grant (or such shorter period as may be specified in the permission).

3.The development hereby permitted and all the operations which constitute or are incidental to that development must be carried out in compliance with all such requirements of The Building (Guernsey) Regulations, 2012 as are applicable to them, and no operation to which such a requirement applies may be commenced or continued unless (i) plans relating to that operation have been approved by the Authority and (ii) it is commenced or, as the case may be, continued, in accordance with that requirement and any further requirements imposed by the Authority when approving those plans, for the purpose of securing that the building regulations are complied with.

Reason - Any planning permission granted under the Law is subject to this condition as stated in section 17(2) of the Land Planning and Development (Guernsey) Law, 2005.

Expiry Date: This permission will cease to have effect on 05/10/2026 unless development is commenced by that date.

ADVICE AND OTHER REMARKS:-

Effect of planning permission:

Section 18 of the Land Planning and Development (Guernsey) Law, 2005 ('the Law') defines the effect of the planning permission hereby granted, namely:

- (1) Planning permission ceases to have effect unless the development permitted by it is commenced within a period of three years immediately following the date on which it is granted (or such shorter period as may be specified in the permission).
- (2) Planning permission enures for the benefit of the land concerned and of every person for the time being having an interest in it.
- (3) Any conditions subject to which planning permission is issued are enforceable in accordance with the provisions of Part V of the Law.
- (4) Planning permission for the erection of a building is only permission to use it for the purpose specified in the permission or, subject to any restriction so specified, for any other purpose for which it is designed.

(5) Planning permission is only permission to carry out the development specified in it (subject to any conditions so specified), and does not imply the giving of any other approval or consent required under this Law or any other enactment or under any rule of law.

Right of appeal against planning decisions:

Your attention is drawn to the provisions of Section 68(1) of the Land Planning and Development (Guernsey) Law 2005, which provides a right of appeal, on the merits against a decision to grant planning permission subject to conditions (except a building condition), to the Planning Tribunal, which is independent of the States of Guernsey. An appeal to the Planning Tribunal under section 68 of the Law against this decision must be made before the expiry of the period of six months beginning with the date on which the Authority made this decision. The official Appeal Notice Forms are available on the States of Guernsey website at www.gov.gg/planningpanel and must be completed with all enclosures in multiples as requested and received within the six months deadline.

Copy of representations made:

In reaching this decision the Authority took into account any written consultations made under Section 11(1) of the Land Planning and Development (General Provisions) Ordinance, 2007 ('the Ordinance'). A copy of any consultation responses made under section 11 will be included with this decision in accordance with section 19 of the Ordinance.

Other Remarks:

Please note that any work which abuts or affects the public highway requires prior approval by Traffic and Highway Services. Please contact Traffic & Highway Services (highways@gov.gg) for further advice. You must also ensure that any access/es to the development are constructed to meet the existing road/footway levels in accordance with their requirements.

This document is not a Building Licence and confers no approval under the Building Regulations.

A separate Building Control Licence may be required and it is the responsibility of the developer to ensure that ALL necessary consents are obtained and that any pre-commencement conditions are discharged prior to development being commenced.

A J ROWLES

Director of Planning
Planning Service



PLANNING APPLICATION REPORT

Application No: FULL/2023/1298
Property Ref: F004760000
Valid date: 07/08/2023
Location: La Cache Rue De La Cache St. Pierre Du Bois Guernsey GY7 9HQ
Proposal: Erect single storey detached outbuilding/garage to west boundary (Protected Building).

Applicant: Mr & Mrs F Jeffery

RECOMMENDATION - Grant: Planning Permission with Conditions:

1. All development authorised by this permission must be carried out and must be completed in every detail in accordance with the written application, plans and drawings referred to above. No variations to such development amounting to development may be made without the permission of the Authority under the Law.

Reason - To ensure that it is clear that permission is only granted for the development to which the application relates.

2. The development hereby permitted shall be begun within 3 years from the date of grant of this permission.

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Reason - Any planning permission granted under the Law is subject to this condition as stated in section 17(2) of the Land Planning and Development (Guernsey) Law, 2005.

INFORMATIVES

OFFICER'S REPORT

Brief Description of the site:

The property known as 'La Cache' is a circa. 1500 granite two and a half storey traditional dwelling, which has been extended and altered over time. It sits in the middle of the site facing south. The vehicular access comes from the west where Rue de la Cache runs along the boundary, to the north is an open field, to the east Rue de L'Ardaine runs along the boundary at a higher level and to the south is a residential property with open fields beyond. The property is located Outside of the Centres, but is within the Agriculture Priority Area as defined in the Island Development Plan. The property is a Protected Building.

Relevant History:

FULL/2021/1393 - Change of use of agricultural land to domestic garden (100sqm), install swimming pool and hard standing (Protected Building) – Approved October 2021.

Existing Use(s):

Residential use class 1: dwelling house.

Assessment: *(Tick as appropriate)*

no representation	☒
accords with policy	☒
within curtilage	☒
design acceptable	☒

visual amenity acceptable	☒
no material neighbour impact	☒
traffic not affected	☒

Policies considered most relevant:

GP5: Protected Buildings
GP8: Design
GP9: Sustainable Development
GP13: Householder Development

Conclusion/Brief comment:

This application is to erect a single storey detached two bay timber framed garage with lean-to log store on the south elevation.

The garage is to be located just inside the west boundary, north of the vehicular entrance, where the existing parking area is, west of the main dwelling. The garage door will face east.

The western boundary comprises an earthbank with a hedge on top of it and a groups of trees inside the earthbank around the parking area. The parking area is at a slightly higher ground level than the road, Rue de la Cache.

Although the garage would be forward of the main dwelling, there is no defined building line in this rural area. The road winds around between La Cache and the two neighbours to the west are closer to the roadside than La Cache. Therefore, the structure would be read as part of this cluster of buildings and not out on its own.

The timber framed garage would not be out of place in this rural cluster of buildings and would match the other timber framed outbuilding already on site. Therefore, in this instance, the proposed timber framed garage is not considered to have any detrimental impacts on the character and appearance of the surrounding area, nor will it have any adverse impacts on any neighbour amenity.

The proposal is located away from the main dwelling, which is a protected building, and so is not considered to have any impacts on the special interest of the property or its setting.

Confirmation has been received that the development proposed has been designed to take into account matters of energy efficiency and current Building Regulations in accordance with Policy GP9.

The proposals are considered to conform to the above policies of the Island Development Plan and grant of permission is recommended, subject to conditions.

All material considerations as set out in the Land Planning and Development (Guernsey) Law, 2005 and the Land and Planning (General Provisions) Ordinance 2007 have been taken into account in the assessment of this application.

Recommendation:

Grant with Conditions



Date: 06/10/2023

