

Cornwall Council

Correspondence Address: Cornwall Council Planning, PO Box 676, Threemilestone, Truro, TR1 9EQ

Email: planning@cornwall.gov.uk

Tel: 0300 1234151

Web: www.cornwall.gov.uk



Application number: PA20/09610

Agent:

Arcadis (Warrington)
5th Floor
401 Faraday Street
Warrington
WA3 6GA

Applicant: Mr Phillip Mason

Cornwall Council
New County Hall
Truro
TR1 3AY

Planning (Listed Building and Conservation Areas) Act 1990

Grant of Listed Building Consent

CORNWALL COUNCIL, being the Local Planning Authority, **HEREBY GRANTS CONDITIONAL PERMISSION**, subject to the conditions set out on the attached schedule, for the development proposed in the following application received on 4 November 2020 and accompanying plan(s):

Description of Development: Listed Building Consent for the removal of milestone during construction work and relocation to its same co-ordinates on the southern side of the new junction following its completion.

Location of Development: Milestone
Threemilestone
Cornwall

Parish: Kenwyn

YOUR ATTENTION IS DRAWN TO THE ATTACHED NOTES.

DATED: 5 April 2022

Hayley Jewels - Head of Development
Management

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA20/09610

CONDITIONS:

- 1 The works hereby authorised shall be begun not later than three years from the date of this consent.

Reason: In accordance with the requirements of Section 18 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (as amended).

- 2 The development hereby permitted shall be carried out in accordance with the plans listed below under the heading "Plans Referred to in Consideration of this Application".

Reason: For the avoidance of doubt and in the interests of proper planning.

- 3 No works shall be undertaken to remove or relocate the listed milestone until a method statement to cover the following works has been submitted to and subsequently agreed in writing by the Local Planning Authority:
- i) a timetable for the undertaking of the works;
 - ii) the methodology to be employed to remove and lift the milestone from its current position;
 - iii) how the safe and secure storage of the milestone is to be achieved following its removal;
 - iv) the methodology to be employed to resite and install the milestone to include the method of fixture and relationship to the adjoining ground levels and boundary features, orientation and re-painting; and
 - v) details of the subsequent maintenance of the milestone in its resited position.

The works shall progress fully in accordance with the agreed method statement.

Reason: In order to secure the ongoing conservation of this listed heritage asset during the process of its relocation and resiting in accordance with the requirements of Policy C3 of the Truro and Kenwyn Neighbourhood Plan 2015-2030, Policies 12 and 24 of the Cornwall Local Plan Strategic Policies 2010-2030 and paragraphs 197 of the National Planning Policy Framework 2021.

DATED: 5 April 2022

Hayley Jewels - Head of Development
Management

SCHEDULE ATTACHED TO APPLICATION & DECISION NO: PA20/09610

PLANS REFERRED TO IN CONSIDERATION OF THIS APPLICATION:

Site/location Plan 20/09610/001 received 04/11/20

Block Plan 20/09610/002 received 04/11/20

DATED: 5 April 2022

Hayley Jewels - Head of Development
Management

LISTED BUILDING NOTES

Attention is drawn to Section 8 of the Planning (Listed Buildings and Conservation Areas) Act, 1990, the effect of which is that demolition may not be undertaken (despite the terms of the consent granted by the Local Planning Authority) until notice of the proposals has been given to the Royal Commission on the Historical Monuments of England, National Monuments Record Centre, Kemble Drive, Swindon, Wiltshire, SN2 2GZ, and the Commission subsequently have either been given reasonable access to the building for at least one month following the grant of consent, or have stated that they have completed their record of the building or that they do not wish to record it.

If the applicant is aggrieved by the decision of the Local Planning Authority to refuse Listed Building consent for the proposed works, or to grant consent subject to conditions, he may by notice served within six months of receipt of this notice, appeal to the Secretary of State for the Environment in accordance with Sections 20 and 21 of the Planning (Listed Building and Conservation Areas) Act 1990. **(Appeals must be made on a form which is obtainable from The Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN, Telephone: 0303 444 5000 or download from web site www.planning-inspectorate.gov.uk).**

Please Note:-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@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. [Further details are on GOV.UK.](https://www.gov.uk/government/collections/casework-dealt-with-by-inquiries) (<https://www.gov.uk/government/collections/casework-dealt-with-by-inquiries>).

If listed building consent is refused, or granted subject to conditions, whether by the Local Planning Authority or by the Secretary of State for the Environment 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 carrying out any works which have been or would be permitted, he may serve on the council of the county borough, county district, or London borough in which the land is situated (or, where appropriate, on the Common Council of the City of London) a listed building 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.

Your attention is drawn to Sections 7 and 9 of the Planning (Listed Buildings and Conservation Areas) Act, 1990, the effect of which is that it is a criminal offence to execute or cause to be executed any works for the demolition of a listed building or for its alteration or extension in any manner which would affect its character as a building of special architectural or historic interest without listed building consent. Further it is a criminal offence to fail to comply with any conditions attached to the consent.

PLEASE NOTE PERMISSION IS NOT LAWFUL UNTIL THE CONDITIONS ON YOUR DECISION NOTICE HAVE BEEN SUBMITTED TO AND APPROVED (COMPLIED WITH) IN WRITING BY THE LOCAL PLANNING AUTHORITY.

The decision notice is important but you must read it together with the application and any approved drawings or documents.

It is your responsibility to comply. Failure to comply with the items of an approval could mean that the work you carry out is unauthorised and at risk of enforcement action, which could have serious consequences.

Please read the decision notice carefully and ensure that you understand and comply with the requirement of any conditions. Also, you must comply precisely with any approved drawings or documents.

If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, if you want to appeal against your

Development Management Service
Cornwall Council
planning@cornwall.gov.uk

Correspondence Address: Cornwall Council Planning, PO Box 676, Threemilestone, Truro, TR1 9EQ

local planning authority's decision on your application, then you must do so within 28 days of the date of this notice. If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of service of the enforcement notice.

Development Management Service
Cornwall Council
Correspondence Address: Cornwall Council Planning, PO Box 676, Threemilestone, Truro, TR1 9EQ
planning@cornwall.gov.uk



Arcadis (Warrington)
5th Floor
401 Faraday Street
Warrington
WA3 6GA

Your ref: Milestone at SW 766457 NE
My ref: PA20/09610
Date: 5 April 2022

Dear Sir/Madam

**Listed Building Consent for the removal of milestone during construction work and relocation to its same co-ordinates on the southern side of the new junction following its completion.
Milestone Threemilestone Cornwall**

With reference to this planning application, I enclose the Council's decision letter concerning the above.

If conditions have been included that must be complied with before the commencement of the development, e.g. "No development shall commence before ...", and this is not done, the development cannot be validly commenced even if it is within the time limit set by Condition.

If details are required I look forward to receiving them. Application forms can be found on <http://planningportal.co.uk/>.

Your attention is drawn to the recent change of fees to discharge planning conditions under The Town and Country Planning (Fees for Applications, Deemed Applications, Requests and Site Visits) (England) Regulations 2012:

£116 (per request) for applications not falling within fee categories 6 or 7 (non-householder applications)

£34 (per request) where the request relates to an application for works to an existing dwelling, or within the curtilage of such, falling within fee categories 6 or 7 (householder applications only)

No fee – for applications to discharge conditions relating to a Listed Building Consent.

You may wish to take the opportunity to submit details to discharge more than one condition per request.

Yours faithfully

Matthew Doble

**Principal Development Officer
Development Management Service
Tel: 01872 322222 Mob 07483 172703**

Development Management Service
Cornwall Council
planning@cornwall.gov.uk

Correspondence Address: Cornwall Council Planning, PO Box 676, Threemilestone, Truro, TR1 9EQ

Development Management Service
Cornwall Council
Correspondence Address: Cornwall Council Planning, PO Box 676, Threemilestone, Truro, TR1 9EQ
planning@cornwall.gov.uk