

- [A-Z Services](#)
- [Your account](#)
 - [Register](#)
 - [Login](#)

You are here: [Home](#) / [Planning](#) / [Planning applications](#) / [Search and comment on planning applications](#)

Planning - Details

[Back to start](#) [Advanced Search](#) [Search Results](#)

Application Status

- ✔ Application Received on 26 January 1998
- ✔ Application Registered on 27 January 1998
- ✔ Processed
- ✘ Public consultation: Not Applicable
- ✔ Application decided 18 March 1998

Planning Application Number:	981063
iLAP Number:	F/1998/67020
Site Address:	Plot Between 143b/145a Nine Mile Ride Finchampstead
Description:	Proposed Erection Of Detached Bungalow
Date Received:	26 January 1998
Date Valid:	27 January 1998
Decision Type:	Refused
Application Status:	Determination Made
Applicant Name & Address:	Masdar 141 Nine Mile Ride Finchampstead Berkshire
Agent Name & Address:	Robin Bradbeer Planning & Dev Con 20 Landsdown Parade Cheltenham Gloucestershire
Agent Phone No:	
Decision Date:	18 March 1998
Ward:	
Parish:	
Consultation Period Begins:	
Consultation Period Ends:	

Office opening hours are Mon-Fri 09:00 - 17:00

[View Plans & Documents](#)

[Comment](#)

[View Full Details](#)

[Progress Summary](#)

[Back to start](#) [Advanced Search](#) [Search Results](#)

-
-
- [Accessibility](#)
- [Advertising](#)
- [Cookies and privacy](#)
- [Disclaimer](#)
- [GOV.UK](#)
- [Help](#)
- [Translate Page](#)

© Wokingham Borough Council 2016

- [A-Z Services](#)
- [Your account](#)
 - [Register](#)
 - [Login](#)

You are here: [Home](#) / [Planning](#) / [Planning applications](#) / [Search and comment on planning applications](#)

Planning - Details

[Back to start](#)
[Advanced Search](#)
[Search Results](#)

Application Status

- ✔ Application Received on 06 December 1995
- ✔ Application Registered on 07 December 1995
- ✔ Processed
- ✘ Public consultation: Not Applicable
- ✔ Application decided 13 February 1996

Planning Application Number: 950053

iLAP Number:	VA/1995/63131
Site Address:	Masdar House, 141 Nine Mile Ride Finchampstead RG40 4HY
Description:	Proposed Variation Of Condition 01 on Consent 41830 To Allow Permanent Retention Of Mobile Office Unit.
Date Received:	06 December 1995
Date Valid:	07 December 1995
Decision Type:	Approve
Application Status:	Determination Made
Applicant Name & Address:	Masdar UK Ltd Nine Mile Ride Finchampstead Berkshire
Agent Name & Address:	Robin Bradbeer 20 Lansdown Parade Cheltenham Glos
Agent Phone No:	
Decision Date:	13 February 1996
Ward:	
Parish:	
Consultation Period Begins:	
Consultation Period Ends:	

Office opening hours are Mon-Fri 09:00 - 17:00

[View Plans & Documents](#)

[Comment](#)

[View Full Details](#)

[Progress Summary](#)

[Back to start](#)
[Advanced Search](#)
[Search Results](#)

-
-
-
- [Accessibility](#)
- [Advertising](#)
- [Cookies and privacy](#)
- [Disclaimer](#)
- [GOV.UK](#)
- [Help](#)
- [Translate Page](#)

© Wokingham Borough Council 2016

PLANNING PERMISSION

EG

WOKINGHAM DISTRICT COUNCIL
LOCAL GOVERNMENT ACT 1972
TOWN AND COUNTRY PLANNING ACT 1990

To: MASDAR UK LTD
C/O MARTIN & POLE PLANNING
SALISBURY HOUSE
MILTON ROAD
WOKINGHAM

WOKINGHAM DISTRICT COUNCIL
COUNCIL OFFICES
SHUTE END
WOKINGHAM, BERKS., RG11 1BN

Application No. 41830 (Var)

Proposal:
RELAXATION OF CONDITIONS 1 & 2 ON APPROV 'IP TO
ALLOW PERMANENT USE OF BUILDINGS FOR B1(a, b)
OFFICE USE WITHOUT NAMED USER RESTRICTION.
MASDAR HOUSE, 141 N'NE MILE RIDGE, FINCHAMPSTEAD

The Wokingham District Council in pursuance of their powers under the above Acts hereby GRANT Planning Permission for the carrying out of the above development in accordance with the application and the accompanying plans submitted by you to the Council subject to compliance with the following conditions the reasons for which are specified thereunder.

01 CONDITION 01 OF CONSENT 31827 SHALL NOW READ AS FOLLOWS;

01 The existing temporary building shall be removed from the land and the land restored to its former condition on or before 31.12.95.

01 REASON The temporary building by reason of its design and siting is considered to have a detrimental effect on the character and appearance of the area and is not considered suitable on a permanent basis.

CONDITION 02 OF CONSENT 31827 IS HEREBY REMOVED

Date..... 08 DEC 1993

.....
District Planning Officer

N.B. A statement of the applicant's rights is attached

This permission or approval is for the purposes of the Town and Country Planning Act 1990 only. Approval may also be required under the Building Regulations.

Note: Would you please ensure that the Red Public Notice relating to this planning application which the Council sent to you to put on display is now removed, if this has not already been done. This will avoid any confusion by local residents as to whether further applications have been made, and will assist in keeping the countryside and townscapes tidy.

continued -

Application 41830 continued

INFORMATIVE: If this planning permission relates to the erection or extension of a building, then the following section applies:-

BERKSHIRE ACT 1986- SECTION 32: ACCESS FOR FIRE BRIGADE

(1) Except as provided in subsection (2) below, where plans for the erection or extension of a building are deposited with a district council in accordance with building regulations, the district council shall reject the plans unless, after consultation with the fire authority, they are satisfied that the plans show:-

- (a) that there will be adequate means of access for the fire brigade to the building or, as the case may be, to the building as extended; and
- (b) that the building or, as the case may be, the extension of the building will not render inadequate existing means of access for the fire brigade to a neighbouring building.

(2) No requirement concerning means of access to a building or to a neighbouring building shall be made under this section in the case of a building to be erected or extended in pursuance of a planning permission granted upon an application made under the Act of 1971, unless notice of the provisions of this section is endorsed on or accompanies the planning permission.

(3) Section 16(7) and (8) and section 36(2) to (6) of the Building Act 1984 (notice of rejection or passing of plans and enforcement of requirements) shall apply as if this section were a section of the said Act of 1984.

(4) Any person aggrieved by the action of the district council in rejecting plans under this section may appeal to a Magistrates' court.

(5) In this section references to the adequacy or inadequacy of means of access for the fire brigade shall be construed as references to a means of access adequate or, as the case may be, inadequate for use for fire-fighting purposes by members of one or more fire brigades and their appliances.

95/63131/VAR

MASDAR HOUSE 141 NINE MILE ROAD FINCHAMPTON

1 of 1

145

95/63131/VAR

GENERAL FILE

MASDAR HOUSE

141 NINE MILE ROAD

FINCHAMPSTEAD



Notes
All dimensions must be checked on site and not scaled from this drawing

95/63131/VAR

07 DEC 1995

A	No	Date	Revisions

© Copyright

Robin Bradbeer
Planning & Development Consultancy

Client

MASDAR (UK)

Job Title

MASDAR HOUSE
141 NINE MILE RIDE
FINCHAPSTEAD
BERKSHIRE

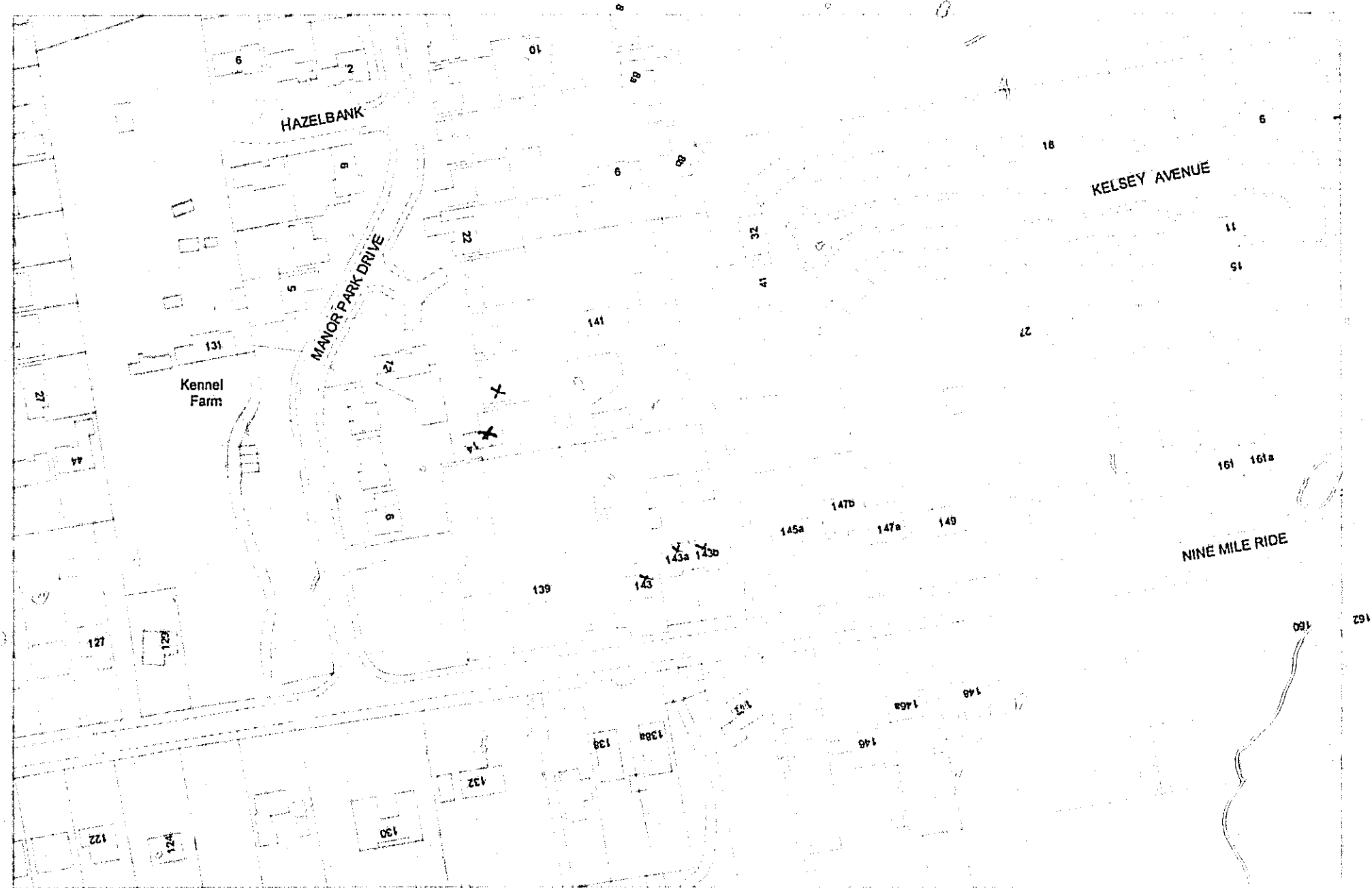
Drawing Title

LOCATION PLAN
SITE PLAN

Scale 1:2500 1:500

Date 12/95 Drawn by RWB

Drg. No. 110/95/1 Rev.



WOKINGHAM DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING ACTS

NOTIFICATION OF VARIATION OF PERMISSION

To: Masdar UK Ltd
C/O Robin Bradbeer
20 Lansdown Parade
Cheltenham
Glos
GL50 2LH

Application No 95/63131/VAR

FINCHAMPSTEAD PARISH

Proposal PROPOSED VARIATION OF CONDITION 01 ON CONSENT
41830 TO ALLOW PERMANENT RETENTION OF MOBILE
OFFICE UNIT.

Location Masdar House, 141 Nine Mile Ride Finchampstead

The Wokingham District Council in pursuance of their powers under the above Acts and Regulations hereby GRANT CONSENT for the variation of the above conditions in accordance with the application and the accompanying plans submitted to the Council subject to compliance with the following conditions, the reasons for which are specified hereunder.

CONDITION(S)

01

The use hereby permitted shall not be carried on between 18.00 hours and 08.00 hours on weekends or at any time on Sundays or Bank Holidays.

REASON(S)

01

In the interests of the amenity of the area.

Date 13 February 1996

Note Would you please ensure that the Red Public Notice which the Council sent to you to put on display is now removed and was not already been done. This will avoid any confusion by local residents as to whether further applications have been made, and will assist in keeping the country side and townscapes tidy.

WOKINGHAM DISTRICT COUNCIL PLANNING APPLICATION

PART 1



APPLICATION FOR PERMISSION TO CARRY OUT DEVELOPMENT - TOWN AND COUNTRY PLANNING ACTS

Please answer ALL QUESTIONS in BLOCK LETTERS. If a question is not applicable, answer N/A in space. Please submit SIX copies of this form and plans to:-

THE DISTRICT PLANNING OFFICER,
WOKINGHAM DISTRICT COUNCIL,
PLANNING DEPARTMENT,
P.O. Box No. 157,
COUNCIL OFFICES,
SHUTE END,
WOKINGHAM,
BERKSHIRE, RG11 1WR

FOR OFFICE USE ONLY

95/63131/VAR2

07 DEC 1995

1.	APPLICANT'S NAME	MASDAR (UK) LTD.	
	ADDRESS	MASDAR HOUSE	
	POST CODE	141 NINE MILE RIDE FINCHAMPSTEAD	
	AGENT'S NAME	PHONE	
	ADDRESS	RG40 4HY	
2. If the applicant has an agent, all correspondence will be sent to the agent	ADDRESS	Robin Bradbeer Planning & Development Consultancy 20 Lansdown Parade, Cheltenham, Gloucestershire GL50 2LH Tel/Fax: 0242 577151	
	POST CODE	PHONE	
3. On the plans show the SITE outlined in RED. Show also OTHER land in the applicant's ownership or control in BLUE.	SITE LOCATION	MASDAR HOUSE 141 NINE MILE RIDE FINCHAMPSTEAD REMOVAL OF CONDITION TO PERMIT RETENTION OF PORTABLE CABIN OFFICE BUILDING WITHOUT TIME LIMIT	
4. WHAT IS THE APPLICATION FOR? Give brief details and state for what purpose this site and any buildings will be used.			
5. Give the area in hectares or part of a hectare	AREA OF SITE	0.47	
6. State the applicant's interest in the land e.g. owner, prospective purchaser, lessee	OWNERSHIP	OWNER	
7. List all the plans and drawings submitted with the application	PLANS/DRAWINGS	110/59/1	
8. DOES THE APPLICATION INVOLVE ANY OF THE FOLLOWING? Tick the boxes(x)	CHANGE OF USE	REDEVELOPMENT	
	ERECTION OF NEW BUILDING	ALTERATION or EXTENSION	
9. WHAT TYPE OF APPLICATION IS THIS? Tick one box only	OUTLINE PERMISSION	☐ See question 10	
	FULL PERMISSION	☐ State relevant outline permission number Also complete Question 10	
	APPROVAL OF DETAILS/RESERVED MATTERS	☐ State period required	
	TEMPORARY PERMISSION	☐ State relevant application number Conditions to be relaxed	
	RELAXATION OF CONDITIONS	☒ 41830 ☐ 1	
10. IF THIS IS AN OUTLINE APPLICATION OR AN APPROVAL OF RESERVED MATTERS, which detail, if any, do you wish to be considered as part of this application?	SITING	☐	
	EXTERNAL APPEARANCE	☐	
	MEANS OF ACCESS	☐	
	DESIGN	☐	
	LANDSCAPING	☐	

11. WHAT IS THE EXISTING USE OF THE LAND AND/OR BUILDING(S)
e.g. residential, industrial, etc. If the site is vacant say so, and
also state its previous use and when that ceased.

B1a/b

17C9b

12. DOES A PUBLIC RIGHT OF WAY CROSS OR ABUT THE SITE
OR THE PROPOSED ACCESS?

YES/NO

If yes, show existing route(s) and any proposed
alternatives on the plans

13. ARE THERE ANY TREES ON THE SITE?
IF YES, ARE ANY TO BE FELLED?

YES/NO

If yes, please show their positions, spread and species
on the plans and which, if any, are to be felled.

14. STATE EXTERNAL MATERIALS TO BE USED.

N/A

15. HOW WILL THE SITE BE ENCLOSED?

Say whether walls, fences or hedges, and give height, colour and
materials. If the site is divided into plots, say how each is to be
enclosed.

AS EXISTING

16. HOW WILL SURFACE WATER BE DISPOSED OF?

AS EXISTING

17. HOW WILL FOUL SEWAGE BE DISPOSED OF?

To existing system

YES/NO

If no, please give details

18. WHAT ARE THE ACCESS ARRANGEMENTS?

AS EXISTING

AS PROPOSED

Give details of pedestrian and vehicular access

EXISTING VEHICULAR ACCESS FROM
NINE MILE RIDGE

19. HAS PROVISION BEEN MADE FOR THE DISABLED?
See notes for applicants

N/A.

20. IF THIS PROPOSAL INVOLVES RESIDENTIAL DEVELOPMENT
OR THE LOSS OF RESIDENTIAL UNITS, COMPLETE THE
FOLLOWING TABLE

No. OF DWELLINGS/HABITABLE ROOMS
PROPOSED TO BE RETAINED TO BE LOST

HOUSE
BUNGALOW
FLAT/MAISONETTE
OTHER

1	.	.	.
N/A	.	.	.
.	.	.	.

21. DOES THE PROPOSAL INVOLVE ANY NON-RESIDENTIAL
BUILDING OR USE?

YES/NO

* STATE No. OF HABITABLE ROOMS

If YES, complete Part 2 of the form

22. DOES THE PROPOSAL INVOLVE THE WINNING, WORKING
OR PROCESSING OF MINERALS; THE DISPOSAL OF MINERAL
WASTE, OR THE DEPOSIT OR PROCESSING OF REFUSE AND
WASTE MATERIALS?

YES/NO

If YES, please ask for and complete Part 3 of the form

23. STATE THE FEE ENCLOSED WITH THIS APPLICATION

The current scale of fees is enclosed. If you believe a reduced
fee or no fee is payable, say why.

£60.00

I hereby apply for permission in respect of the particulars described above and in the attached plans and drawings. If planning permission
is granted, the development must be carried out strictly in accordance with the approved plans. Failure to do so could result in
enforcement action being taken. Permission under the Town & Country Planning Acts does not obviate the possible need to apply for
Building

SIGN

ON BEHALF OF

MASDAK (UK) LTD

DATE

6/12/99

Before

It is complete, that all questions have been answered and that the site boundary and the
new work are clearly edged in red on the plans. Every application must be accompanied by the appropriate certificate and fee. See
"NOTES TO HELP APPLICANTS".

PLANNING APPLICATION

PART 2

This part of the form need only be completed if the application involves non-residential development. Please answer all questions in print or block letters. If the answer is not applicable, write N/A in the space. You may wish to amplify your answers in a covering letter.

24. STATE THE GROSS FLOOR SPACE (by external measurement) OF ALL BUILDINGS TO WHICH THIS APPLICATION REFERS.
Please give all floor areas in SQUARE METRES.

	USE CLASS	Existing floor space		Proposed additional floorspace created by	
		Retained in existing use	Lost by change of use or demolition	New building	Change of use
A1	SHOPS				
A2	FINANCIAL AND PROFESSIONAL SERVICES				
A3	FOOD AND DRINK				
B1(a)	OFFICE (other than A2)	75			
B1(b)	RESEARCH AND DEVELOPMENT				
B1(c)	LIGHT INDUSTRIAL				
B2	GENERAL INDUSTRIAL				
B3	SPECIAL INDUSTRIAL				
B8	STORAGE OR DISTRIBUTION				
C1	HOTELS AND HOSTELS				
C2	RESIDENTIAL INSTITUTIONS				
D1	NON-RESIDENTIAL INSTITUTIONS				
D2	ASSEMBLY AND LEISURE				
OTHER	Please Specify				
OTHER	Please Specify				
	TOTAL	75			

25. IF C1 OR C2 USE IS PROPOSED, PLEASE STATE NUMBER OF BED SPACES

N/A

26. WHAT PROVISION IS BEING MADE FOR PARKING?

Existing
Proposed

Cars

Lorries

NO CHANGE

27. DESCRIBE THE ACTIVITY OR PROCESSES TO BE CARRIED ON

Please provide details of any equipment, plant or machinery to be installed and any end products. You may wish to amplify your answers in a covering letter.

USE FOR PURPOSES WITHIN CLASS B1a/b

28. WHO WILL OCCUPY THE PREMISES?

a) Give the name and current operating address of the proposed occupier
b) Will these premises be vacated?

THE APPLICANT

29. IF KNOWN, HOW MANY PEOPLE ARE LIKELY TO BE EMPLOYED ON SITE AFTER COMPLETION OF THE DEVELOPMENT?

Existing Staff

Transferred Staff

New Staff

Total

NO CHANGE

30. DOES THE PROPOSAL INVOLVE THE USE OR STORAGE OF ANY OF THE HAZARDOUS SUBSTANCES LISTED IN THE NOTES?

If so, state this material, the quantity and method of storage.

No

Before submitting the application check that it is complete, that all questions have been answered and that the site boundary and the new work are clearly edged in red on the plans. Every application must be accompanied by the appropriate certificate and fee. See "NOTES TO HELP APPLICANTS".

YOUR PLANNING APPLICATION

WHY DO YOU NEED TO MAKE A PLANNING APPLICATION ?

New buildings, major alterations and enlargement of existing buildings, and many changes in the use of buildings and land need planning permission.

The Town and Country Planning Acts impose a duty on Local Authorities to control these changes, and this means that a balance has to be found between the need and pressure for change, and the desire to protect the character of settlements and the countryside.

The merits of each application are, therefore, carefully examined.

WHAT ELSE MAY YOU HAVE TO DO ?

Listed Building Consent: for works to a Listed Building; or for demolition works on land within the curtilage of a Listed Building or within a Conservation Area.

Advertisement Consent: for the display of advertisements or signs

Building Regulation Approval: for most new building or construction work.

Special forms are available for these types of applications.

You should also check whether there are any other regulations with which you may need to comply.

WHAT HAPPENS TO THE APPLICATION ?

It will first be checked to see if it is complete and if it is, it will be registered.

Consultations will be carried out with public and other bodies, such as the Highway Authority, or Local Parish Councils.

Publicity may be given to allow local people the opportunity to comment on your proposals.

The application will be considered in relation to the Council's planning policies and guidelines, the past history of decisions on that site or in the locality, other standards (such as parking, or visibility at road junctions), and any other material considerations.

The site will be visited by a Planning Officer. You may be asked to submit more information, or to amend your application.

The application will then be considered either by a Planning Committee or Sub Committee (made up of Councillors) or by the Chief Officer responsible for planning matters. Objections to an application will be taken into consideration by the Committee or the Chief Officer.

Shortly after the application has been determined, you will receive a Decision Notice.

HOW LONG WILL IT TAKE ?

An application will generally be determined within eight weeks although a longer period may sometimes be required for a complicated application.

WHAT SORT OF DECISION CAN BE MADE ?

Your application may be approved.

Your application may be approved subject to certain conditions. These could impose restrictions on the use of land or buildings, or require further details to be approved at a later stage, (e.g. materials or landscaping).

You may appeal against the conditions, but this opens the entire permission to review by the Secretary of State.

Your application may be refused. The reason will be listed on the Decision Notice.

WHAT HAPPENS IF THE APPLICATION IS REFUSED ?

You have the right to appeal against the refusal to the Secretary of State, but you have to do that within six months. Appeals can be dealt with by written representations by both sides, or by a Public Inquiry.

You may ask the Planning Officer whether an amended application would be more likely to receive planning permission.

DATA PROTECTION ACT 1984

'Information contained in this form is likely to be personal data within the terms of the Data Protection Act 1984, and as such will be held by the Council on computer (such as the PLANAPS applications processing system) and may be used by the Council only for purposes registered under the terms of the Data Protection Act.'

SECTION 66 CERTIFICATE



Application No.

95/63131/VAR

07 DEC 1995

Please fill in both Certificate A, B, C or D and the Agricultural Holdings Certificate. Delete sections not relevant.

- (a) "Owner" means a person having a freehold interest or leasehold interest the unexpired term of which is not less than 7 years.

OR

+ See Note (a) to Certificate A

CERTIFICATE A

I certify that:

at the beginning of the period of 21 days ending with the date of the accompanying application, nobody, except the applicant, was the owner of (a) of any part of the land to which the application relates.

CERTIFICATE B

I certify that:

I have/The applicant has* given the required notice to everyone else who, at the beginning of the period of 21 days ending with the date of the accompanying application was the owner (a) of any part of the land to which the application relates, as listed below.

Owner's(a) name

Address at which notice was served

Date on which notice was served

OR

CERTIFICATE C

I certify that

● I/The applicant* cannot issued a certificate in accordance with either paragraph (a) or paragraph (b) of Section 66(1) of the Act in respect of the accompanying application.

● I have/The applicant has* given the required notice to the persons specified below, being persons who at the beginning of the period of 21 days ending with the date of the application were owners (a) of any part of the land to which the application relates.

Owner's(a) name

Address at which notice was served

Date on which notice was served

- (b) Insert description of steps taken.

- (c) Name of local newspaper circulating in the area where the land is situated.

- (d) Date of publication (which must be not earlier than the beginning of the period of 21 days ending with the date of the application).

● I have/The applicant has* taken all reasonable steps open to me/him/her* to find out the names and addresses of the other owners (a) of the land, or of a part of it, but have/has* been unable to do so. These steps were as follows:

(b)

● Notice of the application as attached to this Certificate, has been published in the (c) on (d)

OR

- (b) Insert description of steps taken
- (c) Insert name of local newspaper circulating in the area where the land is situated.
- (d) Insert date of publication (which must not be earlier than the beginning of the period of 21 days ending with the date of the application).

CERTIFICATE D

I certify that

● I/The applicant cannot issue a certificate in accordance with paragraph (a) of Section 66 of the Act in respect of the accompanying application.

● I/The applicant have/has taken all reasonable steps open to me/him/her to find out the names and addresses of everyone else who, at the beginning of the period of 21 days beginning with the date of application was the owner (a) of any part of the land to which the application relates, but have/has been unable to do so. These steps were as follows:

(b)

.....

● Notice of the application as attached to this Certificate, has been published in the (c)

on (d)

ALL APPLICANTS MUST COMPLETE THIS SECTION

If any of the site is part of an area of land which is let or there is an agreement to let the land for agricultural purposes to a tenant, it may be an agricultural holding. Further advice may be obtained from the Department.

Agricultural Holdings Certificate

One or other section must be crossed through as not applicable.

If the applicant is the sole agricultural tenant he or she must delete the first alternative and insert "not applicable" as the information required by the second alternative.

● None of the land to which the application relates is, or is part of, an agricultural holding.

OR

● I have/The applicant has given the required notice to every person other than my/him/herself who, at the beginning of the period of 21 days ending with the date of the application, was a tenant of an agricultural holding on all or part of the land to which the application relates, as follows:

Tenant's name	Address at which notice was served	Date on which notice was served
[Redacted]		

Signature
On behalf
Date 01/12/94

Tel. 16 December, 1995(Direct Line)

Date

Your ref. 95/63131/VAR

My ref.

Robin Bradbeer
20 Lansdown Parade
Cheltenham
Glos
GL50 2LH



Planning Department
P.O. Box 157
Shute End, Wokingham
Berkshire, RG40 1WR
Tel: (01734) 786833
Fax: (01734) 778735
DX: 33506
Wokingham

Dear Sir/Madam

Application Number: 95/63131/VAR

Location: Masdar House, 141 Nine Mile Ride, Finchampstead.

Proposal: PROPOSED VARIATION OF CONDITION 01 ON CONSENT
41380 TO ALLOW PERMANENT RETENTION OF MOBILE
OFFICE UNIT.

I acknowledge receipt of your application described above, which is now valid and the sum of £ 80.00 in fees.

I will endeavour to ensure that your application is determined as soon as possible. If however, you have not received notification of the outcome of your application by 1st February 1996 you have the right to appeal to the Secretary of State for the Environment. Appeals must be made within 6 months of this date, on a form which is available from the Department of the Environment.

If you have any queries concerning your application, please contact Mr A Hunter on quoting the above reference number.

I would like to point out that approval under Building Regulations may be required for the proposed development, for which a separate application must be made. To obtain advice on this matter, you should contact the Building Control Section of the District Council on extension 2369.

Yours Faithfully

Head of Development Control



MASDAR HOUSE
ADDRESS 141 NENE MILK ROAD

PARISH LINCHAMAST E

PLOT No.

ORD. SHEET No.

BUILDER

Plan No.	Applicant	Description of Development	Date of Decision	Decision
825/71	MR. G. D. SCOTT	TROUBLE GARAGE	5.8.71	APP CIA
1307/71	"	GARAGE TO RES / NEW TROUBLE GARAGE / RES. OVER	25.11.71	APP CH.
1273/72	"	SWIMMING POOL	3.5.72	CIA
17080	MASDAR LTD	PART. TO OFFICE	11.3.82	REF
BR18743	DR. R. BERTHOLD	SW. PUMP CONN.	7.6.82	APP
31827	MASDAR LTD.	RETENTIONAL BI	5.12.88	TYM
41830	"	OFFICE USE & STORAGE RELAY CONDS 1st ON	8.12.93	CIA
		31827 (PART. USE OF FOR BICA) & BICA WITHOUT NAMED USER.		

DATE OF COMPLETION

MINISTRY DECISION

17080 - APPROVAL C/A

SPECIAL ORDERS

ENV. NOTICE QUASME

DRAINAGE

091074

1763/1

07 DEC 1995

WOKINGHAM D.C. PLANNING DEPARTMENT

Officer

AH

Appln. No.

95/63131/VAR

LEVEL:

MAIN
CTTEESUB
CTTEE

DELE

COUNTY
MATTERS.SEC
STATEINCORRECT
FEE

INVALID

PERM.
DEVEL.

Description

(VAR) PROPOSED VARIATION OF CONDITION 01 ON CONSENT 41830
TO ALLOW PERMANENT RETENTION OF MOBILE OFFICE UNIT

Location

MASON HOUSE, 141 NINE MILE ROAD

Applicant

MASON UK LTD

Parish

FINCH

ACTION REQUIRED BY CENTRAL SUPPORT

FEE:

Received 80.00

Required

Additional

Refund

Enforcement Section to be Notified ☐Local Members to be Notified ☐

ADDITIONAL INFORMATION REQUIRED FOR VALIDATION

	Date Requested	Date Received
1. 1/2500 OS LOCATION PLAN showing property edged RED/BLUE		
2. 1/500 BLOCK PLAN showing EXISTING + PROPOSED DEVELOPMENT + ADJ.		
3. FORMS-UNSIGNED		
4. CORRECT S.66 CERTIFICATE		
5. A CLEARER/COLOURED print for display at Cttee of DRWG NOS:-		
6. ELEVATION PLANS:-		
7. FLOOR PLANS:-		
8. METRIC SCALE: Scale disclaimer		
9. Listed Building Application		
10. Encroachment Letter		

ACTION REQUIRED BY DEVELOPMENT CONTROL

Cons Area : A E F G H M R S T W Y

Listed Bldg : I II II*

Advert Req'd. : CD LTV LSV NLC ZZ YY XX WV

Agricultural / Questionnaire ☐Architects Panel ☐

Area Team : NOP AH BCC : Local Authy : FA
 Date SN 14, 16 Manor Park Ave BCC : Strategic Planning : HA
 Neighbours : 143, 143a + 143b Nine Mile Rd BCC : Min Brg Land : GA
 BCC : D of Ed : AP
 BCC : Social Services : BT
 BCC : Right OWO : NJ
 BCC : High Auth : XA

INTERNAL CONSUL

Engineers : NG Adj D P A :
 Building Control : NF Adj Parish :
 Urban Design : NK S E B : BN
 Landscape : NK Southern Gas : BM
 Trees : NK Health & Safety : AS
 Conservation : NA PSA Oil Pipeline : BD
 Health & Housing : NA Heritage Bodies : KA
 L & T Services : PA : KB
 Outdoor Amenities : PA : KC
 Indoor Amenities : PA : KD
 P.R.O. Way : NG : KE
 Prin. Valuer : MA if Sub to SOS : KF
 Dist. Sec. : NI : KG
 Environmental SO : NI : KH
 : NI : KI

STD CONSUL LETTERS

IRA : BP British Rail (SR) : AD
 Mid Southern W. Co. : AV Rail Track : AD
 TWA : BY Architectural Liaison Officer : DK
 DoT PO Obs. : RA
 Min of Ag & Fish : AT

OTHERS F1 & F2

CONSTRAINTS

1792

AM

I have today displayed the site notice(s) in a prominent position on the land/ buildings to which the application number 29/03/31/VAR relates.

Address of site MAYTON HOUSE
141 HIGH HILL ROAD PIMPHAMPSTON

Signe

Date

2ND JAN 1996

Application Number: 95/63131/VAR From : Mr A Hunter

Application Type: Variation of condition

Parish FINCHAMPSTEAD PARISH

Proposal: PROPOSED VARIATION OF CONDITION 01 ON CONSENT 41380 TO ALLOW PERMANENT
RETENTION OF MOBILE OFFICE UNIT.

41380

Location: Masdar House, 141 Nine Mile Ride Finchampstead

For: Masdar UK Ltd

BERKSHIRE COUNTY COUNCIL AS HIGHWAY AUTHORITY RECOMMENDS TO THE LPA :-

1. No objections to this application
 2. ~~Refuse permission for the following reasons~~
 3. ~~The following conditions apply to any permission granted~~
-

Babbie :-

Berkshire County

Date :- 4/1/96

Date :- 4.1.96

WOKINGHAM DISTRICT COUNCILPARISH COUNCIL OBSERVATION SHEETPLANNING APPLICATION

APPLICATION NO. _____

Parish

FINCHAMPSTEAD

Proposal

Address

Applicant

The Finchampstead Parish Council has no objections to the following applications:

- WLM95/63080/F - Ellenby - East Cottage, Jubilee Road, Finchampstead
BP95/63107/F - North - Tic Nock Vale, Heath Ride, Finchampstead
A95/63120/F - Crotty - 28 Knowles Avenue, Crowthorne (within Finch Parish)
PM95/63123/F - Ingram - 98 Kiln Ride, Finchampstead
YM95/63140/F - Masdar UK Ltd - Masdar House, Nine Mile Ride, Finchampstead
SCS95/63140/F - Leney - 37 Waverley Way, Finchampstead
A95/63147/F - Crawley - 3 Tomlinson Drive, Finchampstead

WORK SHEET FOR

Mr A Hunter

Application Number :

95/63131/VAR

Applicant :

Masdar UK Ltd

Location :

Masdar House, 141 Nine Mile Ride
Finchampstead

Proposal :

PROPOSED VARIATION OF CONDITION 01 ON CONSENT
41380 TO ALLOW PERMANENT RETENTION OF MOBILE
OFFICE UNIT.

Site Notice Displayed ? :

YES

NO

DATE

☒☐

Date of Neighbour Notifications :

Date of Site Visit : 20/12

Date Registered : 7th December 1995

Earliest Date for Decision : 9th January 1996

Latest Consultation Date/Site Notice Expiry Date : 9th January 1996

Application Expiry Date: 1st February 1996

Consultation Responses :

Parish Council :- no objections
Highway Authority :- no objections.

Planning Issues :

~~The~~
The mobile home was given temporary consent in
1983 on appeal, and another in 1988.

Government advice says that one temporary permission
should be sufficient to assess the impact of the proposal.
Therefore another temporary permission would not be acceptable.

Application Number 95/63131/VAR

Appraisal:

1/ Impact upon the street scene.

The proposal is set back away from the road, and there is substantial screening to all boundaries. The building is not visible from surrounding areas, so ~~there~~ therefore have little impact upon the street scene.

2/ Effect upon neighbours.

Due to existing boundary treatment there is no overshadowing or loss of privacy to surrounding properties.

The building was given consent for B1 use, which by definition is a business which can be carried out in a residential area. There is a condition on previous consents which limit the hours of working which can be carried out in the building.

Due to this condition, and the type of business, and the ~~low~~ little traffic generated by the use, the proposal will have no significant impact upon the ~~area~~ area, neighbouring properties.

3/ There is sufficient parking available to satisfy highway authority standards

Recommendation: Approval.

Conditions/Reasons for Refusal[illegible]

RECORD OF SITE VISIT

SITE ADDRESS:

Masdar House, 141
Nine Mile Ride
Firchampsstead

APPLICATION NUMBER: 95/63131/VAR**OFFICER:** Mr A Hunter**DATE OF SITE VISIT:** 20/12

1 SITE/STATUTORY NOTICE DISPLAYED? *Yes 4/11.*

2. DESCRIPTION OF SURROUNDINGS *Site lies within the (identified) Settlement, there are houses surrounding the site*

3. DESCRIPTION OF SITE/BUILDING *Building is a ~~two~~ single story porta-cabin.*

It has been the subject of 2 Temporary permissions in the past.

4. RELATIONSHIP TO ADJOINING PROPERTIES *There are mature trees which serve to screen the building from nearby houses.*

5. SITE CONSTRAINTS

TREES

ACCESS/PARKING

LEVELS

BOUNDARY TREATMENT

OTHERS

RECORD OF SITE VISIT

SITE ADDRESS:

Masdar House, 141
Nine Mile Ride
Finchampstead

APPLICATION NUMBER: 95/63131/VAR**OFFICER:** Mr A Hunter**DATE OF SITE VISIT:** 20/12

1 SITE/STATUTORY NOTICE DISPLAYED? *Yes 4/11*

2. DESCRIPTION OF SURROUNDINGS *Site lies within the identified Settlement, there are houses surrounding the site*

3. DESCRIPTION OF SITE/BUILDING *Building is a ~~two~~ single story porta-cabin.*

It has been the subject of 2 Temporary permissions in the past.

4. RELATIONSHIP TO ADJOINING PROPERTIES *There are mature trees which serve to screen the building from nearby houses.*

5. SITE CONSTRAINTS**TREES****ACCESS/PARKING****LEVELS****BOUNDARY TREATMENT****OTHERS**

By Hand 6/12/95
11 30 am

95/63131/VAT2

Robin Bradbeer
Planning & Development Consultancy

07 DEC 1995

20 Lansdown Parade, Cheltenham, Gloucestershire GL50 2LH Tel/Fax: 01242 577151

The District Planning Officer
Wokingham District Council
PO Box 157
Shute End
Wokingham Berkshire RG40 1WH

Ref No. RWB/110
6 December 1995

F.A.O. Mr. M. Evans
Team Leader, Development Control South

Dear Sir

MASDAR (UK) LTD
MASDAR HOUSE 141 NINE MILE RIDE FINCHAMSTEAD
RETENTION OF PORTABLE CABIN OFFICE BUILDING FOR CLASS
B1(a)/B1(b) USE

I enclose an application to remove condition no. 1 on permission 41830 to permit retention of the building without time limit. The application consists of the following documentation:

1. Six copies of the Part 1 and Part 2 application forms.
2. The completed Section 66 Certificate
3. Six copies of drawing no. 110/95/1
4. Cheque no. 003131 in the sum of £80.00 to cover the statutory planning fee
5. A photograph showing the application building

This portable cabin office building is understood to have been in place on the site for about 20 years and continues to fulfil an important need in connection with the applicant's business. The company runs a very specialised operation providing agricultural development advice overseas, particularly to Third World countries. The building provides regularly need overflow office space for the following purposes:

- office use by the firm's consultants returning from overseas trips for report writing
- office use by visiting consultants from overseas

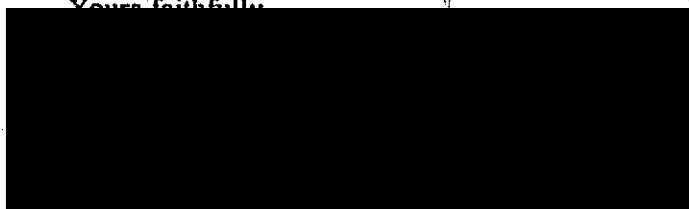
11CMAS 46

Robin Bradbeer BA (Hons) MRTPI Chartered Town Planner

The building is discretely sited and screened to a considerable extent by surrounding trees (see photograph). The fabric of the building has been well maintained and the building is neither unsightly nor obtrusive. Having regard to Circular advice on temporary permissions and the absence of harm caused by the building there are no planning grounds which justify continuing restriction of the permission by time limit.

Should you wish to discuss this application please do not hesitate to contact me.

Yours faithfully,



Enc.

DATED 8th August

1983

Town and Country Planning Act 1971-1974
Local Government Planning and Land Act 1980

WOKINGHAM DISTRICT COUNCIL

(PARISH OF FINCHAMPSTEAD)

TREE PRESERVATION ORDER NO. 238/1983

Trees at
145 Nine Mile Ride, Finchampstead.

IMPORTANT THIS COMMUNICATION AFFECTS YOUR PROPERTYTOWN AND COUNTRY PLANNING ACTS 1971-74
LOCAL GOVERNMENT PLANNING AND LAND ACT 1980WOKINGHAM DISTRICT COUNCIL(PARISH OF FINCHAMPSTEAD)TREE PRESERVATION ORDER NO. 238/1983

The Wokingham District Council (in this Order called "the Authority") in pursuance of the powers conferred in that behalf by Sections 60 and 61 of the Town and Country Planning Act, 1971 (as amended by Section 10(1) of the Town and Country Amenities Act 1974 and Section 90 and Schedule 15 of the Local Government Planning and Land Act 1980) and subject to the provisions of the Forestry Act, 1967, hereby makes the following Order:-

1. In this Order -

"the Act" means the Town and Country Planning Act, 1971; "owner" means the owner in fee simple, either in possession or who has granted a lease or tenancy of which the unexpired portion is less than three years; lessee (including sub-lessee) or tenant in possession, the unexpired portion of whose lease or tenancy is three years or more; and a mortgagee in possession; and "the Secretary of State" means the Secretary of State for the Environment.

2. Subject to the provisions of this Order and to the exemptions specified in the Second Schedule hereto, no person shall, except with the consent of the Authority and in accordance with the conditions, if any, imposed on such consent, cut down, top, lop, uproot, wilfully damage or wilfully destroy or cause or permit the cutting down, topping, lopping, uprooting, wilful damage, or wilful destruction of any tree specified in the First Schedule hereto or comprised in a group of trees or in a woodland therein specified, the position of which trees, groups of trees and woodlands as defined in the manner indicated in the said First Schedule on the map annexed hereto which map shall, for the purpose of such definition as aforesaid, prevail where any ambiguity arises between it and the specification in the First Schedule.

3. An application for consent made to the Authority under Article 2 of this Order shall be in writing stating the reasons for making the application, and shall by reference if necessary to a plan specify the trees to which the application relates, and the operations for the carrying out of which consent is required.

4. (1) Where an application for consent is made to the Authority under this Order, the Authority may grant such consent either unconditionally, or subject to such conditions (including conditions requiring the replacement of any tree by one or more trees on the site or in the immediate vicinity thereof), as the Authority may think fit, or may refuse consent. Provided that where the application relates to any woodland specified in the First Schedule to this Order the Authority shall grant consent so far as accords with the principles of good forestry, except where, in the opinion of the Authority, it is necessary in the interests of amenity to maintain the special character of the woodland or the woodland character of the area, and shall not impose conditions on such consent requiring replacement or replanting.

(2) The Authority shall keep a register of all applications for consent under this Order containing information as to the nature of the application, the decision of the Authority thereon, any compensation awarded in consequence of such decision and any directions as to replanting of woodlands, and every such register shall be available for inspection by the public at all reasonable hours.

5. Where the Authority refuse consent under this Order or grant such consent subject to conditions, they may, when refusing or granting consent, certify in respect of any trees for which they are so refusing or granting consent that they are satisfied:-

(a) that refusal or condition is in the interests of good forestry;

or

(b) in the case of trees other than trees comprised in woodlands, that the trees have an outstanding or special amenity value.

6. (1) Where consent is granted under this Order to fell any part of a woodland other than consent for silvicultural thinning then unless -

(a) such consent is granted for the purpose of enabling development to be carried out in accordance with a permission to develop land under Part III of the Act;

or

(b) the Authority with the approval of the Secretary of State dispense with replanting.

The Authority shall give to the owner of the land on which that part of the woodland is situated a direction in writing specifying the manner in which and the time within which he shall replant such land and where such a direction is given and the part is felled the owner shall subject to the provisions of this Order and Section 175 of the Act, replant the said land in accordance with the direction.

(2) Any direction given under paragraph (1) of this Article may include requirements as to -

(a) species;

(b) number of trees per acre;

(c) the erection and maintenance of fencing necessary for protection of the replanting;

(d) the preparation of ground, drainage, removal of brushwood, lop and top;

and

(e) protective measures against fire.

7. On imposing any condition requiring the replacement of any tree under Article 4 of the Order, or on giving a direction under Article 6 of this Order with respect to the replanting of woodlands, the authority shall if such condition or direction relates to land in respect of which byelaws made by a river authority, a drainage board, the Conservators of the River Thames or the Lee Conservancy Catchment Board restrict or regulate the planting of trees, notify the applicant or the owner of the land, as the case may be, of the existence of such byelaws and that any such condition or direction

has effect subject to the requirements of the river authority, drainage board, the Conservators of the River Thames or the Lee Conservancy Catchment Board, under those byelaws and the condition or direction shall have effect accordingly.

NOTE: If it is desired to fell any of the trees included in this Order, whether included as trees, groups of trees or woodlands, and the trees are trees for the felling of which a licence is required under the Forestry Act 1967, application should be made not to the Authority for consent under this Order but to the Conservator of Forests for a licence under that Act (Section 15(5)).

8. The provisions set out in the Third Schedule to this Order, being provisions of Part III of the Act adapted and modified for the purposes of this Order, shall apply in relation thereto.

9. Subject to the provisions of this Order, any person who has suffered loss or damage in consequence of any refusal (including revocation or modification) of consent under this Order or of any grant of any such consent subject to conditions, shall, if he makes a claim on the Authority within the time and in the manner prescribed by this Order, be entitled to recover from the Authority compensation in respect of such loss or damage.

Provided that no compensation shall be payable in respect of loss or damage suffered by reason of such refusal or grant of consent in the case of any trees the subject of a certificate in accordance with Article 5 of this Order.

10. In assessing compensation payable under the last preceding Article account shall be taken of:

- (a) any compensation or contribution which has been paid, whether to the claimant or any other person, in respect of the same trees under the terms of this or any other Tree Preservation Order under Section 60 of the Act or under the terms of any Interim Preservation Order made under Section 8 of the Town and Country Planning (Interim Development) Act, 1943, or any compensation which has been paid or which could have been claimed under any provision relating to the preservation of trees or protection of woodlands contained in an operative scheme under the Town and Country Planning Act, 1932;

and

- (b) any injurious affection to any land of the owner which would result from the felling of the trees subject of the claim.

11. (1) A claim for compensation under this Order shall be in writing and shall be made by serving it on the Authority, such service to be affected by delivering the claim at the offices of the Authority addressed to the District Secretary thereof or by sending it by prepaid post so addressed.

(2) The time within which any such claim shall be made as aforesaid shall be a period of twelve months from the date of the decision of the Authority, or of the Secretary of State, as the case may be, or where an appeal has been made to the Secretary of State against the decision of the Authority, from the date of the decision of the Secretary of State on the appeal.

12. Any question of disputed compensation shall be determined in accordance with the provisions of Section 179 of the Act.

13. (1) The provisions of Section 61 of the Act as amended by Schedule 15 Local Government Planning and Land Act 1980 shall apply to this Order and the Order shall take effect on 9th August, 1983.

(2) This Order shall apply to any tree specified in the First Schedule hereto which is to be planted as mentioned therein, as from the time when that tree is planted.

14. This Order may be cited as the Wokingham District Council (Parish of Finchampstead) Tree Preservation Order No. 238/1983.

NOTE: Any person contravening the provisions of this Order by cutting down, uprooting or wilfully destroying a tree, or by wilfully damaging, topping or lopping a tree in such a manner as to be likely to destroy it is guilty of an offence and liable on summary conviction to a fine not exceeding £1000 or twice the sum which appears to the court to be the value of the tree, whichever is the greater, or on indictment to a fine. The penalty for any other contravention of this Order is a fine not exceeding £200 on summary conviction and, in the case of a continuing offence when the contravention is continued after conviction, a person is liable on summary conviction to an additional fine not exceeding £5 for every day on which the contravention is so continued.

If a tree other than one to which an Order applies as part of a woodland is removed, uprooted or destroyed in contravention of an Order or is removed, uprooted or destroyed or dies at a time when its cutting down or uprooting is authorised only by Section 60(6) of the Town and Country Planning Act 1971 relating to trees which are dying or dead or have become dangerous, it is the duty of the owner of the land, unless on his application the local planning authority dispense with the requirement, to plant another tree of appropriate size and species at the same place as soon as he reasonably can. Except in emergency, not less than 5 days previous notice of the removal, etc., should be given to the authority to enable the latter to decide whether or not to dispense with the requirement.

TREES SPECIFIED INDIVIDUALLY

(encircled in black on the map)

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
-------------------	--------------------	------------------

NONE.

TREES SPECIFIED BY REFERENCES TO AN AREA

(within a dotted black line on the map)

NONE

GROUPS OF TREES

<u>No. of Map</u>	<u>Description</u>	<u>Situation</u>
G.I	Group containing 7 Oak (<i>Quercus Robur</i>) and 3 Sweet Chestnut (<i>Castanea Satwa</i>)	On land at 145 Nine Mile Ride, Finchampstead

WOODLANDS

(within a continuous black line on the map)

<u>No. on Map</u>	<u>Description</u>	<u>Situation</u>
-------------------	--------------------	------------------

NONE

SECOND SCHEDULE

This Order shall not apply so as to require the consent of the authority to

(1) the cutting down of any tree on land which is subject to a forestry dedication covenant where;

(a) any positive covenants on the part of the owner of the land contained in the same deed as the forestry dedication covenant and at the time of the cutting down binding on the then owner of the land and fulfilled;

(b) the cutting down is in accordance with a plan of operations approved by the Forestry Commission under such deed.

(2) the cutting down of any tree which is in accordance with a plan of operations approved by the Forestry Commission under the approved woodlands scheme or other grant scheme under Section 4 of the Forestry Act 1967, except a scheme which applies to a forestry dedication covenant;

(3) the cutting down, uprooting, topping or lopping of a tree

(a) in pursuance of the power conferred on British Telecommunications by virtue of Section 5 of the Telegraph (Construction) Act 1908 and Section 11 of the British Telecommunications Act 1981, or by or at the request of British Telecommunications where the land on which the tree is situated is operational land as defined by the Post Office Operational Land Regulation (as applied to British Telecommunications under Section 88 and paragraph 1 of Schedule 4 to the British Telecommunications Act 1981) and either works on such land cannot otherwise be carried out or the cutting-down, topping or lopping is for the purpose of securing in the operation of the undertaking

(b) by or at the request of;

(i) a statutory undertaker where the land on which the tree is situated is operational land as defined by the Act and either works on such land cannot otherwise be carried out or the cutting down, topping, lopping is for the purpose of securing safety in the operation of the undertaking;

(ii) an electricity board within the meaning of the Electricity Act 1947, where such tree obstructs the construction by the board of any main transmission line or other electric line within the meaning respectively of the Electricity (Supply) Act 1919 and the Electric Lighting Act 1882 or interferes or would interfere with the maintenance of working of any such line;

(iii) a river authority established under the Water Resources Act 1963 or a drainage board constituted or treated as having been constituted under the Land Drainage Act 1980, the Conservators of the River Thames, or the Lee Conservancy Catchment Board, where the tree interferes or would interfere with the exercise of any of the functions of such a river authority, drainage board, Conservators of the River Thames, or Lee Conservancy Catchment Board in relation to the maintenance improvement or construction of water courses or of drainage works; or

(iv) the Secretary of State for Defence, the Secretary of State for Trade, the Civil Aviation Authority or the British Airports Authority where in the opinion of such Secretary of State or Authority the tree obstructs the

approach of aircraft to, or their departure from, any aerodrome or hinders the safe and efficient use of aviation or defence technical installations;

(c) where immediately required for the purpose of carrying out development authorised by the planning permission granted on an application made under Part III of the Act, or deemed to have been so granted for any of the purposes of that Part;

(d) which is a fruit tree cultivated for fruit production growing or standing on land comprised in an orchard or garden.

THIRD SCHEDULE

Provisions of the following parts of Part III of the Town and Country Planning Act, 1971, as adapted and modified to apply to this Order.

33. (1) Without prejudice to the following provisions as to the revocation or modification of consents, any consent under the Order, including any direction as to replanting given by the Authority on the granting of such consent, shall (except in so far as the consent otherwise provides), ensure for the benefit of the land and all persons for the time being interested therein.
35. (1) The Secretary of State may give directions to the Authority requiring applications for consent under the Order to be referred to him instead of being dealt with by the Authority.
- (2) A direction under this Section may relate either to a particular application or to applications of a class specified in the direction.
- (3) Any application in respect of which a direction under this Section has effect shall be referred to the Secretary of State accordingly.
- (4) Where an application for consent under the Order is referred to the Secretary of State under this Section, the provisions of Articles 4 and 5 of the Order shall apply as they apply to an application which falls to be determined by the Authority.
- (5) Before determining an application referred to him under this Section the Secretary of State shall, if either the applicant or the Authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose.
- (6) The decision of the Secretary of State on any application referred to him under this Section shall be final.
36. (1) Where an application is made to the Authority for consent under the Order and that consent is refused by that Authority or is granted by them subject to conditions, or where any certificate or direction is given by the Authority, the applicant, if he is aggrieved by their decision on the application, or by any such certificate, or the person directed if he is aggrieved by the direction, may by notice under this section appeal to the Secretary of State.
- (2) A notice under this section shall be served in writing within twenty-eight days from the receipt of notification of the decision, certificate or direction, as the case may be, or such longer period as the Secretary of State may allow.

(3) Where an appeal is brought under this Section from a decision, certificate or direction of the Authority, the Secretary of State, subject to the following provisions of this section, may allow or dismiss the appeal, or may reverse or vary any part of the decision of the Authority, whether the appeal relates to that part thereof or not, or may cancel any certificate or vary any direction, and may deal with the application as if it has been made by him in the first instance.

(4) Before determining an appeal under this section, the Secretary of State shall, if either the appellant or the Authority so desire, afford to each of them an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose.

(6) The decision of the Secretary of State on any appeal under this section shall be final.

37. Where an application for consent under the Order is made to the Authority, then unless within two months from the date of receipt of the application, or within such extended period as may at any time be agreed upon in writing between the applicant and the Authority, the Authority either:-

(a) give notice to the applicant of their decision on the application;

or

(b) give notice to him that the application has been referred to the Secretary of State in accordance with directions given under Section 35 above;

the provisions of the last preceding section shall apply in relation to the application as if the consent to which it relates had been refused by the Authority, and as if notification of their decision had been received by the applicant at the end of the said period of two months, or at the end of the said extended period, as the case may be.

45. (1) If it appears to the Authority that it is expedient to revoke or modify any consent under the Order granted on an application made under Article 3 of the Order, the Authority may by Order revoke or modify the consent to such extent as they consider expedient.

(2) (Subject to the provisions of Sections 46 and 61 of the Act) an Order under this section shall not take effect unless it is confirmed by the Secretary of State; and the Secretary of State may confirm any such Order submitted to him either without modification or subject to such modifications as he considers expedient.

(3) Where an Authority submit an Order to the Secretary of State for his confirmation under this section, the Authority shall furnish the Secretary of State with a statement of their reason for making the Order and shall serve notice together with a copy of the aforesaid statement on the owner and on the occupier of the land affected, and on any other person who in their opinion will be affected by the Order, and if within the period of twenty-eight days from the service thereof any person on whom the notice is served so requires, the Secretary of State, before confirming the Order, shall afford to that person, and to the Authority, an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose.

(4) The power conferred by this section to revoke or modify a consent may be exercised at any time before the operations for which consent has been given have been completed:

Provided that the revocation or modification of consent shall not affect so much of those operations as has been previously carried out.

(5) Where a notice has been serviced in accordance with the provisions of sub-section (3) of this section, no operations or further operations as the case may be, in pursuance of the consent granted, shall be carried out pending the decision of the Secretary of State under sub-section (2) of this section.

46. (1) The following provisions shall have effect where the local planning authority have made an Order (hereinafter called "such Order") under Section 45 above revoking or modifying any consent granted on an application made under a tree preservation order but have not submitted such Order to the Secretary of State for confirmation by him and owner and the occupier of the land and all persons who in the Authority's opinion will be affected by such Order have notified the Authority in writing that they do not object to such Order.

(2) The Authority shall advertise the fact that such Order has been made and the advertisement shall specify (a) the period (not less than twenty-eight days from the date on which the advertisement first appears) within which persons affected by such Order may give notice to the Secretary of State that they wish for an opportunity of appearing before, and being heard by, a person appointed by the Secretary of State for the purpose and (b) the period (not less than 14 days from the expiration of the period referred to in paragraph (a) above) at the expiration of which, if no notice is given to the Secretary of State, such Order may take effect by virtue of this section and without being confirmed by the Secretary of State.

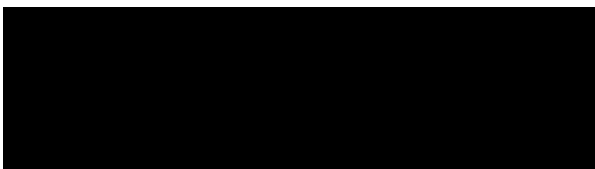
(3) The Authority shall also serve notices to the same effect on the persons mentioned in sub-section (1) above.

(4) The Authority shall send a copy of any advertisement published under sub-section (2) above to the Secretary of State, not more than three days after the publication.

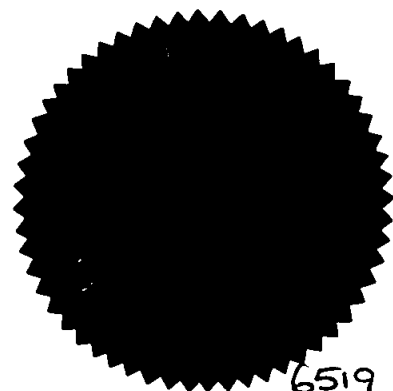
(5) If within the period referred to in sub-section (2)(a) above no person claiming to be affected by such Order has given notice to the Secretary of State as aforesaid and the Secretary of State has not directed that such Order be submitted to him for confirmation, such Order shall at the expiration of the period referred to in sub-section (2)(B) of this section take effect by virtue of this section and without being confirmed by the Secretary of State as required by Section 45(2) of the Town and Country Planning Act 1971.

(6) This section does not apply to such Order revoking or modifying a consent granted or deemed to have been granted by the Secretary of State under Parts III, IV or V of the Town and Country Planning Act 1971.

THE COMMON SEAL OF THE
WOKINGHAM DISTRICT COUNCIL
was hereunto affixed this
8th day of August in the year
Nineteen hundred and eighty-three
in the presence of:-



An Assistant District Secretary



STRICT

SU 7865-7965

WOKINGHAM RURAL No 6 ED

789 7.6 BARKHAM CP
No 2 WARD

790

791

792

793

794

Gorse Ride
Primary School

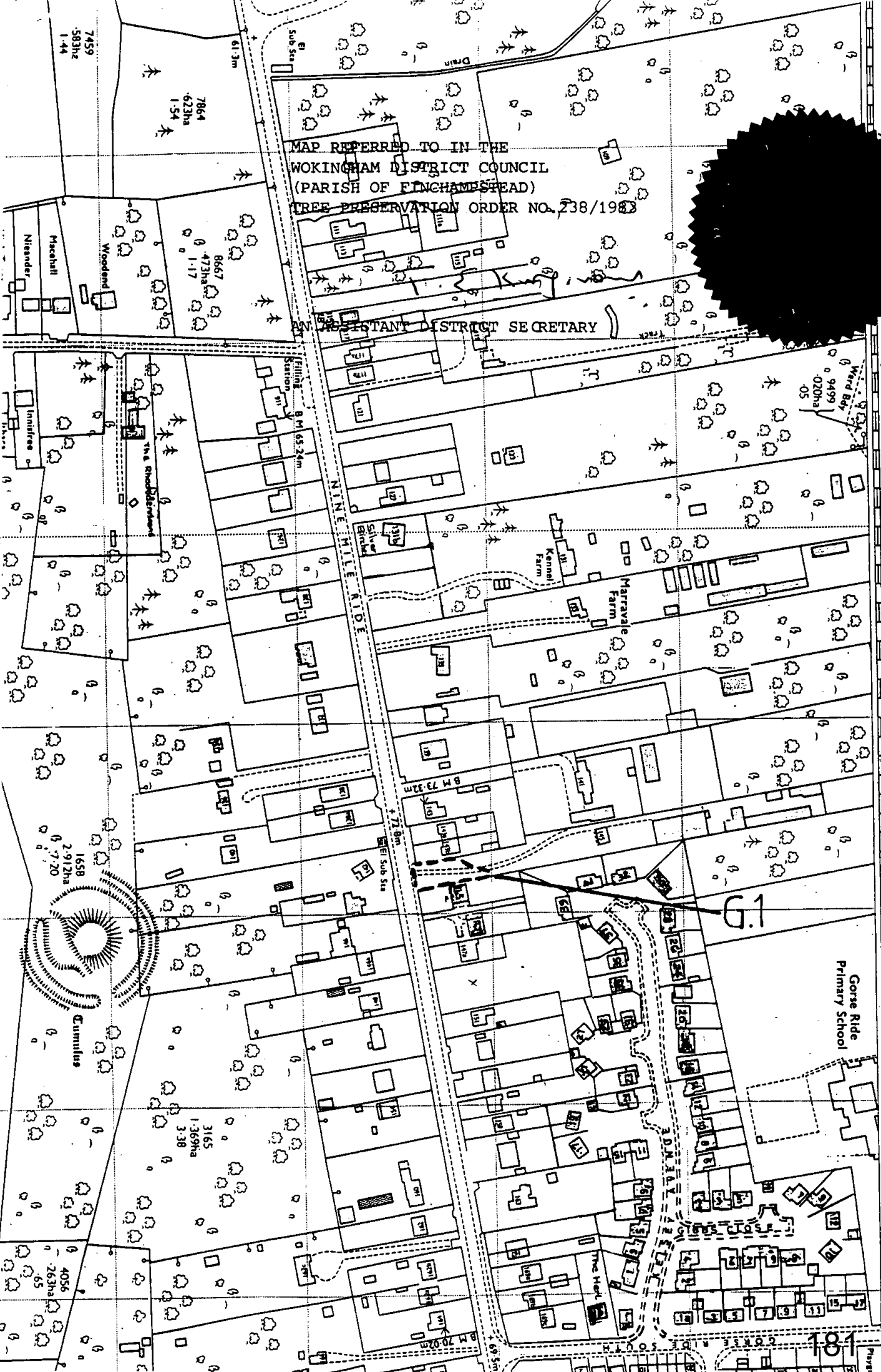
181

MAP REFERRED TO IN THE
WOKINGHAM DISTRICT COUNCIL
(PARISH OF FINCHAMSTEAD)
TREE PRESERVATION ORDER NO. 238/1983

ASSISTANT DISTRICT SECRETARY

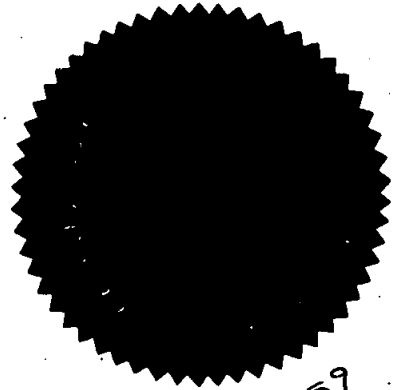
NINE MILE RIDE

G.1

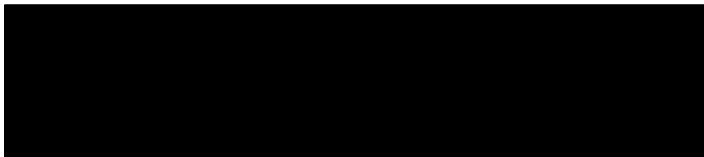


THE WOKINGHAM DISTRICT COUNCIL in
exercise of the powers conferred
on them in that behalf hereby
confirm the foregoing Order.

IN WITNESS whereof the Official Seal
of the WOKINGHAM DISTRICT COUNCIL is
hereunto affixed on the 28th
day of October 1983



6659



An Assistant District Secretary

- ☒ Current Planning Applications
- ☒ Post-1998 Planning Applications
- ☒ Pre-1998 Planning Applications
- ☒ Current Tree Works Applications
- ☐ Historic Tree Works Applications
- ☒ District
- ☒ Ward
- ☐ Parish

