

METROPOLITAN BOROUGH OF SANDWELL Application No. **DC/12818**
TOWN AND COUNTRY PLANNING ACTS 1971-77

TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1977

Name and address of applicant
**Bi-lee Industrial Ltd.,
Dudley Port,
Tipton,
West Midlands**

Name and address of agent

Site **Land N.E. of Temple Way, Tividale, Warley**

Particulars of development **Tipping of clay, top and sub-soil, mining/quarry wastes,
bricks, concrete, and certain other demolition wastes.**

Deposited on **19th Decembe. 1980**

The Borough Council of Sandwell as local planning authority hereby grant planning permission for the above described development proposed in the application numbered as shown above and in the plans and drawings attached thereto, copies of which are attached to this notice, subject to the following conditions :-

Conditions

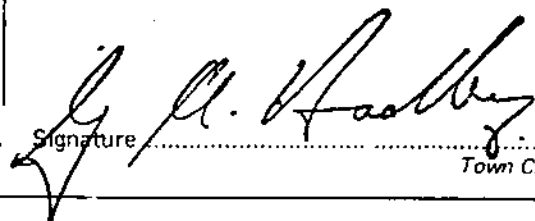
1. The development must conform with the terms of and the plans accompanying the application for permission and must remain in conformity with such terms and plans, save as may be otherwise required by (any of) the following condition(s), or approved amendment(s).
2. The development must be begun not later than the expiration of 5 years from the date of this permission.
3. **The tipping shall be carried out to the levels previously approved under planning permission ref No. DC/11034 granted on the 22nd May, 1980.**
4. No liquid or toxic wastes shall be tipped.

Reasons

1. To ensure that any development undertaken under this permission shall not be otherwise than in accordance with the terms of the application, on the basis of which permission is being granted, except in so far as other conditions may so require.
2. Pursuant to section 41 of the Town and Country Planning Act 1971.
3. **To ensure satisfactory finished levels.**
4. **To safeguard the amenities of the area.**

Date **7th January 1981**

Signature



Town Clerk

N.B.

1. THIS IS A PLANNING PERMISSION ONLY. IT IS NOT AN APPROVAL :-
(A) UNDER THE BUILDING REGULATIONS (WORK WHICH REQUIRES SUCH APPROVAL MUST NOT START UNTIL IT HAS BEEN OBTAINED); OR
(B) UNDER ANY OTHER STATUTORY PROVISION.
2. YOUR ATTENTION IS DRAWN TO THE NOTES OVERLEAF.

NOTES

(1) If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may appeal to the Secretary of State for the Environment in accordance with section 36 of the Town and Country Planning Act 1971 within six months of receipt of this notice. (Appeals must be made on a form which is obtainable from the Department of the Environment, Tollgate House, Houlton Street, Bristol, BS2 9DJ). The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements, to the provisions of the development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the local planning authority was based on a direction given by him.

(2) If permission to develop land 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 of any development which has been or would be permitted he may serve on the council of the district in which the land is situated a purchase notice requiring the council to purchase his interest in the land in accordance with the provisions of Part IX of the Town and Country Planning Act 1971.

(3) In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in section 169 of the Town and Country Planning Act 1971.