

FULL PLANNING PERMISSION REFUSED

To: Mrs Imogen Scotney Royal Court Basil Close Chesterfield S41 7SL UK	Application no: 20/00678/FULMMA Applicant: FCC Environment FCC Environment Ground Floor West 900 Pavilion Drive Northampton Business Park NN4 7RG Northampton
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Milton Keynes Council, under their powers provided by the above legislation, **Refuse Permission** for

Variation of conditions 2 (operational life), 3 (restoration sequence) and 5 (final restoration of the site) attached to planning application MK/806/95 to extend the operational life of the site by 15 years with final restoration of the whole site to be completed within a further 24 months.

At: Bletchley Landfill Site Guernsey Road Newton Leys Milton Keynes MK3 5FR

in accordance with your application, valid on 12th March 2020 and the following drawings:

Received 12/03/2020:

Drawing No 60602321.02 Planning and land ownership boundaries
Drawing No 60602321.03 Site area
Drawing No 60602321.04 Land designation and features
Drawing No 60602321.05 Pre-settlement contours
Drawing No 60602321.06 Post settlement contours
Drawing No 60602321-XXX-RST-L001 Restoration masterplan
Drawing No WR7439/01/02 rev 6 Proposed surface water management
Drawing No WR7439/01/04 rev 6 Interim surface water management plan
Drawing No WR7653/01/02 rev 1 2020 Void
Drawing No WR7653/01/08 rev 1 2026 Void
Drawing No WR7653/01/15 rev 1 2033 Void

Received 01/06/2020:

Written response statement from FCC

The reason(s) for refusing your application are:

(1) The continuation of the existing operation (the development) would be unacceptable in terms of negative impact upon amenity of the local community in the longer term. A further fifteen years in operation would be harmful to the relative enjoyment of the community. The associated postponement of the restoration works would result in a loss of opportunity for the community to benefit from open space recreation as originally agreed. The application is therefore contrary to Policy D1, D5, NE5 and NE6 of Plan: MK (2019) and Section 8 of the NPPF (2019).

Your attention is drawn to the attached notes



A handwritten signature in blue ink, appearing to read 'JP', with a horizontal line extending to the right.

25th September 2020

Jon Palmer MRTPI – Head of Planning
For and on behalf of the Council

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 to grant it subject to conditions, then you can appeal to the Secretary of State for the Environment under Section 78 of the Town and Country Planning Act 1990 (as amended).

If you want to appeal, then you must do so within six months of the date of this notice. The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

You can appeal using a form that you can get from The Planning Inspectorate, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Customer Support Unit, Tel: 0117 372 6372. Appeal forms and guidance can also be downloaded from the Planning Inspectorate's website www.planning-inspectorate.gov.uk.

Alternatively, the Planning Inspectorate have introduced an online appeals service which you can use to make your appeal online. You can find the service through the Appeals area of the Planning Portal – <https://www.planningportal.co.uk/info/200207/appeals>. The Inspectorate will publish details of your appeal on the internet (on the Appeals area of the Planning Portal). This may include a copy of the original planning application form and relevant supporting documents supplied to the local planning authority by you or your agent, together with the completed appeal form and information you submit to the Planning Inspectorate. Please ensure that you only provide information, including personal information, that you are happy will be made available to others in this way. If you supply personal information belonging to a third party please ensure have their permission to do so. More detailed information about data protection and privacy matters is available on the Planning Portal.

The Secretary of State need not consider an appeal if it seems to him 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 a development order.

In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

Purchase Notices

**Development Management,
Civic, 1 Saxon Gate East, Central Milton Keynes MK9 3EJ
Planning Enquiries Direct Line (01908) 252358
MK Council Tel: (01908) 691691
www.milton-keynes.gov.uk**

If either the local planning authority or the Secretary of State for the Environment refuses permission to develop land or grants it subject to conditions, the owner may claim that they can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by 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 (District Council, London Borough Council, or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase their interest in the land in accordance with the provision of Part VI of the Town and Country Planning 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 appeal or 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 (as amended).