

SUGGESTED FORM OF MODIFIED NOTICES IN CONNECTION WITH APPLICATIONS FOR POSTPONEMENT OF INITIAL REVIEW DATE AND APPLICATIONS FOR DETERMINATION OF CONDITIONS UNDER EITHER INITIAL OR PERIODIC REVIEW

NOTICE UNDER ARTICLE 6 OF TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE) ORDER 1995 AND +[PARAGRAPH 7 OF SCHEDULE 13 - initial review postponement application] [PARAGRAPH 9 OF SCHEDULE 13 - initial review conditions application] [PARAGRAPH 6 OF SCHEDULE 14 - periodic review conditions application] TO THE ENVIRONMENT ACT 1995 (to be published in a newspaper or to be served on an owner* or tenant**)

Development at (a)

I give notice that (b).....

is applying to the (c) Council

for +[postponement of the initial/periodic+ review date of (d)] [determination of new planning conditions]

Any owner* of the land or tenant ** who wishes to make representations about this application should write to the Council at (e) by(f).....

* "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than seven years, or, a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

"tenant" means a tenant of an agricultural holding any part of which is comprised in the land.

Signed

+On behalf of

Date

delete where inappropriate

Insert:

- (a) address or location of site
- (b) applicant's name
- (c) name of mineral planning authority
- (d) date specified for application for determination of new conditions
- (e) address of the mineral planning authority
- (f) date giving a period of 21 days beginning with the date of service, or 14 days beginning with the date of publication, of the notice (as the case may be)

SUGGESTED FORM OF MODIFIED NOTICES TO ACCOMPANY APPLICATIONS FOR POSTPONEMENT OF INITIAL REVIEW DATE AND APPLICATIONS FOR DETERMINATION OF CONDITIONS UNDER EITHER INITIAL OR PERIODIC REVIEW

NOTICE UNDER ARTICLE 6 OF TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE) ORDER 1995 AND +[PARAGRAPH 7 OF SCHEDULE 13 - initial review postponement application] [PARAGRAPH 9 OF SCHEDULE 13 - initial review conditions application] [PARAGRAPH 6 OF SCHEDULE 14 - periodic review conditions application] TO THE ENVIRONMENT ACT 1995

(to be posted in the case of a site where the planning permissions are for development consisting of the winning and working of minerals by underground operations (in addition to the service or publication of any other requisite notice))

Development at (a)

I give notice that (b)

is applying to the (c) Council

for +[postponement of the initial /periodic+ review date of (d)]
[determination of new planning conditions]

Members of the public may inspect copies of:

> the application

> the supporting documents

at(e).....
during all reasonable hours until (f)

Any owner* of the land or tenant ** who wishes to make representations about this application should write to the Council at (g)
by(f).....

* "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than seven years, or, a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

** "tenant" means a tenant of an agricultural holding any part of which is comprised in the land.

Signed

+On behalf of

Date

+ delete where inappropriate

Insert:

- (a) address or location of site
- (b) applicant's name
- (c) name of mineral planning authority
- (d) date specified for application for determination of new conditions
- (e) address at which application may be inspected (the applicant is responsible for making the application available for inspection within the area of the mineral planning authority)
- (f) date giving a period of 21 days, beginning with the date when the notice is posted
- (g) address of mineral planning authority

CERTIFICATES UNDER ARTICLE 7 OF THE TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE) ORDER AND PARAGRAPHS 7, 9, 13 AND 16 OF SCHEDULE 13 AND PARAGRAPHS 6, 8 AND 9 OF SCHEDULE 14 TO THE ENVIRONMENT ACT 1995

Certificate A (a)

I certify that:

on the day 21 days before the date of the accompanying application/appeal* nobody, except the applicant/appellant*, was the owner (b) of any part of the land to which the application/ appeal* relates.

Signed
*On behalf of
Date

* delete where inappropriate

(a) This Certificate is to be used with postponement applications, and with conditions applications and appeals. One of Certificates A, B, C or D (or the appropriate certificate in the case of underground mining operations) must be completed, together with the Agricultural Holdings Certificate.

(b) "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than 7 years, or a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

Certificate B(a)

I certify that:

I have/The applicant has/The appellant has* given the requisite notice to everyone else who, on the day 21 days before the date of the accompanying application/appeal*, was the owner(b) of any part of the land to which the application/appeal* relates, as listed below.

Owner's(b) name	Address at which notice was served	Date on which notice was served
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Signed
*On behalf of
Date

* delete where inappropriate

(a) This Certificate is to be used with postponement applications, and with conditions applications and appeals. One of Certificates A, B, C or D (or the appropriate certificate in the case of underground mining operations) must be completed, together with the Agricultural Holdings Certificate.

(b) "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than 7 years, or a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

Certificate C(a)

I certify that:

I/The applicant/The appellant* cannot issue a Certificate A or B in respect of the accompanying application/appeal*.

I have/The applicant has/The appellant has* given the requisite notice to the persons specified below, being persons who on the day 21 days before the date of the application/appeal*, were owners(b) of any part of the land to which the application/appeal* relates.

Owner's(b) name	Address at which notice was served	Date on which notice was served
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I have/The applicant has/The appellant has* taken all reasonable steps open to me/him/her* to find out the names and addresses of the other owners of the land, or of a part of it, but have/has* been unable to do so. These steps were as follows:-

(C).....
.....

Notice of the application/appeal*, as attached to this Certificate, has been published
in the (d)
on (e)

Signed
*On behalf of
Date

* delete where inappropriate

(a) This Certificate is to be used with postponement applications, and with conditions applications and appeals. One of Certificates A, B, C or D (or the appropriate certificate in the case of underground mining operations) must be completed, together with the Agricultural Holdings Certificate.

(b) "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than 7 years, or a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

Insert:

- (c) description of steps taken
- (d) name of local newspaper circulating in the area where the land is situated
- (e) date of publication (which must not be earlier than the day 21 days before the date of the application or appeal).

Certificate D(a)

I certify that:

I/The applicant/The appellant* cannot issue a Certificate A in respect of the accompanying application/appeal*.

I/The applicant/The appellant* have/has* taken all reasonable steps open to me/him/her* to find out the names and addresses of everyone else who, on the day 21 days before the date of the application/appeal*, was the owner(b) of any part of the land to which the application/appeal* relates, but have/has* been unable to do so. These steps were as follows:-

(c).....

Notice of the application/appeal*, as attached to this Certificate, has been published in the (d)..... " . . . on (e)

Signed
*On behalf of
Date

* delete where inappropriate

(a) This Certificate is to be used with postponement applications, and with conditions applications and appeals. One of Certificates A, B, C or D (or the appropriate certificate in the case of underground mining operations) must be completed, together with the Agricultural Holdings Certificate.

(b) "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than 7 years, or a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

Insert:

- (c) description of steps taken
- (d) name of local newspaper circulating in the area where the land is situated
- (e) date of publication (which must not be earlier than the day 21 days before the date of the application or appeal).

Agricultural Holdings Certificate(a)

Whichever is appropriate of the following alternatives must form part of Certificates A, B, C, or D. 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/appeal* relates is, or is part of, an agricultural holding.

or

* I have/The applicant has/The appellant has* given the requisite notice to every person other than my/him/her*self who, on the day 21 days before the date of the application/appeal*, was a tenant of an agricultural holding on all or part of the land to which the application/appeal* relates, as follows:

Tenant's name	Address at which notice was served	Date on which notice was served
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Signed
 *On behalf of
 Date

* delete where inappropriate

(a) This Certificate is to be used with postponement applications, and with conditions applications and appeals. One of Certificates A, B, C or D (or the appropriate certificate in the case of underground mining operations) must be completed, together with the Agricultural Holdings Certificate.

CERTIFICATE UNDER ARTICLE 7 OF THE TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE) ORDER AND PARAGRAPHS 7, 9, 13 AND 16 OF SCHEDULE 13 AND PARAGRAPHS 6, 8 AND 9 OF SCHEDULE 14 TO THE ENVIRONMENT ACT 1995

(for use with postponement applications and conditions applications and appeals in respect of sites where the relevant planning permissions are for development consisting of the winning and working of minerals by underground operations)

I certify that:

I have/The applicant has/The appellant has* given the requisite notice to the persons specified below being persons who, on the day 21 days before the date of the accompanying application/appeal*, were owners (a) of any part of the land to which the application/appeal* relates.

Owner's(b) name	Address at which notice was served	Date on which notice was served
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There is no person (other than me/the applicant/the appellant*) who, on the day 21 days before the date of the accompanying application/appeal*, was the owner(a) of any part of the land to which this application/appeal* relates, whom I/the applicant/the appellant* know/s* to be such a person and whose name and address is known to me/the applicant/the appellant* but to whom I have/the applicant/the appellant has* not given the requisite notice.

I have/The applicant/The appellant* has posted the requisite notice, sited and displayed in such a way as to be easily visible and legible by members of the public, in at least one place in every parish or community within which there is situated any part of the land to which the accompanying application/appeal* relates, as listed below.

Parish/Community	Location of notice	Date posted
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Save as specified below this/these* notice/s* was/were* left in a position for not less than seven days in the period of 21 days immediately preceding the making of the application/appeal*.

The following notice/s* was/were*, however, left in position for less than seven days in the period of not more than 21 days immediately preceding the making of the application/appeal*.

Parish/Community	Location of notice	Date posted
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This happened because it/they* was/were* removed/ obscured/de faced* before seven days had passed during the period of 21 days mentioned above. This was not my/the applicant's/the appellant's* fault or intent.

I/The applicant/The appellant* took the following steps to protect and replace the notice:

(b).....

Notice of the application/appeal*, as attached to this certificate, has been published in the (c)
on(d).....

Agricultural Holdings Certificate

Whichever is appropriate of the following alternatives must form part of this certificate. 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/appeal* relates is, or is part of, an agricultural holding.

or

I have/The applicant has/The appellant has* given the requisite notice to every person other than my/him/her* self who, on the day 21 days before the date of the application/appeal*, was a tenant of an agricultural holding on all or part of the land to which the application/appeal* relates, as follows:

Tenant's name	Address at which notice was served	Date on which notice was served
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Signed
*On behalf of
Date

* delete where inappropriate

(a) "owner" means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than 7 years, or a person entitled to an interest in a mineral in the land (other than oil, gas, coal, gold or silver).

Insert:

- (b) description of steps taken
- (c) name of local newspaper circulating in the area where the land is situated
- (d) date of publication (which must not be earlier than the day 21 days before the date of the application or appeal).