

16. Planning Applications

The schedule of planning applications is attached.

The inclusion of two stars (**) as part of the Development Manager's recommendation indicates that the application will need to be referred to the District Council's Regulation Committee if the Area Committee is unwilling to accept that recommendation.

The Lead Planning Officer, at the Committee, in consultation with the Chairman and Solicitor, will also be able to recommend that an application should be referred to District Council's Regulation Committee even if it has not been two starred on the Agenda.

Human Rights Act 1998 Issues

The determination of the applications which are the subject of reports in this plans list are considered to involve the following human rights issues: -

1. Articles 8: Right to respect for private and family life.
 - i) Everyone has the right to respect for his/her private and family life, his/her home and his/her correspondence.
 - ii) There shall be no interference by a public authority with the exercise of this right except such as in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedom of others.
2. The First Protocol

Every natural or legal person is entitled to the peaceful enjoyment of his/her possessions. No one shall be deprived of his possessions except in the public interests and subject to the conditions provided for by law and by the general principles of international law. The preceding provisions shall not, however, in any way impair the right of a State to enforce such laws as it deems necessary to control the use of property in accordance with the general interest or to secure the payment of taxes or other contributions or penalties.

Each report considers in detail the competing rights and interests involved in the application. Having had regard to those matters in the light of the convention rights referred to above, it is considered that the recommendation is in accordance with the law, proportionate and both necessary to protect the rights and freedoms of others and in the public interest.

*David Norris, Development Manager
david.norris@southsomerset.gov.uk or (01935) 462382*

**Background
Papers:**

Individual planning application files referred to in this document are held in the Planning Department, Brympton Way, Yeovil, BA20 2HT

Planning Applications – March 2010

Planning Applications will not be considered before 4.00 pm

Members of the public who wish to speak about a particular planning item are recommended to arrive at 3.45 p.m.

The inclusion of two stars (**) as part of the Development Manager's recommendation indicates that the application will need to be referred to the Regulation Committee if the Area Committee is unwilling to accept that recommendation.

The Lead Planning Officer, at the Committee, in consultation with the Chairman and Solicitor, will also be able to recommend that an application should be referred to Regulation Committee even if it has not been two starred on the Agenda.

Item	Page	Ward	Application	Proposal	Address	Applicant
1	46	MARTOCK	10/00257/ FUL	Alterations to access	145 North Street, Martock	Mr P Perry
2	50	MARTOCK	09/04831/ COU	The change of use of premises from Use Class B8 (Warehouse) to use Class D1 (Non residential Institution)	Unit 2, Great Western Road, Martock	Martock Christian Fellowship
3	56	TURN HILL	09/04320/ FUL	Change of use of existing agricultural building and premises to light industrial use etc. (Retrospective)	Land adjacent Belmont House, Aller	Mr N Robertson
4	64	SOUTH PETHERTON	10/00188/ FUL	The replacement of the existing permission with a new permission to allow caravan storage; touring caravans, tents, motor caravans (60 pitches); 4 seasonal holiday caravans and; 15 static caravan pitches; all for holiday purposes and a permanent wardens caravan.	West Down Orchard Touring Park, Lopen Head, South Petherton	Mr J Penfold
5	75	SOMERTON	10/00231/ CPO	Section 96 review of old minerals planning permission (ROMP) under section 96 of the Environment Act 1995	Quarry, Badgers Cross Lane, Somerton	Mr and Mrs M Squire