

15. Planning Applications

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The schedule of applications is attached following page 30.

The inclusion of asterisks ** as part of the Head of Development & Building Control'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. Only exceptionally, and in unforeseen circumstances, will it be necessary to refer other applications.

Human Rights Act 1998 Issues

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

Article 8: Right to respect for private and family life

- (i) Everyone has the right to respect for his 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 interest 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.*

The First Protocol

Article 1: Protection of Property

Every natural or legal person is entitled to the peaceful enjoyment of his 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.

Background Papers: *Individual planning application files.*

Schedule B Planning Applications – September 2007

Members to Note:

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Item	Page	Ward	Application	Proposal	Address	Applicant
1	1	Parrett	07/02210/COU	Change of use of wooden barn for use as packing/ dispatching of flowers for web based business (renewal of 03/01862/COU)	Bay Tree Farm, Claycastle, Haselbury Plucknett	Eden4flowers .co.uk Ltd
2	7	Eggwood	07/02775/FUL	Conversion of existing factory buildings and erection of new dwellings to form 52 units together with alterations/improvements to access road and junction	Merriott Plastics Ltd Tail Mill Lane, Merriott	Mr Ian Low
3	20	Blackdown	07/02592/FUL	Conversion of redundant barn to home office space and guest suite	Greenacre Cottage, Blackwater Road, Buckland St Mary	Linus Surguy