

Knowsley Council  
Regeneration and Economic Development Directorate.  
Delegated Planning Report

|                               |                                                                                                                           |                             |                       |
|-------------------------------|---------------------------------------------------------------------------------------------------------------------------|-----------------------------|-----------------------|
| <b><u>APPLICATION NO:</u></b> | 23/00132/CLD                                                                                                              | <b><u>CASE OFFICER:</u></b> | Reece Black           |
| <b><u>WARD:</u></b>           | Halewood North                                                                                                            | <b><u>PARISH:</u></b>       | Halewood Town Council |
| <b><u>LOCATION:</u></b>       | 9 Blackberry Grove, Halewood, Knowsley                                                                                    |                             |                       |
| <b><u>PROPOSAL:</u></b>       | CERTIFICATE OF LAWFUL DEVELOPMENT FOR PROPOSED<br>INSTALLATION OF 5 SOLAR PANELS FIXED WITH BRACKETS TO<br>SIDE ELEVATION |                             |                       |

---

### **Site Description**

The application property is located at 9 Blackberry Grove, Halewood, and is located in an area that is allocated as a Primarily Residential Area in the Development Plan. The application property is a detached dwelling and is brick facing on its front, side and rear elevations. It features white UPVC openings and grey, flat, interlocking rooftiles.

### **Proposal**

The application is for a Certificate of Lawful Development for the installation of 5 solar panels, fixed with brackets to the side elevation.

### **Consultations**

Halewood Town Council - No Comments Received.

### **Representations**

Not applicable.

### **Planning History**

No recorded planning history.

### **Assessment**

The application seeks confirmation that the development is 'permitted development' under the Town & Country Planning (General Permitted Development) (England) Order 2015.

Solar panels under Schedule 2, Part 14 Class A 'Installation or alteration etc of solar equipment on domestic premises'

Knowsley Council  
Regeneration and Economic Development Directorate.  
Delegated Planning Report

Class A.1 states that the installation or alteration of solar equipment on domestic premises is permitted development provided that the development does not:

- a) protrude more than 0.2 metres beyond the plane of the wall or the roof slope when measured from the perpendicular with the external surface of the wall or roof slope
- b) exceed the height of the highest part of the dwellinghouse
- c) lie in a conservation area
- d) lie in a site designated as a scheduled monument
- e) propose installation of the panels on a building within the curtilage of the dwellinghouse or block of flats if the dwellinghouse or block of flats is a listed building.

Development is permitted by Class A subject to the following conditions:

Where solar panels are permitted development they are permitted subject to the following conditions (A.2):

- a) They are sited so far as practicable as to minimise their effect on the external appearance of the building
- b) They are sited so far as practicable as to minimise their effect on the amenity of the area
- c) They are removed as soon as reasonably practicable when no longer needed.

The proposal is for 5 solar panels, with mounting frame brackets to attach the panels to the side elevation of the dwelling. The protrusion would be a total of 1m beyond the plane of the wall when measured from the perpendicular with the external surface of the wall.

Therefore, the application would come into conflict with A.1 (a) as it would protrude more than 0.2 metres beyond the plane of the wall or the roof slope when measured from the perpendicular with the external surface of the wall or roof slope.

The proposed works are in conflict to Class A of Part 1, Schedule 2 of Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended). Specifically, as the proposed development would protrude more than 0.2 metres beyond the plane of the wall when measured from the perpendicular with the external surface of the wall or roof slope.

### **Conclusion**

It is concluded that the proposal conflicts with Class A of Part 14, Schedule 2 of the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended). Consequently, it is recommended that the certificate of Lawful Development for the proposed development be refused.

### **Recommendation**

That a certificate of Lawful Development be refused.

1. The proposal does not comply with the requirements of Class A of Part 14, Schedule 2 of the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended).

Knowsley Council  
Regeneration and Economic Development Directorate.  
Delegated Planning Report

**Signed Case Officer<sup>1</sup>:**                      **Reece Black**

**Signed Authorising  
Officer<sup>2</sup>:**                                      **K Foster**

**Date:**                                              **15 May 2023**

---

<sup>1</sup> I confirm that I do not have a personal relationship with the applicant, agent or other interested parties; I also confirm that I do not have a financial interest in the site or the development proposed

<sup>2</sup> I confirm that I do not have a personal relationship with the applicant, agent or other interested parties; I also confirm that I do not have a financial interest in the site or the development proposed