

Knowsley Council
Regeneration and Economic Development Directorate.
Delegated Planning Report

APPLICATION NO: 23/00077/CLD

CASE OFFICER: Andrew Hunt

WARD: Page Moss

PARISH: Halewood
Town Council

LOCATION: Grass Verge Opposite 20 Green Way, Huyton, Knowsley

PROPOSAL: CERTIFICATE OF LAWFUL DEVELOPMENT FOR THE
INSTALLATION OF 1 NO. AIR QUALITY MONITORING STATION
(AQMS)

Site Description

The site is part of a large area of open space at Green Way Huyton. The monitoring station would be located opposite the entrance to Green Way Close.

Proposal

The proposal is a certificate of lawfulness for the installation of 1 no air quality monitoring station.

Consultations

Legal: the proposed works are permitted development

Representations

N/A

Planning History

N/A

Relevant Policy

General Permitted Development Order 2015 (as Amended)

Article 35 Statement

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.

General Permitted Development Order 2015 (as Amended)

Class A of Part 19 of the GPDO 2015 gives permitted development rights for lamp stands, information kiosks and similar structure or works required in connection with the operational purposes of the crown.

“Class A – general development by the Crown

Permitted development

A. The erection or construction and the maintenance, improvement or other alteration by or on behalf of the Crown of—

- (a) any small ancillary building, works or equipment on Crown land required for operational purposes;*
- (b) lamp standards, information kiosks, passenger shelters, shelters and seats, telephone boxes, fire alarms, drinking fountains, refuse bins or baskets, barriers for the control of people and vehicles, and similar structures or works required in connection with the operational purposes of the Crown.*

Interpretation of Class A

A.1 The reference in Class A to any small ancillary building, works or equipment is a reference to any ancillary building, works or equipment not exceeding 4 metres in height or 200 cubic metres in capacity”.

Assessment

The works would be carried out by the Environment Agency on behalf of Defra which is a crown body. Unlike part a), part b) applies outside of crown land where required for the operational purposes of the crown. The monitoring of air quality is considered to be a core function of Defra and therefore the proposal would be in connection with the operational purposes of the crown. The erection of an air quality monitoring station is considered to be similar in scale to a telephone box or information kiosk. It is therefore compliant with part b).

Conclusion

The proposal is permitted development as set out in the General Permitted Development Order 2015 (as Amended). Therefore, planning permission is not required.

Recommendation

That planning permission is not required.

Signed Case Officer¹:

Andrew Hunt

**Signed Authorising
Officer²:**

Alan Kilroe

Date:

24 March 2023

Informatives

N/A

1 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

2 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