

APPLICATION NO: 25/00547/CLD

CASE OFFICER: Kate Pickles

WARD: Page Moss

PARISH: N/A

LOCATION: Huyton Farm Green, Green Way, Huyton, Knowsley, L36 2LZ

PROPOSAL: CERTIFICATE OF LAWFULNESS FOR THE PROPOSED ERECTION OF AN AIR QUALITY MONITORING STATION

Site description

The site is part of a large area of open space at Green Way Huyton. The monitoring station would be located adjacent to the entrance of Green Way Close and is on land considered urban greenspace within a Primarily Residential Area in the Local Plan Policies Map.

Proposal

The proposal is a certificate of lawfulness for the installation of 1 no air quality monitoring station. Through the application, the Environment Agency as applicant is seeking confirmation that it may rely on the permitted development within the GDPO.

The monitoring station would be 1.5m in height, 0.75m in depth and 1.6m in width with a caged enclosure on top that is 0.75m in height and 0.51m in width. With this enclosure, the total height of the monitoring station would be 2.25m.

Consultations

N/A

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 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 GDPO 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 meters in height or 200 cubic meters in capacity.”

Assessment

The works associated with the proposal would be carried out by the Environment Agency on behalf of DEFRA which is a Crown body. The application site is not on Crown land. Unlike part a), part b) of the GDPO 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 assessed as having a similar scale to a telephone box or information kiosk and 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

Knowsley Council
Regeneration and Economic Development Directorate.
Delegated Planning Report

Planning permission is not required.

Signed Case Officer: Kate Pickles

Signed Authorising Officer: Jo Sheridan

Date: 16/12/2015

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

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