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TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)
(ENGLAND) ORDER 2015

APPLICATION FOR DISCHARGE OF PLANNING CONDITION

REFERENCE: DM/26/1989

DESCRIPTION: DISCHARGE OF CONDITIONS 3, 4, 5, 6 AND 7 RELATING TO PLANNING REFERENCE DM/26/0781.

LOCATION: UNIT A1, A2 AND A3, CONSORT WAY, BURGESS HILL, WEST SUSSEX

DECISION DATE: 2 OCT 2026

CASE OFFICER: JOANNE FISHER - JOANNE.FISHER@MIDSUSSEX.GOV.UK

I refer to your application for approval of details reserved by condition received 11th August 2026.

The Authority has considered your application, and I can confirm the following:-

Conditions:

3. The details submitted in relation to the details of the maintenance and management of the sustainable drainage scheme set out in SL08556-HBPW-XX-XX-RP-C-0004 P02 Drainage Calculations; Drainage Maintenance Strategy SL08556-HBPW-XX-XX-RP-C-0002; and Appendix C - As built drawings - SL08556-HBPW-00-ZZ-D-C-05000_C04 are considered acceptable. I hereby discharge condition 3 attached to planning reference DM/26/0781.
4. The details submitted in relation to a detailed verification report set out in SL08556-HBPW-XX-XX-RP-C-0004 P02 Drainage Calculations; Drainage Maintenance Strategy SL08556-HBPW-XX-XX-RP-C-0002; and Appendix C - As built drawings - SL08556-HBPW-00-ZZ-D-C-05000_C04 are considered acceptable. I hereby discharge condition 4 attached to planning reference DM/26/0781.

6. The details concerning the covered and secure cycle parking is considered acceptable. I hereby discharge condition 6 attached to planning reference DM/26/0781.
7. The details concerning the bin store is considered acceptable. I hereby discharge condition 7 attached to planning reference DM/26/0781.

Unfortunately, I am unable to formally discharge the following condition(s) for the reason(s) below:

5. The site plan submitted as part of the discharge of condition application shows 23 car parking spaces have been provided on the site whereas the aerial photo shows 22. However, the approved site plan attached to DM/26/0781 and the accompanying details sets out that the site would provide 32 car parking spaces. As such the car parking spaces has not been constructed in accordance with the approved plans. I would therefore suggest that either an application to vary the condition is submitted detailing why a reduction in car parking is considered appropriate or that the car parking is constructed in accordance with the details approved as part of the planning permission. I am therefore unable to discharge condition 5.

I would appreciate your attention to the above matter, please submit the outstanding requirements as soon as possible, in order that this matter can be given further consideration.



Eric Owens
Interim Assistant Director Planning and Sustainable Economy

SPDCOZ

APPEALS TO THE SECRETARY OF STATE

Notes for Applicants

If you are aggrieved by the decision of your Local Planning Authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State for the Environment under Section 78 of the Town and Country Planning Act 1990.

However, if

- (i) this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, and you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice; or
- (ii) an enforcement notice is subsequently served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within:
 - 28 days of the date of service of the enforcement notice, or
 - within 12 weeks in the case of a householder appeal of the date of this notice, whichever period expires earlier.

If you want to appeal, then you must do so using a form which you can get from The Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or online at www.planningportal.gov.uk/pcs.

The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to him that the Local Planning Authority could not have granted planning permission for the proposed development or could not have granted it without the conditions it imposed, having regard to the statutory requirements, to the provisions of the development order and to any directions given under the order.

In practice, the Secretary of State does not refuse to consider appeals solely because the Local Planning Authority based its decision on a direction given by him.