

Aldi Stores Ltd
c/o The Harris Partnership
The Old Rectory
79 High Street
Newport Pagnell
MK16 8AB

CONTACT: Susan Dubberley
PHONE: 01444 477590
E-MAIL: susan.dubberley@midsussex.gov.uk
REF: DM/26/1524
DATE: 18th September 2026

Dear Sir/Madam

Sussex House Perrymount Road Haywards Heath West Sussex
Variation of condition no 2 relating to planning application DM/24/3077 - To allow for design changes. Removal of condition nos 10 and 13.

I advise that your application DM/26/1524 was **Granted Permission** on **18th September 2026**.

I enclose a copy of the Decision Notice in relation to the above application. If you are acting as an Agent please ensure that a copy is given to the applicant. **Please read the notes accompanying this decision notice carefully.**

Please also be advised that this permission does not constitute an approval under Building Regulations. Before you proceed with your proposal you should ensure that a Building Control application is not required, or has been submitted.

Yours faithfully



Eric Owens
Interim Assistant Director Planning and Sustainable Economy

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

PERMISSION

REFERENCE: DM/26/1524

DESCRIPTION: VARIATION OF CONDITION NO 2 RELATING TO PLANNING APPLICATION DM/24/3077 - TO ALLOW FOR DESIGN CHANGES. REMOVAL OF CONDITION NOS 10 AND 13.

LOCATION: SUSSEX HOUSE, PERRYMOUNT ROAD, HAYWARDS HEATH, WEST SUSSEX

DECISION DATE: 18 SEP 2026

CASE OFFICER: SUSAN DUBBERLEY -
SUSAN.DUBBERLEY@MIDSUSSEX.GOV.UK

The Council hereby notify you that they **GRANT** planning permission for the above development to be carried out in accordance with the submitted application and plans and subject to compliance with the following conditions:-

Conditions

1. The development hereby permitted shall be begun on or before 23rd February 2029.
Reason: To comply with Section 91 of the Town and Country Planning Act 1990.
2. The development hereby permitted shall be carried out in accordance with the plans listed below under the heading "Plans Referred to in Consideration of this Application".

Reason: For the avoidance of doubt and in the interest of proper planning.

3. All construction works including demolition shall be carried out in accordance with the details contained within the submitted Construction Environmental and Logistics Management Plan (DPS Group, issue 4, 19th January 2026). The plan to be implemented and adhered to throughout the whole construction period.

Reason: In the interests of highway safety and the amenities of the area and to accord with policy DP21 for mid Sussex district plan.

4. The development hereby approved shall be carried out in accordance with the submitted details of the surface water drainage and approved under condition 4 of application DM/26/0546. No building shall be occupied until all the drainage works concerned have been carried out in accordance with the approved details. Maintenance and management during the lifetime of the development shall be in accordance with the approved details.

Reason: To ensure that the development achieves a high standard of sustainability and to comply with and to accord with policy DP41 of the Mid Sussex District Plan 2014 - 2031 and the NPPF.

5. Prior to first use a detailed verification report, (appended with substantiating evidence demonstrating the approved construction details and specifications have been implemented in accordance with the surface water drainage scheme), shall be submitted to and approved (in writing) by the Local Planning Authority. The verification report shall include photographs of excavations and soil profiles/horizons, any installation of any surface water structure and Control mechanism.

Reason: To ensure that the development achieves a high standard of sustainability and ensure the flood risk is adequately addressed for each new dwelling and not increased in accordance with NPPF and Policy within the Mid Sussex Local Plan.

6. The development hereby approved shall be carried out in accordance with the submitted noise management plan approved under condition 6 of application DM/26/1525. All works, which form part of the approved scheme shall be maintained in accordance with the approved details for the duration of the development hereby permitted.

Reason: To safeguard the amenities of the occupiers of neighbouring properties and to accord with policies DP26 and DP29 of the Mid Sussex District Plan.

7. Deliveries, loading and unloading activities shall be restricted to the following hours:

0600-2300 hours Monday to Saturday
0800-2100 hours Sunday

Reason: To safeguard the amenities of the occupiers of neighbouring properties and to accord with policies DP26 and DP29 of the Mid Sussex District Plan.

8. The development hereby approved shall be carried out in accordance with the submitted noise management plan approved under condition 8 of application

DM/26/1685. The noise management plan as approved shall be implemented and maintained for the duration of the development hereby permitted.

Reason: To safeguard the amenities of the occupiers of neighbouring properties and to accord with policies DP26 and DP29 of the Mid Sussex District Plan 2014-2031.

9. If during construction, contamination not previously identified is found to be present at the site then no further development (unless otherwise agreed in writing by the LPA), shall be carried out until a method statement identifying, assessing the risk and proposing remediation measures, together with a programme, shall be submitted to and approved in writing by the LPA. The remediation measures shall be carried out as approved and in accordance with the approved programme. If no unexpected contamination is encountered during development works, on completion of works and prior to occupation a letter confirming this should be submitted to the LPA. If unexpected contamination is encountered during development works, on completion of works and prior to occupation, the agreed information, results of investigation and details of any remediation undertaken will be produced to the satisfaction of and approved in writing by the Local Planning Authority.

Reason: To ensure that the risks from land contamination to the future users of the land are minimised, and to ensure that the development can be carried out safely without unacceptable risks to workers, neighbours and other offsite receptors

10. N/A

11. Hard and soft landscape works shall be carried out in accordance with the approved details. The works shall be carried out prior to the occupation of any part of the development or in accordance with the programme agreed with the Local Planning Authority. Any trees or plants which within a period of 5 years from the completion of the development die, are removed or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species unless the Local Planning Authority gives written consent to any variation.

Reason: In the interests of visual amenity and of the environment of the development and to accord with Policy DP26 of the District Plan 2014-2031.

12. The development hereby approved shall be carried out in accordance with the submitted details of the materials and finishes approved under condition 12 of application DM/26/0657. The works to be carried out in accordance with the approved details unless otherwise agreed with the Local Planning Authority in writing.

Reason: To enable the Local Planning Authority to control the development in detail in the interests of amenity by endeavouring to achieve buildings of visual quality and to accord with Policy DP26 of the District Plan 2014-2031

13. N/A

14. All mitigation and enhancement measures and/or works shall be carried out in accordance with the details contained in the Interim Ecological Assessment Report (ECOSA Ltd, November 2025) and the Proposed Landscape Plan (1001-P04) as already submitted with the planning application and agreed in principle with the local planning authority prior to determination.

This may include the appointment of an appropriately competent person e.g. an ecological clerk of works (ECoW) to provide on-site ecological expertise during construction. The appointed person shall undertake all activities, and works shall be carried out, in accordance with the approved details.

Reason: To conserve protected and Priority species and allow the LPA to discharge its duties under the Conservation of Habitats and Species Regulations 2017 (as amended), the Wildlife & Countryside Act 1981 (as amended) and s40 of the NERC Act 2006 (as amended) and to accord with Policy DP38 of the District Plan 2014-2031.

15. No part of the development shall be first occupied until the vehicle parking, vehicle circulatory area and vehicle turning spaces have been constructed in accordance with the approved plan. These spaces shall thereafter be retained for their designated use.

Reason: To provide adequate on-site car parking and turning space for the development in accordance with policy DP21 of the Mid Sussex District Plan 2014-2031

16. No part of the development shall be first occupied until such time as the vehicular access serving the development has been constructed in accordance with the details shown on the approved drawings.

Reason: In the interests of road safety in accordance with policies DP21, DP26 and DP29 of the Mid Sussex District Plan 2014-2031.

17. No part of the development shall be first occupied until the cycle parking spaces have been provided in accordance with plans and details to be submitted to and approved in writing by the Local Planning Authority.

Reason: To provide alternative travel options to the use of the car in accordance with current sustainable transport policies and to accord with policy DP21 of the Mid Sussex District Plan 2014-2031.

18. No part of the development shall be first occupied until 'active' and 'passive' Electric Vehicle Charging spaces have been provided in accordance with the approved plans as approved by the Local Planning Authority.

Reason: To provide EVC charging points to support the use of electric vehicles in accordance with national sustainable transport policies and to accord with policy DP21 of the Mid Sussex District Plan 2014 - 2031.

19. No part of the development shall be first occupied until the solar panel shown on the approved drawing have been installed. All works which form part of the approved scheme shall be completed before any part of the development is occupied and shall thereafter be maintained in accordance with the approved details.

Reason: To preserve the amenity of local residents regarding air quality and emissions and to accord with policy DP29 of the District Plan 2014-2031.

20. No part of the development shall be first occupied until the Air Source Heat Pumps (ASHPs) system for heating and cooling has been installed. All works which form part of the approved scheme shall be completed before any part of the development is occupied and shall thereafter be maintained in accordance with the approved details.

Reason: To preserve the amenity of local residents regarding air quality and emissions and to accord with policy DP29 of the District Plan 2014-2031.

21. The store hereby permitted shall not be open for trade or business except between the hours of 08:00 to 22:00 Monday to Saturdays and 10:00 to 17:00 on Sundays and 08:00 to 18:00 on Bank Holidays.

Reason: To safeguard the amenities of the occupiers of neighbouring properties and to accord with policies DP26 and DP29 of the Mid Sussex District Plan.

22. Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended) (or any Order revoking and re-enacting that Order with or without modification) the site shall be used solely as a retail food store for the purpose of Class E(a).

Reason: To ensure that the proposal does not detract from the viability of the town centre and to accord with policy DP2 of the Mid Sussex District Plan 2014 - 2031 and relevant paragraphs of the National Planning Policy Framework.

Biodiversity Net Gain

1. This permission is considered to be one which **will require the approval of a biodiversity gain plan before development is begun** (which includes demolition) because none of the statutory exemptions or transitional arrangements are considered to apply.

Please see the information contained within the notes to applicants/agents set out below.

Informatives

1. In accordance with Article 35 Town and Country Planning (Development Management Procedure) (England) Order 2015, the Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern within the application (as originally submitted) and negotiating, with the Applicant, acceptable amendments to the proposal to address those concerns. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal, in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.
2. The proposed development will require formal address allocation. You are advised to contact the Council's Street Naming and Numbering Officer before work starts on site. Details of fees and developers advice can be found at www.midsussex.gov.uk/streetnaming or by phone on 01444 477175.

3. Your attention is drawn to the requirements of the Environmental Protection Act 1990 with regard to your duty of care not to cause the neighbours of the site a nuisance. Accordingly, you are requested that:
- No burning of construction waste materials shall take place on site.

Human Rights Implications

The planning application has been considered in light of statute and case law and any interference with an individual's human rights is considered to be proportionate to the aims sought to be realised.

Plans Referred to in Consideration of this Application

The following plans and documents were considered when making the above decision:

Plan Type	Reference	Version	Submitted Date
Site Plan	19971-THPK-XX-XX-DA-A-0120	P06	11.08.2026
Proposed Floor Plans	19971-THPK-XX-XX-DA-A-0122	P01	18.06.2026
Proposed Elevations	19971-THPK-XX-XX-DA-A-0124	1 of 2	18.06.2026
Proposed Elevations	19971-THPK-XX-XX-DA-A-0125	2 of 2	18.06.2026
Proposed Floor and Elevations Plan	19971-THPK-XX-XX-DA-A-0190	Substation	18.06.2026
General	19971-THPK-XX-XX-DA-A-0100	Overlay SE Water	18.06.2026
Location Plan	XX DR A 0100		17.12.2024
Existing Block Plan	9971 THPK 00		17.12.2024
Existing Floor Plans	XX DR A 0105		17.12.2024
Existing Floor Plans	19971 THPK 00		17.12.2024
Existing Floor Plans	XX DR A 0106		17.12.2024
Existing Floor Plans	19971 THPK 00		17.12.2024
Existing Elevations	XX DR A 0107		17.12.2024
Existing Elevations	19971 THPK 00		17.12.2024
Existing Elevations	XX DR A 0108		17.12.2024
Existing Elevations	19971 THPK 00		17.12.2024
Existing Elevations	XX DR A 0109		17.12.2024
Existing Floor Plans	19971 THPK 00		17.12.2024
Existing Floor Plans	XX DR A 0110		17.12.2024
General	19971 THPK 00	demolition plan	17.12.2024
General	XX DR A 0115		17.12.2024
Levels	19971 THPK 00		17.12.2024
Levels	XX DR A 0121		17.12.2024
Proposed Roof Plan	19971 THPK 00		17.12.2024
Proposed Roof Plan	XX DR A 0123		17.12.2024
Proposed Sections	19971 THPK 00		17.12.2024
Proposed Sections	XX DR A 0126		17.12.2024
Proposed Elevations	XX DR A 0127		17.12.2024
Other	25083 SHT2		04.08.2026
Other	25083 SHT1	A	04.08.2026

A handwritten signature in black ink, appearing to read 'EO' followed by a stylized flourish.

Eric Owens
Interim Assistant Director Planning and Sustainable Economy

PECNDZ

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 under Section 78 of the Town and Country Planning Act 1990.

If you want to appeal against your local planning authority's decision then you must do so within 6 months (8 weeks in the case of advertisements, 12 weeks in the case of householder or minor commercial development) of the date of this notice *(see exceptions below)

Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on Tel: 0303 444 5000.

The Secretary of State can allow a longer period for giving notice of an appeal but 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 the Secretary of State that the local planning authority could not have granted permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.uk.

- * If this decision relates to the same or substantially the same land and development as is already the subject of an enforcement notice, 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 this notice.*
- * If an enforcement notice is 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 6 months (12 weeks in the case of a householder appeal) of the date of this notice, whichever period expires earlier.*

Biodiversity Net Gain

The effect of paragraph 13 of Schedule 7A to the Town and Country Planning Act 1990 is that planning permission granted for the development of land in England is deemed to have been granted subject to the condition "(the biodiversity gain condition)" that development may not begin unless:

- (a) a Biodiversity Gain Plan has been submitted to the planning authority, and
- (b) the planning authority has approved the plan.

The planning authority, for the purposes of determining whether to approve a Biodiversity Gain Plan if one is required in respect of this permission would be Mid Sussex District Council.

There are statutory exemptions and transitional arrangements which mean that the biodiversity gain condition does not always apply.

Statutory exemptions and transitional arrangements in respect of the biodiversity gain condition that apply in this instance

Irreplaceable habitat

If the onsite habitat includes irreplaceable habitat (within the meaning of the Biodiversity Gain Requirements (Irreplaceable Habitat) Regulations 2024) there are additional requirements for the content and approval of Biodiversity Gain Plans.

The Biodiversity Gain Plan must include, in addition to information about steps taken or to be taken to minimise any adverse effect of the development on the habitat, information on arrangements for compensation for any impact the development has on the biodiversity of the replaceable habitat.

The planning authority can only approve a Biodiversity Gain Plan if satisfied that the adverse effect of the development on the biodiversity of the irreplaceable habitat is minimised and appropriate arrangements have been made for the purpose of compensating for any impact which do not include the use of biodiversity credits.

The effect of section 73D of the Town and Country Planning Act 1990

If planning permission is granted on an application made under section 73 of the Town and Country Planning Act 1990 (application to develop land without compliance with conditions previously attached) and a Biodiversity Gain Plan was approved in relation to the previous planning permission ("the earlier Biodiversity Gain Plan") there are circumstances when the earlier Biodiversity Gain Plan is regarded as approved for the purpose of discharging the biodiversity gain condition subject to which the section 73 planning permission is granted.

Those circumstances are that the conditions subject to which the section 73 permission is granted:

- i) do not affect the post-development value of the onsite habitat as specified in the earlier Biodiversity Gain Plan, and
- ii) in the case of planning permission for a development where all or any part of the onsite habitat is irreplaceable habitat the conditions do not change the effect of the development on the biodiversity of that onsite habitat (including any arrangements made to compensate for any such effect) as specified in the earlier Biodiversity Gain Plan.

The effect of Paragraph 19 of Schedule 7A to the Town and Country Planning Act 1990

If the permission which has been granted has the effect of requiring or permitting the development to proceed in phases, the modifications in respect of the biodiversity gain condition which are set out in Part 2 of the Biodiversity Gain (Town and Country Planning) (Modifications and Amendments) (England) Regulations 2024 apply.

In summary: Biodiversity gain plans are required to be submitted to, and approved by, the planning authority before development may be begun (the overall plan), and before each phase of development may be begun (phase plans).

Purchase Notices

If either the Local Planning Authority or Secretary of States refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances the owner may serve a purchase notice on the District Council. This notice will require the Council to purchase their interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.