

# Coberley Parish Council

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**17/03352/FUL: Full Application for Removal of Conditions 1 (temporary use and occupancy) and 3 (restoration of site) of planning permission 15/04432/FUL to allow permanent retention of the site at Land Parcel Opposite Windmill Farm Hartley Lane Leckhampton Hill Coberley Gloucestershire**

## **SUPPLEMENTARY COMMENT**

Coberley Parish Council has already submitted its objection to this application on the grounds that it would cause permanent harm to the AONB, the Cotswold Way National Trail and allow unacceptable increased urbanisation of the countryside.

**The Parish Council notes that under the Countryside & Rights of Way Act 2000 (Part IV, Paras 84 & 85)**

**Cotswold District Council is not only empowered to conserve and enhance the AONB:**

Paragraph 84 sub-section 4: A local planning authority whose area consists of or includes the whole or any part of an area of outstanding natural beauty has power, subject to subsections (5) and (6), to take all such action as appears to them expedient for the accomplishment of the purpose of conserving and enhancing the natural beauty of the area of outstanding natural beauty or so much of it as is included in their area.

**But, more importantly, it also has a duty to do so:**

Paragraph 85 (General Duty of Public Bodies etc) sub-section 1: In exercising or performing any functions in relation to, or so as to affect, land in an area of outstanding natural beauty, a relevant authority shall have regard to the purpose of conserving and enhancing the natural beauty of the area of outstanding natural beauty.

**The Parish Council therefore, considers that to grant permission to this application would be contrary to this legislation and reinforces its request that it be refused.**

**Coberley Parish Council**

**9 October 2017**