South Tyneside Council

LPA Suggested Conditions, if the Appeal were to be Allowed

Planning Inspectorate Ref.	APP/A4520/W/24/3349402
South Tyneside Council Ref.	ST/0838/23/VC
Appeal by:	Mr Mark Turnbull
Site address:	Former Brigham and Cowan Dock 4 Entrance Long Row South Sheilds NE33 1JA

1. Further to section 2.0 and para. 2.7 of the LPAs Appeal Statement, this document sets of the LPAs comprehensive list of conditions it considers should be imposed, if the appeal were to be allowed.

1 The development shall be carried out in accordance with the approved plan(s) as detailed below
Drg. No. Q8315-001 received 24/11/2020 [approved under application ref. ST/0353/20/FUL].

Any minor material changes to the approved plans will require a formal planning application under S73 of the Town and Country Planning Act 1990 to vary this condition and substitute alternative plans. In order to provide a procedure to seek approval of proposed minor material change which is not substantially different from that which has been approved.

2 The development hereby permitted shall be carried out, so long as it remains in situ, in accordance with the biosecurity plan to deal with invasive non-native species and mussel cages details received 09/02/2024 [held under application ref. ST/0081/24/COND].

In the interests of protecting the marine environment, in accordance with South Tyneside Local Development Framework Policies DM7 and EA3.

3 The development hereby permitted shall be installed in accordance with the Construction Methodology document (received 24/11/2020), Drg. No. Q8315-001 (received 24/11/2020), standard pontoon fixing drawing (received 24/11/2020), wall column guide general arrangement drawing (received 24/11/2020) and chemical anchor fixing detail / safety data sheet (received 17/12/2020) [held under ref. ST/0353/20/FUL].

In the interests of protecting the marine environment, in accordance with South Tyneside Local Development Framework Policies DM7 and EA3.

4 The installation of the development hereby permitted shall not take place outside of the hours 8:00am to 6:00pm Monday to Friday, 9:00am to 1:00pm Saturdays; and no such work shall be carried out at any time on Sundays or Public Holidays.

In the interests of protecting the amenity of the nearby residents, in accordance with South Tyneside Local Development Framework Policy DM1(B).

5 The development hereby approved shall only be used for the mooring of recreational leisure boats and / or the mooring of no more than 2 safety boats and / or the mooring of no more than 2 boats engaged in educational use and no safety or educational boat moored on the pontoon/wavebreak approved under this permission shall be occupied by more than 10 persons.

To prevent the development from being used for non-recreational leisure activities such as pleasure tour excursions and commercial fishing in the interests of safeguarding the residential amenities of the area from undue noise and general disturbance in accordance with South Tyneside Local Development Framework Policy DM1(B).