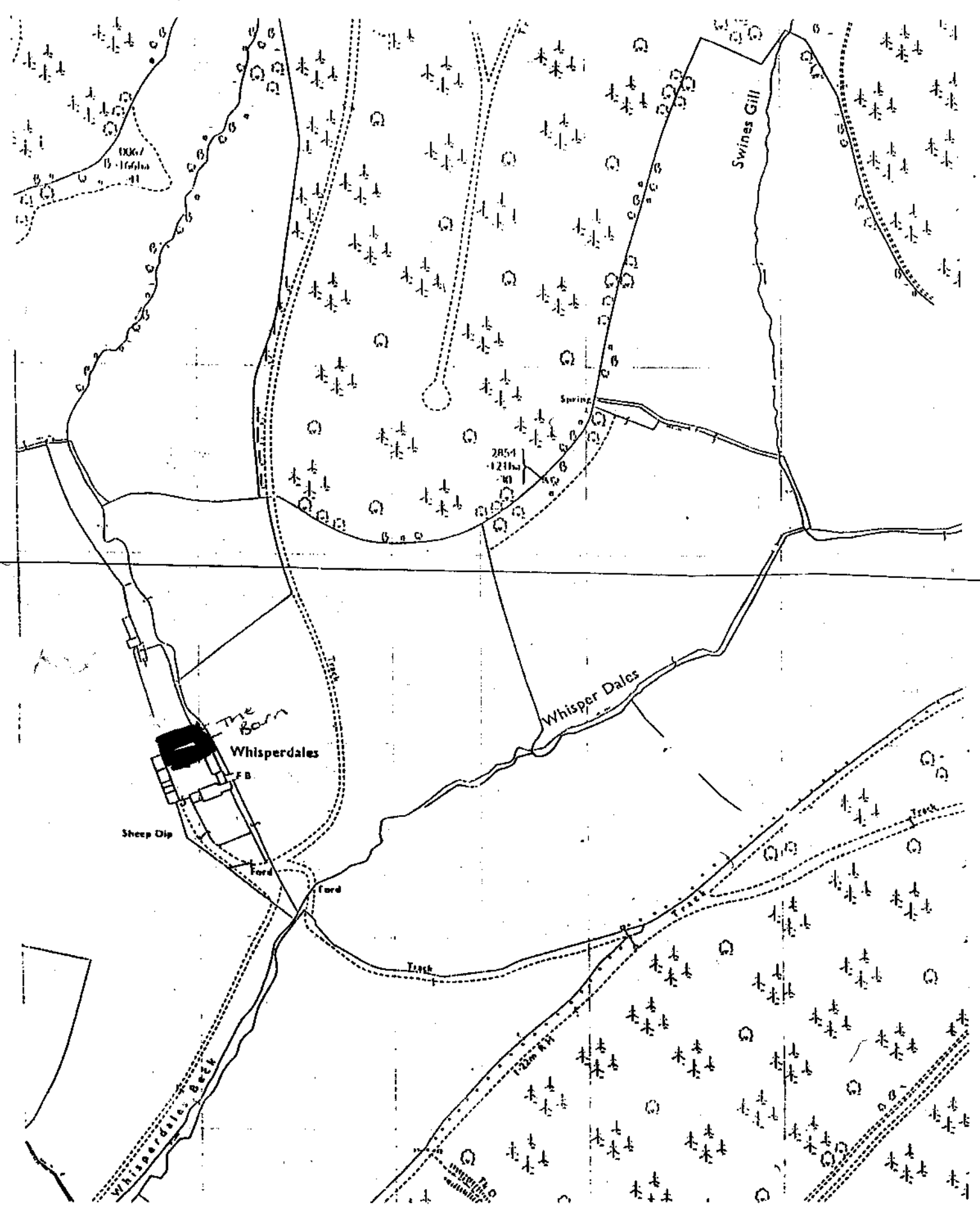
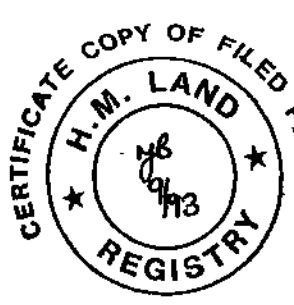


H.M. LAND REGISTRY		TITLE NUMBER NYK118104
ORDNANCE SURVEY PLAN REFERENCE	SE9693	Scale 1/2500
COUNTY	NORTH YORKSHIRE	DISTRICT
		SCARBOROUGH
		All rights reserved © Crown copyright



The boundaries shown by dotted lines have been plotted from the plans on the deeds. The title plan may be updated from later survey information

NYK118104
- 8 JAN 2008

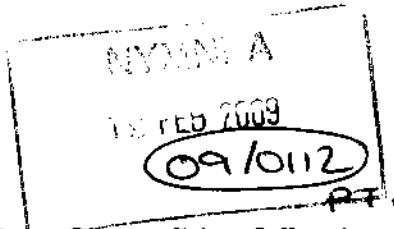


NYM / 2009 / 01121FL
2008 / 00117FL



North York Moors National Park Authority
The Old Vicarage
Bondgate
Helmsley
York
YO62 8BP

Telephone: 01438 770657
Email: dc@northyorkmoors-npa.gov.uk
Website: www.moors.npa.gov.uk



Application for removal or variation of a condition following grant of planning permission.

Town and Country Planning Act 1990.

SE 96095, 93396

Planning (Listed Buildings and Conservation Areas) Act 1990

Publication of planning applications on council websites

Please note that with the exception of applicant contact details and Certificates of Ownership, the information provided on this application form and in supporting documents may be published on the council's website.

If you have provided any other information as part of your application which falls within the definition of personal data under the Data Protection Act which you do not wish to be published on the council's website, please contact the council's planning department.

Please complete using block capitals and black ink.

It is important that you read the accompanying guidance notes as incorrect completion will delay the processing of your application.

1. Applicant Name and Address

Title: First name:

Last name:

Company (optional):

Unit: House number: House suffix:

House name:

Address 1:

Address 2:

Address 3:

Town:

County:

Country:

Postcode:

2. Agent Name and Address

Title: First name:

Last name:

Company (optional):

Unit: House number: House suffix:

House name:

Address 1:

Address 2:

Address 3:

Town:

County:

Country:

Postcode:

3. Site Address Details

Please provide the full postal address of the application site.

Unit: House number: House suffix:

House name: **WHISPERDALE BARN**

Address 1: **SILPHO**

Address 2:

Address 3:

Town: **SCARBOROUGH**

County: **N YORKS**

Postcode (optional): **YO13 0JT**

Description of location or a grid reference.
(must be completed if postcode is not known):

Easting: Northing:

Description:

4. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? Yes No

If Yes, please complete the following information about the advice you were given. (This will help the authority to deal with this application more efficiently). Please tick if the full contact details are not known, and then complete as much as possible:

Officer name: **HILARY SAUNDERS**

Reference: **2008/0017 FL**

Date (DD/MM/YYYY): **11.2.09**
(must be pre-application submission)

Details of pre-application advice received?
email seeking advice sent re: possibility of short term residential let.

5. Description Of Your Proposal

Please provide a description of the approved development as shown on the decision letter, including the application reference number and date of decision in the sections below:

VARIATION OF CONDITION TO ALLOW ^{LONG} SHORT TERM RESIDENTIAL LET.

Reference number: **N4M/2008/0017/FL** Date of decision (DD/MM/YYYY): **4/3/08** (date must be pre-application submission)

Please state the condition number(s) to which this application relates:

1.	RU00	6.	
2.		7.	
3.		8.	PLANNING
4.		9.	19 FEB 2009
5.		10.	

Has the development already started? Yes No

If Yes please state when the development started (DD/MM/YYYY): (date must be pre-application submission)

Has the development been completed? Yes No

If Yes please state when the development was completed (DD/MM/YYYY): (date must be pre-application submission)

6. Conditions: Removal

Please state why you wish the condition(s) to be removed or changed:

There is a 'business' covenant on the property and as such we are unable to use the 'barn' as a holiday let. ^{LONG} SHORT TERM LET HOWEVER is closed as residential and not business.

If you wish the existing condition to be changed, please state how you wish the condition to be varied:

TO allow for short-term let also.

7. Certificates

One Certificate A, B, C, or D, must be completed with this application form

CERTIFICATE OF OWNERSHIP - CERTIFICATE A

Town and Country Planning (General Development Procedure) Order 1995 Certificate under Article 7

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/ the applicant was the owner (owner is a person with a freehold interest or leasehold interest with at least 7 years left to run) of any part of the land or building to which the application relates.

Signed - Applicant:

Or signed - Agent:

Date DD/MM/YYYY:

[Redacted Signature]

[Redacted Signature]

18.2.09

CERTIFICATE OF OWNERSHIP - CERTIFICATE B

Town and Country Planning (General Development Procedure) Order 1995 Certificate under Article 7

I certify/ The applicant certifies that I have/the applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner (owner is a person with a freehold interest or leasehold interest with at least 7 years left to run) of any part of the land or building to which this application relates.

Name of Owner	Address	Date Notice Served

Signed - Applicant:

Or signed - Agent:

Date DD/MM/YYYY:

[Redacted Signature]

[Redacted Signature]

[Redacted Date]

CERTIFICATE OF OWNERSHIP - CERTIFICATE C

Town and Country Planning (General Development Procedure) Order 1995 Certificate under Article 7

I certify/ The applicant certifies that:

- Neither Certificate A or B can be issued for this application
- All reasonable steps have been taken to find out the names and addresses of the other owners (owner is a person with a freehold interest or leasehold interest with at least 7 years left to run) of the land or building, or of a part of it, but I have/ the applicant has been unable to do so.

The steps taken were:

[Redacted Steps Taken]

Name of Owner	Address	Date Notice Served

Notice of the application has been published in the following newspaper (circulating in the area where the land is situated):

[Redacted Newspaper Name]

On the following date (which must not be earlier than 21 days before the date of the application):

[Redacted Date]

Signed - Applicant:

Or signed - Agent:

Date DD/MM/YYYY:

[Redacted Signature]

[Redacted Signature]

[Redacted Date]

7. Certificates (continued)

CERTIFICATE OF OWNERSHIP - CERTIFICATE D

Town and Country Planning (General Development Procedure) Order 1995 Certificate under Article 7

I certify/ The applicant certifies that:

- Certificate A cannot be issued for this application
- All reasonable steps have been taken to find out the names and addresses of everyone else who, on the day 21 days before the date of this application, was the owner (owner is a person with a freehold interest or leasehold interest with at least 7 years left to run) of any part of the land to which this application relates, but I have/ the applicant has been unable to do so.

The steps taken were:

Notice of the application has been published in the following newspaper (circulating in the area where the land is situated):

On the following date (which must not be earlier than 21 days before the date of the application):

Signed - Applicant:

Or signed - Agent:

Date DD/MM/YYYY:

AGRICULTURAL HOLDINGS CERTIFICATE

Town and Country Planning (General Development Procedure) Order 1995 Certificate under Article 7

Agricultural Land Declaration - You Must Complete Either A or B

(A) None of the land to which the application relates is, or is part of, an agricultural holding.

Signed - Applicant:

Or signed - Agent:

Date DD/MM/YYYY:

18.2.09

B) I have/ The applicant has given the requisite notice to every person other than myself/ the applicant who, on the day 21 days before the date of this application, was a tenant of an agricultural holding on all or part of the land to which this application relates, as listed below:

Name of Tenant	Address	Date Notice Served

Signed - Applicant:

Or signed - Agent:

Date DD/MM/YYYY:

8. Planning Application Requirements - Checklist

Please read the following checklist to make sure you have sent all the information in support of your proposal. Failure to submit all information required will result in your application being deemed invalid. It will not be considered valid until all information required by the Local Planning Authority has been submitted.

3 copies of a completed and dated application form:

3 copies of other plans and drawings or information necessary to describe the subject of the application:

9. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information.

Signed - Applicant:

Or signed - Agent:

Date (DD/MM/YYYY):

18.2.09

(date cannot be pre-application)

10. Applicant Contact Details

Telephone numbers

Country code: National number: Extension number:

Country code: Mobile number (optional):

Country code: Fax number (optional):

Email address (optional):

11. Agent Contact Details

Telephone numbers

Country code: National number: Extension number:

Country code: Mobile number (optional):

Country code: Fax number (optional):

Email address (optional):

12. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land? Yes No

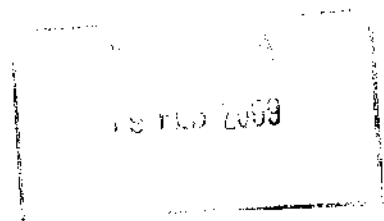
If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one) Agent Applicant Other (if different from the agent/applicant's details)

If Other has been selected, please provide:

Contact name:

Telephone number:

Email address:



TOWN AND COUNTRY PLANNING ACT, 1990
NORTH YORK MOORS NATIONAL PARK AUTHORITY

NOTICE OF DECISION OF PLANNING AUTHORITY ON APPLICATION FOR
PERMISSION TO CARRY OUT DEVELOPMENT

To Mr & Mrs K Dunbobbin
Whisperdale Farm
Silpho
Scarborough
YO13 0JT

COPY

The above named Authority being the Planning Authority for the purposes of your application registered 8 January 2008, in respect of proposed development for the purposes of **variation of condition 7 of planning permission NYM4/025/0004/PA to allow use as a holiday letting cottage at Whisperdale Farm, Silpho**, have considered your said application and have **granted permission** for the proposed development subject to the following condition(s):

1. The accommodation hereby approved shall not be occupied as a separate independent dwelling and shall remain ancillary to the use of the main dwelling known as Whisperdale Farm, shall form and shall remain as part of the curtilage of this main dwelling as a single planning unit, and shall be used only for members of the family of the occupier of the main dwelling. Alternatively, the accommodation hereby approved can be used for holiday letting purposes. For the purpose of this condition "holiday letting" means letting to the same person, group of persons or family for period(s) not exceeding a total of 28 days in any one calendar year.
2. The holiday unit(s) hereby permitted shall form and remain part of the curtilage of the existing dwelling know as Whisperdale Farm and shall not be sold or leased off from the main dwelling or let off except as holiday accommodation in accordance with the terms of condition 1 above without a further grant of planning permission from the Local Planning Authority.

Reasons for Conditions

1. The site is in a location where new residential development would be contrary to saved Policy H4 of the North York Moors Local Plan but permission for holiday accommodation has been permitted to ensure that a traditional rural building is conserved in line with saved Policy BE15 of the Local Plan.
2. The site is in a location where the occupation of the accommodation hereby permitted as a separate independent dwelling unit would be contrary to saved Policy H4 of the North York Moors Local Plan.

Development Plan policies relevant to the decision

Local Plan BE15 – Conversion of Traditional Rural Buildings to Tourist Accommodation

Reason for Approval

The barn has already been converted into living accommodation as it was considered to be suitable for conversion and worthy of retention. Consequently, it is considered that its use as holiday accommodation, rather than a family annex would be in accordance with saved Policy BE15 of the Local Plan.

V A Dilcock

Mrs V A Dilcock
Chief Planning Officer

COPY

Date: ... 4 MAR 2008

Decision Approve