

**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 F Cummins and Sons  
fao: Mr Thomas Cummins  
Russell Hall Farm  
Stainsacre  
Whitby  
North Yorkshire  
YO22 4NW

COPY

The above named Authority being the Planning Authority for the purposes of your application registered 16 October 2012, in respect of proposed development for the purposes of **re-routing of service track to Whitby BBC mast at Whitby BBC Mast, Whitby Transmission Station, Fairfield Way, Whitby Business Park** has considered your said application and has **granted** permission for the proposed development subject to the following condition(s):

1. The development hereby permitted shall be commenced before the expiration of three years from the date of this permission.
2. The development hereby approved shall be only carried out in strict accordance with the detailed specifications and plans comprised in the application hereby approved or in accordance with any minor variation thereof that may be approved by the Local Planning Authority.

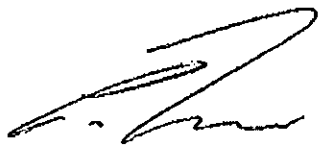
**Reason(s) for Condition(s)**

1. To ensure compliance with Sections 91 to 94 of the Town and Country Planning Act 1990 as amended.
2. For the avoidance of doubt and to ensure that the details of the development comply with the provisions of NYM Core Policy A and NYM Development Policy 3, which seek to conserve and enhance the special qualities of the NYM National Park.

**Explanation of how the Authority has Worked Positively with the Applicant/Agent**

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.

Continued/Development Plan Policies



Mr C M France  
Director of Planning

COPY

11 DEC 2012  
Date: .....

DecisionApprove

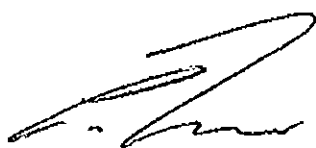
COPY

**Development Plan Policies Relevant to the Decision**

Local Development Framework      DP23 – New Development and Transport

**Reason for Approval**

The proposed section of new track is considered to be of a scale, design and location commensurate with this semi-industrial location and of a surface material which is appropriate for the vehicles using it. Once constructed, the track will reduce interference with the operations associated with the neighbouring site and in time will mature to have minimal landscape impact. The proposed development is therefore considered to comply with Development Policy 23 of the NYM Local Development Framework.



COPY

Mr C M France  
Director of Planning

11 DEC 2012  
Date .....