

Chichester District Council

Planning Committee

Wednesday 06 January 2021

Report of the Director Of Planning and Environment Services

Schedule of Planning Appeals, Court and Policy Matters

Between 19-Nov-2020 and 15-Dec-2020

This report updates Planning Committee members on current appeals and other matters. It would be of assistance if specific questions on individual cases could be directed to officers in advance of the meeting.

Note for public viewing via Chichester District Council web site To read each file in detail, including the full appeal decision when it is issued, click on the reference number (NB certain enforcement cases are not open for public inspection, but you will be able to see the key papers via the automatic link to the Planning Inspectorate).

* - Committee level decision.

1. NEW APPEALS (Lodged)

| Reference/Procedure | Proposal |
|---|--|
| <u>20/01235/FUL</u> Earnley Parish Case Officer: Maria Tomlinson Written Representation | 111 Second Avenue Almodington Earnley PO20 7LF - Erection of 1 no. dwelling - Alternative design to planning permission E/18/02530/FUL. |
| <u>20/00288/CONENG</u> Funtington Parish Case Officer: Tara Lang Informal Hearing | Land West Of Newells Lane West Ashling Chichester West Sussex PO18 8DD - Appeal against FU/77 |
| <u>20/01021/FUL</u> Sidlesham Parish Case Officer: Vicki Baker Written Representation | 4 Cow Lane Sidlesham PO20 7LN - Demolition of an existing agricultural storage building and the construction of 1 no. 3 bed 1.5 storey dwelling, ancillary to main dwelling. |

| Reference/Procedure | Proposal |
|---|--|
| <u>20/02077/FUL</u> Southbourne Parish Case Officer: Maria Tomlinson Written Representation | Marina Farm Thorney Road Southbourne Emsworth Hampshire PO10 8BZ - Redevelopment of previously developed land. Removal of existing 5 no. buildings. Proposed 1 no. dwelling. |

2. DECISIONS MADE

| Reference/Procedure | Proposal |
|---|---|
| * <u>20/00128/FUL</u> Bosham Parish Case Officer: William Price Written Representation | Lower Hone Farm Lower Hone Lane Bosham Chichester West Sussex PO18 8QN - Change use of storage barn to 1 no. dwellinghouse and associated works, including natural swimming pond and landscaping. |
| Appeal Decision: APPEAL DISMISSED | |
| * <u>19/03008/FUL</u> Chichester Parish Case Officer: Martin Mew Written Representation | 23 Lavant Road Chichester PO19 5RA - Erection of 5 no. flats and parking, landscaping and associated works. |
| Appeal Decision: APPEAL DISMISSED | |

| Reference/Procedure | Proposal |
|---|---|
| <p data-bbox="196 230 453 297"><u>20/00609/DOM</u> Chichester Parish</p> <p data-bbox="196 365 580 398">Case Officer: William Price</p> <p data-bbox="196 461 552 495">Written Representation</p> | <p data-bbox="639 230 1417 297">3 Franklin Place Chichester PO19 1BL - First floor rear extension and replacement conservatory.</p> <p data-bbox="639 342 995 376">Linked to <u>20/00610/LBC</u></p> |
| Appeal Decision: APPEAL DISMISSED | |
| <p data-bbox="180 555 1487 1099">...The proposal relates to a listed building in a conservation area. Franklin Place is a two-storey house forming part of a Grade II listed terrace of 1-1A and 2-41 Franklin Place. The rear of the terrace is also significant, though its character is more utilitarian by comparison. ..., in terms of the historic form and fabric of the listed building, the rear wall of the closet wing, including the remaining chimney breast and a small part of the roof, would be demolished. The demolition would involve a substantial proportion of the closet wing albeit in the context of the house, the back of the extensive terrace, and the overall listed building, the amount of demolition would not be extensive. Nonetheless, this is a significant component of the special historic value of No 3 and retains evidential value and historic significance as a surviving closet wing example. Therefore the demolition of the rear closet wall would amount to harm to the historic significance of No 3, and thus to the wider terrace to a degree. It follows that this would fail to preserve the special interest of the Grade II listed building. While I understand the appellant's personal motivation behind the proposal, and recognise the potential social benefits, they would be principally private benefits of limited benefit to the public at large." ..."</p> | |
| <p data-bbox="196 1167 453 1234"><u>20/00610/LBC</u> Chichester Parish</p> <p data-bbox="196 1301 580 1335">Case Officer: William Price</p> <p data-bbox="196 1397 552 1431">Written Representation</p> | <p data-bbox="639 1167 1417 1234">3 Franklin Place Chichester PO19 1BL - First floor rear extension and replacement conservatory.</p> <p data-bbox="639 1279 1011 1312">Linked to <u>20/00609/DOM</u></p> |
| Appeal Decision: APPEAL DISMISSED | |
| As above | |
| | |

| Reference/Procedure | Proposal |
|---|---|
| <p><u>20/00878/FUL</u> Funtington Parish</p> <p>Case Officer: Maria Tomlinson</p> <p>Written Representation</p> | <p>Stockers Farm Salthill Road Fishbourne PO19 3PY - Removal of existing storage containers and erection of 1 no. storage barn for storage purposes ancillary to the residential property.</p> |
| Appeal Decision: APPEAL ALLOWED | |
| <p>“...The proposal is to erect a storage barn in proximity to the existing barn that is used to house the car collection. The new barn would provide permanent secure storage and would also facilitate the removal of existing storage containers and external storage areas. Although the proposed storage barn would be located some distance from the host dwelling it would be well related to the existing barn utilised to house the appellant’s private car collection, boat and other vehicles. Therefore, the proposed storage barn would be well related to an existing building in domestic use at the site. ... Overall, taking into account the extensive secluded grounds within which it would be sited, the proposed storage barn would not result in a visually intrusive or dominant form of development within the countryside. Moreover, its design would be reflective of the rural character of the area.</p> | |
| <p><u>20/00926/FUL</u> Plaistow And Ifold Parish</p> <p>Case Officer: Rebecca Perris</p> <p>Householder Appeal</p> | <p>Barton Farm The Forestry Road Plaistow RH14 0PA - Erection of replacement timber entrance gate.</p> |
| Appeal Decision: APPEAL ALLOWED | |
| <p>“...Despite serving access to a paddock as opposed to a residential driveway, their appearance would not be alien or entirely out of place within their wider setting. In addition, they would be deeply recessed behind the narrow road’s edge and largely screened from sight in the vistas along The Forestry Road by the hedgerows and other mature vegetation that generally prevails. ... My impression overall is that, by reason of their position, appearance, and materials, the gates would merely reflect the established pattern of sporadic gated entrances in the locality, with minimal impact on the landscape and rural character of the area. ...”</p> | |
| <p>* <u>19/02876/FUL</u> Sidlesham Parish</p> <p>Case Officer: Martin Mew</p> <p>Informal Hearing</p> | <p>Land Adjacent To Melita Nursery Chalk Lane Sidlesham Chichester West Sussex PO20 7LW - Change of use of land to travellers caravan site consisting of 4 no. pitches each containing 1 no. mobile home and ancillary development.</p> |
| Appeal Decision: APPEAL - NO FURTHER ACTION | |
| <p>See Idox correspondence dated 15.12.20 from PINs</p> | |

| Reference/Procedure | Proposal |
|---|--|
| <p>* <u>19/01622/FUL</u> West Wittering Parish</p> <p>Case Officer: Daniel Power</p> <p>Written Representation</p> | <p>Surbitonia 45 Howard Avenue West Wittering PO20 8EX - Demolition of an existing bungalow with a garage and erection of 2 no. replacement two storey dwellings with separate access and parking.</p> |
| Appeal Decision: APPEAL ALLOWED | |
| <p>“...The main issue is the effect of the proposal on the character and appearance of the area. ... The existing No.45 is relatively small and its hipped roof creates open space about the dwelling. The increased bulk would diminish this, but unlike the nearby areas predominated by bungalows, this characteristic does not play a significant role in creating the spacious residential environment in this part of Howard Avenue. Although the dwellings would have high eaves compared to some others, the proposal would incorporate a set back and openness to the site frontage that would maintain the spacious existing character. The proposal would incorporate parking through an increase in hard surfacing to the front. However, this arrangement is not unusual around the appeal site and beyond the roadside verges, the varied front garden areas themselves do not make a strong contribution to the character and appearance of the area. Therefore, the proposal would ensure that adequate on-site parking was provided to avoid excessive pressure to on-street availability, without causing visual harm. ...”</p> | |
| <p><u>19/00117/CONMHC</u> Westbourne Parish</p> <p>Case Officer: Steven Pattie</p> <p>Informal Hearing</p> | <p>Land North Of The Grange Woodmancote Lane Woodmancote Emsworth Hampshire - Appeal against stationing of 2 mobile homes (see permission 19/00606/FUL) and subject to Enforcement Notice WE/47.</p> |
| Appeal Decision: APPEAL DISMISSED - NOTICE UPHeld | |
| <p>"Appeal A: APP/L3815/C/20/3247320 Appeal B: APP/L3815/C/20/3247321 - ... The appeals are made by Mr Chris Hatton (Appeal A) and Mrs Jackie Hatton (Appeal B) against an enforcement notice issued by Chichester District Council. The breach of planning control as alleged in the notice is: Without planning permission, the material change of use of the Land to the stationing of two mobile homes for the purposes of human habitation. ... Appeal C: APP/L3815/W/20/3253922 - The appeal is made under section 78 of the Town and Country Planning Act 1990 against a failure to give notice within the prescribed period of a decision on an application for planning permission. ... The development proposed is: Erection of a polytunnel to house fish tanks for a hydroponic/aquaponic fish farm. Appeals A and B - 1. The appeals are dismissed and the enforcement notice upheld with corrections and variations. Appeal C – 2. The appeal is dismissed ... The ground (b) appeal - For the ground (b) appeal to succeed the onus is on the appellants to demonstrate, on the balance of probabilities, that the alleged breach of planning control, namely the stationing of two mobile homes for the purposes of human habitation, had not occurred as a matter of fact at the time the enforcement notice was issued. It is the case of the appellants that there was actually only one mobile home. The Council accepts this, albeit they also refer to the presence of other</p> | |

Appeal Decision: APPEAL DISMISSED - NOTICE UPHeld
- continued

caravans at the site. The Council confirms they would be happy for me to correct the notice using my powers under s.176(1) of the Act. ... There is also no dispute between the parties that the mobile home at the site is a caravan for planning purpose and so it would still be caught by the corrected requirements of the notice. The appeal on ground (b) therefore succeed to the limited extent described above.

The ground (a) appeal and appeal against non-determination (Appeal C) –

The developments before me concern a residential caravan site, for two static caravans, as well as a polytunnel which is intended to house fish tanks for a hydroponic/aquaponic venture. ... It was accepted by the appellant's agricultural appraiser, Mr Holt, during the Hearing that the hemp and animals would not amount to an essential need for a rural worker to live at the site. It therefore follows that any essential need for residential accommodation at the site hinges upon the proposed hydroponic/aquaponic venture.It was confirmed to me that such techniques can be undertaken from within existing buildings and therefore whilst I accept the venture is an agricultural one, it need not necessarily be undertaken on agricultural land.

... It therefore appears to me that an isolated site was purchased for a proposed venture that need not necessarily be undertaken on agricultural land. Moreover, a property has been sold that was not a considerable travel time from the site. Even if I am wrong about the likelihood of a complete power failure, the admission of the appellants about not wanting to invest heavily in technology indicates to me that there are other solutions, including for security, than needing to live at the site, and which possibly could have meant retaining their previous home. This weighs heavily against an essential need argument. ... Given this is an entirely new venture for the appellants, and that this type of enterprise is said to be more unusual in any event, there is further considerable doubt in my mind that it would be viable, even then accounting for the other elements. ... I conclude that there is not an essential need for caravans to accommodate a rural worker. **Character and appearance** - ... Whilst I appreciate it does not form part of any designated landscape, such as a National Park, and is not identified as forming part of a panoramic viewpoint with the NP, it is nevertheless an otherwise attractive parcel of open agricultural land which forms part of the intrinsic and distinctive local landscape character of the area. Whilst the area is shaped by farming and there are agricultural developments in the area, there are no static caravans or polytunnels in the immediate area.... Whilst a polytunnel is therefore an agricultural structure, I do not find it, or indeed static caravans, typical forms of development in the immediate area. The introduction of residential caravans at the top of the site are, in particular, at-odds with this intrinsic rural character of the area. ... The introduction of these developments would therefore not recognise distinctive local landscape character. I also do not accept that these developments would enhance the character of the surrounding area or site. I conclude that the developments are harmful to the character and appearance of the area in contravention of Policies 33, 37, 45 and 48 of the LP.

The ground (f) appeal - The purpose of the enforcement notice is clearly to remedy the breach of planning control and it does not seek to under-enforce. Therefore, for an appeal on ground (f) to succeed it would be necessary for the appellants to explain why the steps required by the notice to be taken exceed what is necessary to remedy the breach of planning control and propose lesser alternatives steps. ... Irrespective as to whether the hardstanding identified by the Council amounts to development, it can be required to be removed if it was part and parcel of the use enforced against. However, I consider on the evidence before me that it was not primarily associated with the residential use, as it provides an area to access the site in general, and hence it is not necessary to require its removal to remedy the breach of planning control. Similarly, the shed, which I also viewed during my site visit, is akin to a chicken coop and is not primarily associated with the

**Appeal Decision: APPEAL DISMISSED - NOTICE UPHELD
- continued**

residential use. However, it would not be excessive to remove any water containers that support the residential use. The appeal on ground (f) therefore succeed to this extent.
The ground (g) appeal - The appellants contend that the time given to comply with the requirements of the enforcement notice are too short. ... A period of 9 months would however not be excessive in order to relocate from the site and comply with the requirements of the notice, based upon the evidence before me. To consider longer would however unnecessarily perpetuate the breach of planning control.
 The appeal on ground (g) therefore succeeds to this extent.
Overall Conclusion - For the reasons given above I conclude that the appeals should not succeed. I shall uphold the enforcement notice subject to corrections and variations and refuse to grant planning permission on the deemed application as well as on the appeal against non-determination. ..."

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| <p><u>20/00237/FUL</u> Westbourne Parish</p> <p>Case Officer: Calum Thomas</p> <p>Informal Hearing</p> | <p>Land North Of The Grange Woodmancote Lane Woodmancote Emsworth Hampshire - Erection of a polytunnel to house fish tanks for a hydroponic / aquaponic fish farm.</p> |
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Appeal Decision: APPEAL DISMISSED - NOTICE UPHELD

As Above

3. CURRENT APPEALS

| Reference/Procedure | Proposal |
|---|---|
| <p><u>17/00356/CONMHC</u> Birdham Parish</p> <p>Case Officer: Shona Archer</p> <p>Informal Hearing</p> | <p>Plot 12 Land North West Of Premier Business Park Birdham Road Appledram West Sussex - Without planning permission, change of use of the Land to the storage of a caravan and a highway maintenance vehicle used for white line painting.</p> |
| <p><u>17/00361/CONMHC</u> Birdham Parish</p> <p>Case Officer: Shona Archer</p> <p>Informal Hearing</p> | <p>Plot 13 Land North West Of Premier Business Park Birdham Road Appledram West Sussex - Without planning permission, change of use of the Land to the storage of a caravan and a diesel fuel oil tank.</p> |

| Reference/Procedure | Proposal |
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| <p><u>17/00362/CONMHC</u> Birdham Parish</p> <p>Case Officer: Shona Archer</p> <p>Informal Hearing</p> | <p>Plot 14 Land North West Of Premier Business Park Birdham Road Appledram West Sussex - Without planning permission change of use of the land to use as a residential caravan site.</p> |
| <p><u>20/00887/DOM</u> Boxgrove Parish</p> <p>Case Officer: Oliver Naish</p> <p>Householder Appeal</p> | <p>Flintwalls The Street Boxgrove Chichester West Sussex PO18 0EE - Retrospective boundary fence.</p> |
| <p><u>20/00188/FUL</u> Chichester Parish</p> <p>Case Officer: William Price</p> <p>Written Representation</p> | <p>L A Fish 110 The Hornet Chichester West Sussex PO19 7JR - Change of use of residential accommodation above fish & chip shop from 1 no. habitable flat to 3 no. habitable flats, including extended first floor area partially implemented approval CC/08/00137/FUL.</p> |
| <p><u>20/00967/FUL</u> Earnley Parish</p> <p>Case Officer: Maria Tomlinson</p> <p>Written Representation</p> | <p>101A First Avenue Almodington Batchmere West Sussex PO20 7LQ - Proposed cladding to walls and roof of existing horticultural building (greenhouse) and additional internal works.</p> |
| <p><u>20/00998/FUL</u> Earnley Parish</p> <p>Case Officer: Maria Tomlinson</p> <p>Written Representation</p> | <p>113 Second Avenue Almodington Earnley PO20 7LF - Erection of 2 no. semi-detached 4 bedroom chalet bungalows - alternative to planning permission - E/18/00578/FUL for change of use to 2no. dwellings and external works.</p> |

| Reference/Procedure | Proposal |
|---|---|
| <p><u>20/01575/FUL</u> Earnley Parish</p> <p>Case Officer: Maria Tomlinson</p> <p>Written Representation</p> | <p>113 Second Avenue Almodington Earnley PO20 7LF - Erection of 2 no. semi-detached 3 bedroom bungalows - alternative to planning permission - E/18/00578/FUL for change of use to 2no. dwellings and external works, (resubmission 20/00998/FUL).</p> |
| <p><u>20/01639/FUL</u> East Wittering And Bracklesham Parish</p> <p>Case Officer: Maria Tomlinson</p> <p>Written Representation</p> | <p>Land Adjacent To Neska Longlands Road East Wittering Chichester West Sussex PO20 8DD - Demolition of existing outbuilding and erection of 2-bedroom chalet bungalow.</p> |
| <p><u>17/00011/CONBC</u> Funtington Parish</p> <p>Case Officer: Tara Lang</p> <p>Informal Hearing 25/01/2021 10:00:00 Virtual Event</p> | <p>Land South Of The Stables Newells Lane West Ashling West Sussex - Appeal against Enforcement Notice FU/71</p> |
| <p><u>18/00323/CONHI</u> Funtington Parish</p> <p>Case Officer: Sue Payne</p> <p>Written Representation</p> | <p>West Stoke Farm House Downs Road West Stoke Funtington Chichester West Sussex PO18 9BQ - Appeal against HH/22</p> |
| <p>* <u>19/00445/FUL</u> Funtington Parish</p> <p>Case Officer: Martin Mew</p> <p>Written Representation</p> | <p>Land South East Of Tower View Nursery West Ashling Road Hambrook Funtington West Sussex - Relocation of 2 no. existing travelling show people plots plus provision of hard standing for the storage and maintenance of equipment and machinery, 6 no. new pitches for gypsies and travellers including retention of hard standing.</p> |

| Reference/Procedure | Proposal |
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| <p data-bbox="197 232 427 300"><u>19/01400/FUL</u> Loxwood Parish</p> <p data-bbox="197 367 580 400">Case Officer: William Price</p> <p data-bbox="197 456 552 501">Written Representation</p> | <p data-bbox="639 232 1417 378">Moores Cottage Loxwood Road Alfold Bars Loxwood Billingshurst West Sussex RH14 0QS - Erection of a detached dwelling following demolition of free-standing garage.</p> |
| <p data-bbox="197 568 555 636"><u>19/02903/FUL</u> Plaistow And Ifold Parish</p> <p data-bbox="197 703 580 736">Case Officer: William Price</p> <p data-bbox="197 792 552 837">Written Representation</p> | <p data-bbox="639 568 1481 714">Plot 1B Land At Sparrwood Farm Shillinglee Road Plaistow West Sussex - Erection of stable barn and (25m x 50m) manege including fencing, solar photovoltaic panels and muck heap.</p> |
| <p data-bbox="197 938 555 1005"><u>20/01045/FUL</u> Plaistow And Ifold Parish</p> <p data-bbox="197 1072 616 1106">Case Officer: Rebecca Perris</p> <p data-bbox="197 1162 552 1207">Written Representation</p> | <p data-bbox="639 938 1474 1005">Moyana The Drive Ifold Loxwood RH14 0TD - Erection of 1 no. dwelling house.</p> |
| <p data-bbox="197 1308 411 1375"><u>20/01071/OUT</u> Selsey Parish</p> <p data-bbox="197 1442 616 1476">Case Officer: Calum Thomas</p> <p data-bbox="197 1532 552 1576">Written Representation</p> | <p data-bbox="639 1308 1469 1420">Land At Ursula Avenue Selsey West Sussex PO20 0HT - Outline planning permission all matters reserved - erection of 2 no. bungalows.</p> |
| <p data-bbox="197 1621 459 1688"><u>19/00259/CONBC</u> Sidlesham Parish</p> <p data-bbox="197 1756 608 1789">Case Officer: Emma Kierans</p> <p data-bbox="197 1845 552 1890">Written Representation</p> | <p data-bbox="639 1621 1485 1733">Field South Of Green Lane Piggeries Ham Road Sidlesham West Sussex - Appeal against non-compliance with the conditions of the appeal decision - temporary occupancy</p> |

| Reference/Procedure | Proposal |
|---|---|
| <p data-bbox="197 230 448 297"><u>19/03043/FUL</u> Sidlesham Parish</p> <p data-bbox="197 365 475 432">Case Officer: Maria Tomlinson</p> <p data-bbox="197 461 552 495">Written Representation</p> | <p data-bbox="639 230 1477 409">Field South Of Green Lane Piggeries Ham Road Sidlesham West Sussex - Change of use of land as private gypsy and traveller caravan site (variation of condition 2 of planning permission SI/14/04058/COU (APP/L3815/W/3019459- to make the temporary permission permanent).</p> |
| <p data-bbox="197 551 448 618"><u>20/00046/PA3Q</u> Sidlesham Parish</p> <p data-bbox="197 685 580 719">Case Officer: William Price</p> <p data-bbox="197 781 552 815">Written Representation</p> | <p data-bbox="639 551 1445 663">Land North Of 66 Street End Lane Sidlesham Chichester West Sussex PO20 7RG - Change of use of 2 no. agricultural buildings to 2 no. dwellings (Class C3).</p> |
| <p data-bbox="197 871 448 938"><u>20/01418/FUL</u> Sidlesham Parish</p> <p data-bbox="197 1005 612 1039">Case Officer: Calum Thomas</p> <p data-bbox="197 1102 552 1135">Written Representation</p> | <p data-bbox="639 871 1366 938">Longreach 14A Chalk Lane Sidlesham PO20 7LW - Replacement B1/B8 unit.</p> |
| <p data-bbox="197 1191 480 1258"><u>19/02691/FUL</u> Southbourne Parish</p> <p data-bbox="197 1326 475 1393">Case Officer: Maria Tomlinson</p> <p data-bbox="197 1422 552 1456">Written Representation</p> | <p data-bbox="639 1191 1477 1438">Thornham Products Thornham Lane Southbourne PO10 8DD - Retrospective grant of planning permission to station existing single mobile home on the land and to continue to use it for the applicant's place of residence. (Variation of condition 2 of permission SB/15/01837/FUL - Change of wording of the condition to enable the occupiers to remain on site under a personal permanent permission).</p> |
| <p data-bbox="197 1512 480 1579"><u>20/00215/CONTRV</u> Southbourne Parish</p> <p data-bbox="197 1646 539 1680">Case Officer: Tara Lang</p> <p data-bbox="197 1742 552 1776">Written Representation</p> | <p data-bbox="639 1512 1445 1713">Plot 8 Priors Leaze Lane Hambrook Chidham West Sussex - Without planning permission, the laying and compaction of hard core and tarmac chippings over an existing (unmade) trackt and to create new access tracks and the formation of an earth bank in the approximate positions shown on the plan</p> |

| Reference/Procedure | Proposal |
|--|---|
| <p data-bbox="197 230 512 300"><u>16/00251/CONBC</u> West Wittering Parish</p> <p data-bbox="197 360 587 394">Case Officer: Steven Pattie</p> <p data-bbox="197 456 552 490">Written Representation</p> | <p data-bbox="639 230 1481 371">Land East Of Brook House Pound Road West Wittering Chichester West Sussex PO20 8AJ - Appeal against breach of condition 2 to 13/02676/DOM - use of outbuilding subject to Enforcement Notice WW/49.</p> |
| <p data-bbox="197 600 512 669"><u>19/02136/FUL</u> West Wittering Parish</p> <p data-bbox="197 730 478 799">Case Officer: Maria Tomlinson</p> <p data-bbox="197 824 552 857">Written Representation</p> | <p data-bbox="639 600 1469 734">Land East Of Brook House Pound Road West Wittering Chichester West Sussex PO20 8AJ - Construction of 1 no. boat house with ground floor storage ancillary to first floor self-contained residential unit.</p> |
| <p data-bbox="197 920 488 990"><u>13/00163/CONWST</u> Westbourne Parish</p> <p data-bbox="197 1050 593 1084">Case Officer: Shona Archer</p> <p data-bbox="197 1146 413 1220">Public Inquiry 27/04/2021</p> <p data-bbox="197 1234 536 1339">Chichester City Council North Street Chichester PO19 1LQ</p> | <p data-bbox="639 920 1465 1021">The Old Army Camp Cemetery Lane Woodmancote Westbourne West Sussex - Appeal against WE/40, WE/41 and WE/42</p> |
| <p data-bbox="197 1406 475 1476"><u>20/00366/FUL</u> Westbourne Parish</p> <p data-bbox="197 1536 478 1606">Case Officer: Maria Tomlinson</p> <p data-bbox="197 1630 552 1664">Written Representation</p> | <p data-bbox="639 1406 1453 1507">Woodmancote Meadow Woodmancote Lane Westbourne West Sussex PO10 8RF - Erection of a 1 no. 3 bedroom dwelling.</p> |

4. VARIATIONS TO SECTION 106 AGREEMENTS

None.

5. CALLED-IN APPLICATIONS

| Reference | Proposal | Stage |
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6. COURT AND OTHER MATTERS

| Injunctions | | |
|------------------------------------|---|---|
| Site | Breach | Stage |
| Birdham, Land West of Birdham Farm | Of several Enforcement Notices. Injunction granted by the High Court on 10 August to vacate the land by 31 December and remove structures and return the land to its agricultural use by 31 January 2021. | Some Defendants applied for Permission to Appeal and to Stay the injunction, effectively asking for a 2 months pause. Both applications REFUSED. We will review the position after those two deadlines expires. |

| High Court Hearings | | |
|---------------------------------------|--|---|
| Site | Matter | Stage |
| 23 Southgate, Chichester (The Vestry) | Challenge to issue of planning permission dated 9 th December 2019. | Virtual hearing held on 15 th September 2020. Judgement awaited. |

| Prosecutions | | |
|-------------------------------------|---------------------------------|--|
| Site | Breach | Stage |
| Land West of Newells Lane | Breach of Temporary Stop Notice | Defendant asked for an adjournment due to covid contact. New date for first hearing on 21 January 2021 |
| 3 West Ashling, West Ashling | Breach of Condition Notice | First hearing at Brighton Magistrates' Court on 29 January 2021 |
| Land South of the Stables, Hambrook | Breach of Enforcement Notice | First hearing at Brighton Magistrates' Court on 29 January 2021 |

7. POLICY MATTERS

None