

# Chichester District Council Planning Committee

Wednesday 01 March 2023

## Report of the Director Of Planning and Environment Services Schedule of Planning

### Appeals, Court and Policy Matters

between 11-01-2023 - 07-02-2023

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)**

None

## 2. DECISIONS MADE

Reference/Procedure	Proposal
<a href="#">13/00163/CONWST</a>	
<b>Westbourne Parish</b> <b>Case Officer: Shona Archer</b> <b>Public Inquiry</b>	The Old Army Camp Cemetery Lane Woodmancote Westbourne West Sussex  Appeal against WE/42
<b>Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED</b>	
<p>“Appeal A Ref: APP/L3815/C/19/3203215 - The breach .... alleged in the notice is the change of use of the land to use for the storage of portable site office cabins, container cabins, portable toilet blocks and commercial vehicles.</p> <p>Appeal B Ref: APP/L3815/C/19/3203219...The breach .... alleged in the notice is the change of use of the land to use as a civil contractor's yard.</p> <p>Appeal C Ref: APP/L3815/C/19/3203222...The breach .....as alleged in the notice is the change of use of the land to use for the storage of metal skips, building materials, scaffolding equipment, lifting platforms, storage racks, engine parts, commercial vehicles, HGVs, redundant vehicles, truck bodies and use of the building shown hatched green on the attached plan for vehicle repair and servicing.</p> <p>Decisions</p> <p>Appeal A - The enforcement notice is varied .... The appeal is dismissed, the enforcement notice is upheld, and planning permission is refused on the application deemed to have been made under section 177(5) of the 1990 Act as amended.</p> <p>Appeal B - The enforcement notice is varied by the substitution of the plan ...attached to the notice.....The appeal is dismissed, the enforcement notice is upheld, and planning permission is refused [as above].</p> <p>Appeal C - The enforcement notice is varied .... The appeal is dismissed, the enforcement notice is upheld [as above]....variation of the notice to remove the access from the enforced land and to remove the requirement that the access be stopped up.</p> <p>To this extent the ground (b) appeal succeeds. ... the use of the land causes significant harm to the character of the area and to the character of Westbourne Cemetery. ... The ground(a) appeal thus fails. One year strikes an appropriate balance between the need of the business to relocate and the need to remedy the breach as soon as is reasonable. To this extent the ground (g) appeal succeeds... Appeal B ... errors and the inclusion of part of the access track do not justify quashing the notice which can be varied accordingly. .... The use of the land as a civil engineering contractor's yard does not require a countryside location and does not fulfil any local need. ... The ground (a) appeal thus fails. The alleged unauthorised use of the land has ceased ... There is therefore no need to vary the period for compliance with the requirements of the notice. The ground (g) appeal thus fails. Appeal C... the Appellant maintains that the land had been, on the date of issue of the enforcement notice, in use for two separate uses... Credible and convincing evidence... confirms that ... The ground (b) appeal succeeds ... and the enforcement notice has been varied to exclude that area from the scope of the notice... there is no evidence to indicate that the ... vehicles ... were associated with any travelling showman's use of the site... planning permission does not exist for the use of the land for the storage of commercial vehicles and HGVs. The ground (c) appeal thus fails. ... The Appellant has provided sufficient precise and unambiguous evidence to justify a conclusion, on the balance of probability, that the building has been in continuous use for</p>	

**Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED - Continued**

vehicle repair and servicing since before 10 April 2008. The ground (d) appeal thus succeeds and the enforcement notice has been varied... The use of the land for the storage of lorries does not require a countryside location and does not fulfil any local need... the use of the land [has] a significant adverse effect on the amenities of intended residents of static caravans on permitted pitches to the east...Material considerations do not indicate that determination of the appeal should be made other than in accordance with the development plan. .... The ground (a) appeal thus fails.”

Reference/Procedure	Proposal
<a href="#"><u>13/00163/CONWST</u></a>	
<b>Westbourne Parish</b> <b>Case Officer: Shona Archer</b> <b>Public Inquiry</b>	The Old Army Camp Cemetery Lane Woodmancote Westbourne West Sussex  Appeal against WE/41
<b>Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED</b>	
<b>As Above</b>	
<a href="#"><u>13/00163/CONWST</u></a>	
<b>Westbourne Parish</b> <b>Case Officer: Shona Archer</b> <b>Public Inquiry</b>	The Old Army Camp Cemetery Lane Woodmancote Westbourne West Sussex  Appeal against WE/40
<b>Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED</b>	
<b>As Above</b>	

Reference/Procedure	Proposal
<a href="#"><u>21/00169/CONDWE</u></a>	
<b>Westbourne Parish</b> <b>Case Officer: Shona Archer</b> <b>Public Inquiry</b>	Land South West Of Racton View Marlpit Lane Hambrook Westbourne West Sussex  Appeal against creation of a dwellinghouse and two annex buildings subject to Enforcement Notice WE/52
<b>Appeal Decision: APPEAL DISMISSED</b>	
<p>“... Appeal A: APP/L3815/C/21/3280877 - The breach ...is: Without planning permission, the erection of a two storey dwellinghouse.</p> <p>Appeal B: APP/L3815/C/22/3292115 - The breach ...is: Without planning permission, the material change of use of the land to a residential use.</p> <p>Appeal C: APP/L3815/C/21/3280874 - The breach ....is: Without planning permission, the erection of a timber dwellinghouse (West).</p> <p>Appeal D: APP/L3815/C/22/3292116 - The breach ...is: Without planning permission, the material change of use of the land to a residential use.</p> <p>Appeal E: APP/L3815/C/21/3280875 - The breach... is: Without planning permission, the erection of a timber dwellinghouse (East).</p> <p>Appeal F: APP/L3815/C/22/3292117 - The breach...is: Without planning permission, the material change of use of the land to a residential use.</p> <p>Summary of Decisions</p> <p>Appeals A and B1. The appeals are dismissed and the enforcement notices are upheld.</p> <p>Appeals C, D, E and F2. The appeals are dismissed and the enforcement notices are upheld with correction. ... the appellant withdrew the ground (b) and (f) appeals in respect of the two-storey dwelling and the ground (f) appeals in respect of the west and east dwellings.</p> <p>I am satisfied there has been a batch of operational development notices and a batch of material change of use notices, which are then directed against each property.</p> <p>Appeals B, C, D, E and F - For the ground (b) appeals to succeed the onus is on the appellant to demonstrate, on the balance of probabilities, that the breaches of planning control alleged in the notices have not occurred as a matter of fact. These appeals relate to the operational development notices issued in respect of the east and west dwellings, which allege the erection of those respective dwellings. I consider the notion that the buildings were never mentioned and then discovered by the appellant to be somewhat implausible. There is a lack of precise and unambiguous evidence concerning the prior existence of these buildings and any use to which they were put. Thus I find as a matter of fact and degree that the breaches of planning control alleged in the notices have occurred.</p> <p>Appeals B, D and F - These appeals relate to the material change of use notices issued in respect of the 3 properties, alleging the material change of use of the land to a residential use... s.171B(2) of the Act only applies to the change of use of a building to a single dwelling or to a breach of a condition which prevents a change of use of a building to a single dwelling. If a building is erected unlawfully and used as a single dwellinghouse from the outset, which has been the case here for all 3 properties, no change of use of a building has occurred, and so s171B(2) is not relevant. The implication is that the time limit for enforcement action against the use is then ten years under s171B(3)1 and relates to the land. This is therefore the true nature of the development and thus the breach of planning control. The operational development undertaken is then integral to that residential use, without which, the residential use could not subsist. It is then not disputed that a residential use of the land identified is taking place. It is also not contended that</p>	

### Appeal Decision: APPEAL DISMISSED - Continued

the land was in any form of prior residential use... I find as a matter of fact and degree that the breaches of planning control alleged in the notices have occurred. The appeals on ground (b) therefore fail.

The ground (d) appeals - Appeals A, C and E - This ground of appeal is that at the date when the notices were issued, it was too late to take enforcement action.... the appellant needs to demonstrate...that the erection of the 3 dwellings were substantially complete more than 4 years prior to the issue of the notices, the salient date being 13 July 2017. The appellant's evidence is that the erection of the two-storey dwelling ... commenced in January 2016 and [that it] was completed...on 26 February. In that intervening period, it is said that Mr Hasledine's business was running into financial difficulties [and that] this prompted the appellant to change his plans and a second phase of works, commencing on 20 March, to take the building to a habitable standard, so it could be occupied by the appellant. This has then been the case since 1 June 2016 ... In respect of the east and west dwellings the appellant's evidence comes principally from Mr Willcoxson-Staines, who says he has occupied the east dwelling since 3 March 2017. He is also a friend of the appellants. ... witnesses [to] put forward the same case with regards to storage use which clearly had no merit. ... As noted by the appellant, dates and documents can be falsified. ... I did not find his account of having multiple digital cameras at his disposal to be compelling ... The appellant also stated that the photographs before the Inquiry had been scanned ... This meant that original hard copies existed. It was then confirmed these were not before the Inquiry. The date on video stills was then labelled by the appellants planning agent, with the date as directed by the appellant, ... Again, there is some inevitability that I reduce the weight I give to this evidence given I am unable to compare them to the originals. Drawing all of this evidence together I am not satisfied, ... that it is sufficiently precise and unambiguous and this reduces the weight that can be afforded to the evidence of the appellant and his witnesses. A number of aerial photographs have been provided...The roof of the building is accordingly plainly visible in an aerial photograph dated 14 September 2019. However, in an aerial photo dated 26 June 2018 there is no evidence of the building whatsoever. ... During my site visit I was [also] struck by the relative immaturity of the trees at the site. I am therefore unable to reconcile the absolute clarity to which the two-storey dwelling is evident in the 2019 aerial photo, versus its complete absence in 2018. The Council has issued 6 notices, ... whilst in-part duplicitous, can peacefully co-exist. I conclude that the appeals should not succeed and I shall uphold the enforcement notices subject to correction where necessary to account for the substitution of amended plans. ...”

Reference/Procedure	Proposal
<a href="#"><u>21/00169/CONDWE</u></a>	
Westbourne Parish Case Officer: Shona Archer Public Inquiry	Land South West Of Racton View Marlpit Lane Hambrook Westbourne West Sussex  Appeal against creation of a dwellinghouse and two annex buildings subject to Enforcement Notice WE/58
<b>Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED</b>	
As Above	
<a href="#"><u>21/00169/CONDWE</u></a>	
Westbourne Parish Case Officer: Shona Archer Public Inquiry	Land South West Of Racton View Marlpit Lane Hambrook Westbourne West Sussex  Appeal against creation of a dwellinghouse and two annex buildings subject to Enforcement Notice WE/59
<b>Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED</b>	
As Above	
<a href="#"><u>21/00169/CONDWE</u></a>	
Westbourne Parish Case Officer: Shona Archer Public Inquiry	Land South West Of Racton View Marlpit Lane Hambrook Westbourne West Sussex  Appeal against creation of a dwellinghouse and two annex buildings subject to Enforcement Notice WE/53
<b>Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED</b>	
As Above	
<a href="#"><u>21/00169/CONDWE</u></a>	
Westbourne Parish Case Officer: Shona Archer Public Inquiry	Land South West Of Racton View Marlpit Lane Hambrook Westbourne West Sussex  Appeal against creation of a dwellinghouse and two annex buildings subject to Enforcement Notice WE/54
<b>Appeal Decision: APPEAL DISMISSED - NOTICE MODIFIED</b>	
As Above	
<a href="#"><u>21/00169/CONDWE</u></a>	
Westbourne Parish Case Officer: Shona Archer Public Inquiry	Land South West Of Racton View Marlpit Lane Hambrook Westbourne West Sussex  Appeal against creation of a dwellinghouse and two annex buildings subject to Enforcement Notice WE/57
<b>Appeal Decision: APPEAL DISMISSED</b>	
As Above	

### 3. IN PROGRESS

Reference/Procedure	Proposal
<a href="#"><u>21/03037/FUL</u></a>	
<b>Birdham Parish</b> <b>Case Officer: Calum Thomas</b> <b>Written Representation</b>	Houseboat Karibuni Chichester Marina Birdham Chichester West Sussex PO20 7EJ  Replacement of Berth 30 Houseboat Karibuni with a Bluefield Houseboat and installation of H column cored and grouted anchoring system.
<a href="#"><u>20/00040/CONENG</u></a>	
<b>Chichester Parish</b> <b>Case Officer: Mr Michael Coates-Evans</b> <b>Written Representation</b>	Land North West Of Newbridge Farm Salthill Road Fishbourne West Sussex  Appeal against CC/154
<a href="#"><u>20/03320/OUTEIA</u></a>	
<b>Chidham &amp; Hambrook Parish</b> <b>Case Officer: Jane Thatcher</b> <b>Public Inquiry</b> <b>15-May-2023</b> <b>Emsworth Baptist Church</b> <b>North Street Emsworth</b> <b>PO10 7BY</b>	Land East Of Broad Road Broad Road Nutbourne West Sussex  Outline planning application (with all matters reserved except access) for up to 132 dwellings and provision of associated infrastructure.
<a href="#"><u>20/03321/OUTEIA</u></a>	
<b>Chidham &amp; Hambrook Parish</b> <b>Case Officer: Jane Thatcher</b> <b>Public Inquiry</b> <b>15-May-2023</b> <b>Emsworth Baptist Church</b> <b>North Street Emsworth</b> <b>PO10 7BY</b>	Land North Of A259 Flat Farm Main Road Chidham West Sussex  Outline planning application (with all matters reserved except access) for up to 68 no. dwellings and provision of associated infrastructure.
<a href="#"><u>20/03378/OUT</u></a>	
<b>Chidham &amp; Hambrook Parish</b> <b>Case Officer: Andrew Robbins</b> <b>Informal Hearings</b>	Land At Flat Farm Hambrook West Sussex PO18 8FT  Outline Planning Permission With Some Matters Reserved (Access) - Erection of 30 dwellings comprising 21 market and 9 affordable homes, access and associated works including the provision of swales.



Reference/Procedure	Proposal
* <a href="#">21/02361/FUL</a>	
<b>Chidham &amp; Hambrook Parish</b> <b>Case Officer: Jane Thatcher</b> <b>Written Representation</b>	Cockleberry Farm Main Road Bosham Chichester West Sussex PO18 8PN  Demolition of existing warehouse buildings, B8 container storage, residential caravans/park homes and stables and the erection of 9 no. dwellings and associated works including landscaping and access alterations.
<a href="#">22/00137/FUL</a>	
<b>Earnley Parish</b> <b>Case Officer: Calum Thomas</b> <b>Written Representation</b>	Russ Autos 132A Almodington Lane Almodington Earnley Chichester West Sussex PO20 7JU  Demolition of B2 workshop and erection of 1 no. live/work unit.
* <a href="#">19/00445/FUL</a>	
<b>Funtington Parish</b> <b>Case Officer: Martin Mew</b> <b>Written Representation</b>	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.
<a href="#">19/02939/FUL</a>	
<b>Funtington Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Old Allotment Site Newells Lane West Ashling West Sussex  Use of land for the stationing of a caravan for residential purposes, together with the formation of hardstanding.
<a href="#">20/00234/FUL</a>	
<b>Funtington Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Land West Of Newells Lane West Ashling PO18 8DD  Change of use of land for the stationing of 4 no. static caravans and 4 no. touring caravans for a Gypsy Traveller site, including parking, hard standing and associated infrastructure.

Reference/Procedure	Proposal
<a href="#"><u>20/00950/FUL</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Field West Of Beachlands Nursery Newells Lane West Ashling West Sussex  Use of land for the stationing of a caravan for residential purposes, together with the formation of hardstanding and associated landscaping.
<a href="#"><u>20/00956/FUL</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Field West Of Beachlands Nursery Newells Lane West Ashling West Sussex  Change use of land to residential for the stationing of caravans for Gypsy Travellers including stable, associated infrastructure and development.
<a href="#"><u>20/03306/FUL</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Land To The West Of Newells Farm Newells Lane West Ashling West Sussex  The stationing of caravans for residential purposes together with the formation of hardstanding and utility/dayrooms ancillary to that use for 3 no. pitches.
<a href="#"><u>21/03546/DOM</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Rebecca Perris</b> <b>Written Representation</b>	Densworth House Funtington Road East Ashling Chichester West Sussex PO18 9AP  Extension and change use of existing garage creating ancillary self-contained annexe.
<a href="#"><u>18/00323/CONHI</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Sue Payne</b> <b>Written Representation</b>	West Stoke Farm House Downs Road West Stoke Funtington Chichester West Sussex PO18 9BQ Appeal against HH/22
<a href="#"><u>21/00152/CONTRV</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Shona Archer</b> <b>Informal Hearings</b>	Land West Of Newells Farm Newells Lane West Ashling West Sussex Appeal against Enforcement Notice FU/87

Reference/Procedure	Proposal
<a href="#"><u>20/00288/CONENG</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Shona Archer</b> <b>Informal Hearings</b>	Land West Of Newells Lane West Ashling Chichester West Sussex PO18 8DD Appeal against Enforcement Notice FU/77
<a href="#"><u>20/00288/CONENG</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Shona Archer</b> <b>Informal Hearings</b>	Land West Of Newells Lane West Ashling Chichester West Sussex PO18 8DD Appeal against Enforcement Notice FU/89
<a href="#"><u>20/00109/CONTRV</u></a>	
<b>Funtington Parish</b> <b>Case Officer: Shona Archer</b> <b>Informal Hearings</b>	Field West Of Beachlands Nursery Newells Lane West Ashling West Sussex Appeal against Enforcement Notice FU/80
<a href="#"><u>21/02428/FUL</u></a>	
<b>Linchmere Parish</b> <b>Case Officer: Calum Thomas</b> <b>Written Representation</b>	Land North Of 1 To 16 Sturt Avenue Camelsdale Linchmere West Sussex GU27 3SJ 9 no. new dwelling houses and 9 no. carports/studios with associated access, infrastructure, parking and landscaping.
<a href="#"><u>19/01400/FUL</u></a>	
<b>Loxwood Parish</b> <b>Case Officer: Martin Mew</b> <b>Written Representation</b>	Moore's Cottage Loxwood Road Alfold Bars Loxwood Billingshurst West Sussex RH14 0QS Erection of a detached dwelling following demolition of free-standing garage.
<a href="#"><u>22/00073/FUL</u></a>	
<b>Oving Parish</b> <b>Case Officer: Emma Kierans</b> <b>Written Representation</b>	Land At 1 New Cottages Coach Road (South) Shopwhyke Oving Chichester West Sussex PO20 2BG Proposed 2 storey detached 2 bedroom dwelling.
<a href="#"><u>21/01697/PA3Q</u></a>	
<b>Plaistow And Ifold Parish</b> <b>Case Officer: Rebecca Perris</b> <b>Written Representation</b>	Premier Treecare & Conservation Ltd Oxencroft Ifold Bridge Lane Ifold Loxwood Billingshurst West Sussex RH14 0UJ Prior notification for the change of use of agricultural buildings to 1 no. dwelling (C3 Use Class) with alterations to fenestration.

Reference/Procedure	Proposal
<a href="#"><u>20/00414/CONHH</u></a>	
<b>Plaistow And Ifold Parish</b> <b>Case Officer: Sue Payne</b> <b>Public Inquiry</b>	Oxencroft Ifold Bridge Lane Ifold Loxwood Billingshurst West Sussex RH14 0UJ Appeal against Enforcement Notice PS/71.
<a href="#"><u>20/00182/CONCOU</u></a>	
<b>Plaistow And Ifold Parish</b> <b>Case Officer: Sue Payne</b> <b>Written Representation</b>	The Coach House Oak Lane Shillinglee Plaistow Godalming West Sussex GU8 4SQ Appeal against PS/70
<a href="#"><u>20/02785/ELD</u></a>	
<b>Sidlesham Parish</b> <b>Case Officer: Emma</b> <b>Kierans</b> <b>Written Representation</b>	Jardene Nursery Chalk Lane Sidlesham Chichester West Sussex PO20 7LW Use of building 3 for B1 and B8 purposes.
<a href="#"><u>21/01963/PA3Q</u></a>	
<b>Sidlesham Parish</b> <b>Case Officer: Martin Mew</b> <b>Written Representation</b>	11 Cow Lane Sidlesham Chichester West Sussex PO20 7LN Prior approval of proposed change of use of an existing agricultural building former piggery building to 1 no.
<a href="#"><u>22/00094/FUL</u></a>	
<b>Sidlesham Parish</b> <b>Case Officer: Emma</b> <b>Kierans</b> <b>Written Representation</b>	Lockgate Nursery 72 Lockgate Road Sidlesham Chichester West Sussex PO20 7QQ Demolition of existing redundant greenhouse and construction of 2 no. detached 3 bedroom chalet bungalows.
<a href="#"><u>20/02077/FUL</u></a>	
<b>Southbourne Parish</b> <b>Case Officer: Martin Mew</b> <b>Written Representation</b>	Marina Farm Thorney Road Southbourne Emsworth Hampshire PO10 8BZ Redevelopment of previously developed land. Removal of existing 5 no. buildings. Proposed 1 no. dwelling.
<a href="#"><u>21/02238/FULEIA</u></a>	
<b>Southbourne Parish</b> <b>Case Officer: Jane Thatcher</b> <b>Informal Hearings</b>	Gosden Green Nursery 112 Main Road Southbourne PO10 8AY Erection of 29 no. (8 no. affordable and 21 no. open market) new dwellings, public open space, landscaping, parking and associated works (following demolition of existing buildings).

Reference/Procedure	Proposal
<a href="#"><u>19/00103/CONCOU</u></a>	
<b>Southbourne Parish</b> <b>Case Officer: Mr Michael Coates-Evans</b> <b>Written Representation</b>	Thornham Marina Thornham Lane Southbourne Emsworth Hampshire PO10 8DD  Appeal against SB/124
<a href="#"><u>20/00785/FUL</u></a>	
<b>Westbourne Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Meadow View Stables Monks Hill Westbourne PO10 8SX  Change of use of land for use as extension to Gypsy caravan site for the stationing of 6 additional caravans, including 3 pitches, each pitch consisting of 1 no. mobile home, 1 no. touring caravan and a utility building together with laying of hardstanding
<a href="#"><u>* 20/01569/FUL</u></a>	
<b>Westbourne Parish</b> <b>Case Officer: Jeremy Bushell</b> <b>Informal Hearings</b>	Land South Of Foxbury Lane Foxbury Lane Westbourne West Sussex PO10 8RG  Erection of 1 no. dwelling and associated landscaping.
<a href="#"><u>20/03164/FUL</u></a>	
<b>Westbourne Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Land East Of Monk Hill Monks Hill Westbourne West Sussex  Change of use of land to 1 no. private gypsy and traveller caravan site consisting of 1 no. mobile home, 1 no. touring caravan, 1 no. utility dayroom and associated development.
<a href="#"><u>19/00176/CONT</u></a>	
<b>Westbourne Parish</b> <b>Case Officer: Shona Archer</b> <b>Fast Track Appeal</b>	4 The Paddocks Common Road Hambrook Westbourne Chichester West Sussex PO18 8UP  Appeal against Enforcement Notice WE/55 - removal of TPO'd trees without an application for tree works.
<a href="#"><u>21/03135/FUL</u></a>	
<b>Wisborough Green Parish</b> <b>Case Officer: Calum Thomas</b> <b>Written Representation</b>	Land Adjacent To 1 Newfields Newpound Wisborough Green RH14 0AX  Change use of land to private gypsy and traveller caravan site consisting of 1 no. pitch.

Reference/Procedure	Proposal
<a href="#"><u>21/03603/FUL</u></a>	
<b>Wisborough Green Parish</b> <b>Case Officer: Emma</b> <b>Kierans</b> <b>Written Representation</b>	Goose Cottage Durbans Road Wisborough Green RH14 0DG  Change of use of outbuilding to Use Class E(g) with additional 2 no. parking bays and associated works.

#### 4. VARIATIONS TO SECTION 106 AGREEMENTS

None.

#### 5. CALLED-IN APPLICATIONS

Reference	Proposal	Stage

#### 6. COURT AND OTHER MATTERS

Injunctions		
Site	Breach	Stage
Birdham Farm	Of 4 Enforcement Notices	Injunction granted by the High Court. Contempt of Court Proceedings as 3 plots remain in occupation. All documents for an application for a hearing submitted to counsel. Awaiting for a court date.

Court Hearings		
Site	Matter	Stage

<b>Prosecutions</b>		
<b>Site</b>	<b>Breach</b>	<b>Stage</b>
Land South of The Stables	Of Enforcement Notice	First hearing on 10.1.23. No plea entered as compliance may be achieved. Matter adjourned to 15 June at Crawley Magistrates' Court.
Land East of Farmfield Nurseries.	Of 2 Enforcement Notices	Summons issued and to be sent with evidence to the defendants. First hearing on 14 March 2023 at Crawley Magistrates' Court.

## **7. POLICY MATTERS**