

# Chichester District Council Planning Committee

Wednesday 05 April 2023

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

### Appeals, Court and Policy Matters

between 08-02-2023 - 15-03-2023

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)

Reference/Procedure	Proposal
<a href="#"><u>22/02553/DOM</u></a>	
<b>Bosham Parish</b> <b>Case Officer: Freya Divey</b> <b>Fast Track Appeal</b>	Brooks Farm Cottage Brooks Lane Bosham West Sussex PO18 8JX Detached garage with home office above.
<a href="#"><u>* 22/01283/FULEIA</u></a>	
<b>Southbourne Parish</b> <b>Case Officer: Jane Thatcher</b> <b>Public Inquiry</b>	G And R Harris Main Road Nutbourne Chichester West Sussex PO18 8RL Demolition and mixed use development comprising 103 no. dwellings and a Childrens' Nursery, together with associated access, parking, landscaping (including provision of wildlife corridor) and associated works.

## 2. DECISIONS MADE

Reference/Procedure	Proposal
<a href="#">21/01963/PA3Q</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.
<b>Appeal Decision: APPEAL ALLOWED</b>	
<p>“The appeal is allowed and approval is granted under the provisions of Article 3(1) and Schedule 2, Part 3, Class Q of The Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended) . . . The Council is content that the proposal would satisfy all matters other than those relating to whether the appeal building is capable of and suitable for conversion to a dwelling, space standards, and its effect on the Chichester and Langstone Harbours Special Protection Area (SPA) and the Pagham Harbour SPA. . . . It is not the intention of the permitted development right to allow rebuilding work which would go beyond what is reasonably necessary for the conversion of the building to residential use. Therefore, it is only where the existing building is already suitable for conversion to residential use that the building would be considered to have the permitted development right. . . . The building is thought to date from around the 1940s. The hardboard cladding looks shabby, but it is a relatively small part of the building, and it has already been replaced with plywood or similar in the east wall. Most of the simple hopper type windows and the sliding doors in the south gable end are or appear to be useable. Despite the age and condition of its hardboard cladding, the building as a whole is reasonably sound and robust. It also appears to be reasonably wind and weathertight, with little sign of damage or decay inside. . . . The works, including weatherboarding, doors and windows, damp proofing, thermal insulation and durable finishes to the walls, floor and roof, and services, would be reasonably necessary for the building to function as a dwelling, so they would fall within the scope of Q.1(i). Without the existing building, the works would not have the stature to be a self- supporting edifice. Moreover, in considering the existing building as a whole, the works would not be so extensive, or so substantial, that they would amount to a fresh or new build. So, the existing building is suitable for conversion to residential use, and it is capable of functioning as a dwelling.. . . The appellant has submitted a completed planning obligation to secure a financial contribution towards the provision of access mitigation measures in respect of the SPAs. . . . . For the reasons given, the appeal should be allowed”</p>	
<b>COST DECISION</b>	
<p>“The applicant submitted details during the appeal process that were not available at the application stage, including plans and a section, and a planning obligation, to deal with the Council’s concerns in reasons for refusal 3 and 4. So, the appeal could not have been avoided. . . . Regarding reasons for refusal 1 and 2, the appellant submitted its structural engineer’s report (report) with the application. The Council considered it. The Council was entitled to exercise its planning judgment in considering whether the building as a whole was suitable for conversion to a dwelling in the first place. . . . The Council had not raised concerns about the report, which explains that it only deals with the building ‘From a structural viewpoint’, so there was no need for the Council to</p>	

**Appeal Decision: APPEAL ALLOWED : COST DECISION continued**

to submit technical evidence to address the matter . . . . Moreover, whilst approval of the conversion of a similar building elsewhere might provide some support for the proposal, the Council acted reasonably in considering the proposal on its merits. . . . The Council acted reasonably in considering whether the proposal would fall within the definitional scope of the permitted development right, having regard to the limitations of the GPDO, case law, and PPG. The Council's reasons for refusal are complete, precise, specific and relevant to the application. It has substantiated its case in its representations. . . . I therefore find that unreasonable behaviour resulting in unnecessary or wasted expense, as described in PPG, has not been demonstrated. "

Reference/Procedure	Proposal
<a href="#"><u>20/00785/FUL</u></a>	
<p><b>Westbourne Parish</b></p> <p><b>Case Officer: Calum Thomas</b></p> <p><b>Informal Hearings</b></p>	<p>Meadow View Stables Monks Hill Westbourne PO10 8SX</p> <p>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</p>
<b>Appeal Decision: APPEAL ALLOWED</b>	
<p>" . . . The 2019 Coastal West Sussex Gypsy and Traveller Accommodation Assessment (GTAA) . . . estimates a current need for 35 pitches for households which meet the definition, and a total net need for the provision of 94 pitches in the period 2018-2036 for households who meet the PPTS definition. . . . The Council's Site Allocations Development Plan Document(2019) makes no provision for gypsy and traveller sites . . . The Council has undertaken a 'call for sites' and is currently also carrying out a review of the current GTAA. . . . As it stands, though, there is no land allocated for the provision of gypsy &amp; traveller sites in the district, and the Council accepts it cannot demonstrate a five year supply of deliverable sites for such accommodation. . . . The unmet need for gypsy &amp; traveller sites within the Chichester district is a matter to which I ascribe considerable weight. . . . whilst the appeal site is termed by the Council as 'open countryside' this is not necessarily how it appears in its contextual setting, given also the establishment of the approved adjoining caravan site,. . . . The boundary of the South Downs National Park is significantly distanced to the east, being some 350m from the appeal site and, although the site can be glimpsed from a public footpath that lies between, the stables perform an effective buffer in this regard. . . . The Westbourne Neighbourhood Plan 2017-2029 (NP) was adopted in June 2021 and now forms part of the development plan . . . paragraph 4.5.17 says that the development of further sites in the Westbourne area for gypsy and traveller purposes would be "premature and disproportionate for Westbourne . . . it was put to me at the Hearing that there are now some 45 pitches in Westbourne, which represents approximately 22% of all existing pitches in the Chichester District Council area. . . . The stated figure and percentage may be the case, although I note that the NP is incorrect in stating that the Council is able to demonstrate a five year land supply for gypsy and traveller pitches. This might have been the case at the time the text was written but the Council has confirmed that this is no longer the position. . . . NP policy OA3: 'Community Balance' says that development to meet the needs of the gypsy and traveller community will be permitted where, amongst other things, this does not result in sites being over-concentrated in any one location or disproportionate in size to nearby communities and can demonstrate a local connection . . . in the immediate locality, certainly on this stretch of Monks Hill, I only witnessed the small adjoining site, occupied by the appellant, in such use. . . . Although there would be some degree of harm to the character of the landscape, I consider this more to do with change. In the setting I have described, this would not be significant... I consider that the development is not significantly harmful to the surrounding rural character . . . I am satisfied that there would be no significant effects on the integrity of the Chichester and Langstone Harbours SPA with regard to nutrient neutrality . . . I am satisfied that the development is of a scale appropriate to meet the accommodation need identified, and its location would not, either</p>	

**Appeal Decision: APPEAL ALLOWED - continued**

singularly or cumulatively, cause significant harm to the character of the area or the surrounding landscape. This is consistent with the advice in PPTS paragraphs 14 and 25. In this connection I have also noted the proximity of Westbourne with its various shops and facilities, which include a primary school and a doctor's surgery. . . . Concerns have been expressed by interested parties as to highway safety and I note that although the local highway authority had no overriding concerns a preference was given that a condition be imposed restricting occupancy to the appellant's family. . . . , I note that this is an existing vehicular access and, in terms of highway safety, no compelling details of any traffic accidents in the, immediate vicinity of the access point were produced at the Hearing. . . . I do not find that significant adverse effects would result from the development... . With reference to the Westbourne Neighbourhood Plan, and policy OA3 thereto, I accept that the Parish might have a disproportionate number of pitches relative to the District as a whole but this is likely down to land availability and pressures therefrom. . . . I therefore conclude that the proposed development would accord with both national and local policy, and would not be harmful to local character nor the setting of the surrounding landscape. Adequate mitigation measures on the nitrate issue would also be employed. Indeed, having had regard to all matters raised I do not consider that the objections, either individually or cumulatively, should outweigh my conclusions. . . .”

Reference/Procedure	Proposal
<a href="#">EWB/19/00431/AGR</a>	
<b>East Wittering And Bracklesham Parish</b>  <b>Case Officer: Martin Mew</b> <b>Written Representation</b>	Hundredsteddle Farm Hundredsteddle Lane Hundredsteddle Lane Chichester West Sussex PO20 7BL  Grain store and machinery store.
<b>Cost Decision</b>	
<p><b>COST DECISION</b></p> <p>"The costs application fails. . . .The application was refused by the Council on 7 October 2020 for three reasons. Reasons 1 and 2 stated that the proposal would not benefit from the permission granted by Article 3 of the Town and Country Planning (General Permitted Development)(England) Order 2015 (GDPO). Reason 3 stated that the proposal was likely to cause danger to users of the highway, due to the siting of the proposed building. . . An appeal against this refusal was allowed by a decision dated 25 May 2021. There was a related application for costs, which was allowed in part (in relation to Reasons 1 and 2) by a decision also dated 25 May 2021. . . .The Council mounted a legal challenge against both the appeal decision and the costs decision. This challenge was successful and both decisions were quashed by a Court Order dated 2 August 2021. The Court found that the Inspector had not had regard to further case law which held that: . . .when determining an application for prior approval for development under Part 6, Class A of the GPDO the decision maker is entitled to consider whether the development proposed falls within the scope of the class of permitted development relied upon. This error was material to the Inspector's decisions to allow the Appeal and to make the Costs Award and the Defendants accept that both should be quashed." . . .The appeal and costs applications were remitted for redetermination. . . .The original costs application was withdrawn. A further costs application was then made, which is the subject of this letter . . .The Secretary of State notes that the first Inspector found that there was scope for planning judgement in relation to the effect of the proposed siting on highway safety. Although they found in favour of the appellant on the planning merits, they did not consider that the Council's position was unreasonable . . .Although the Inspector found in favour of the appellant, for reasons set out in his decision, the Secretary of State considers that this was not a straightforward matter and required a careful weighing of the evidence. This indicates that the Council's initial position was not unreasonable. . . The Council later came to a different view in relation to a further application for prior approval. However, matters had moved on by then, not least with the first determination and subsequent legal challenge . . .The Council was entitled to have regard to those findings as part of its overall assessment of the further application. It was not unreasonable for the Council to reconsider its previous position. . . The appellant argues that the scheme drawings ultimately approved were the same as those initially refused. This is not disputed by the Council. However, the Council's submission that the supporting information and evidence base was materially different was not countered by the appellant. The Secretary of State considers that, in determining the reasonableness of the Council's approach, it is necessary to consider all the planning circumstances, not just the submitted drawings. Overall, the Secretary of State finds that the conditions for a substantive award have not been met. . . The appellant argues that the Council prolonged the appeal process by mounting a legal challenge. However, the Council was concerned to ensure that the appeal was decided on the correct legal basis. It was not unreasonable for it to commence proceedings in order to ensure that happened. . .The Secretary of State concludes that, having regard to all the circumstances, the Council did not behave unreasonably in relation to either the substance of the appeal or procedural matters. . . For these reasons, it is concluded that an award of costs against the Council is not justified in the particular circumstances of this case."</p>	

Reference/Procedure	Proposal
<a href="#">18/00323/CONHI</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 PO19 9BQ Appeal against HH/22
<b>Appeal Decision: Withdrawn</b>	

### 3. IN PROGRESS

Reference/Procedure	Proposal
<a href="#"><u>21/03037/FUL</u></a>	
<b>Birdham Parish Case</b> <b>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 – Awaiting notification of a PINs site visit
<a href="#"><u>20/03320/OUTEIA</u></a>	
<b>Chidham &amp; Hambrook Parish</b> <b>Case Officer: Jane Thatcher</b> <b>Public Inquiry 15-May-2023</b> <b>Emsworth Baptist Church</b> <b>North Street Emsworth 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 15-May-2023</b> <b>Emsworth Baptist Church</b> <b>North Street Emsworth 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="#">21/02303/OUT</a>	
<b>Chidham &amp; Hambrook Parish</b> <b>Case Officer: Calum Thomas</b> <b>Informal Hearings</b>	Caravan And Camping Site Orchard Farm Drift Lane Bosham Chichester West Sussex PO18 8PP  Outline Application (with all matter reserved except Access) for the demolition of caravan repair building, cessation of use of land for caravan storage and removal of hardstandings and erection of 1no 4bed, 3no 3 bed, 4no 2bed and 1no 1 bed bungalows.
* <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.

Reference/Procedure	Proposal
<a href="#"><u>20/00234/FUL</u></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.
<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.

Reference/Procedure	Proposal
<a href="#"><u>21/00152/CONTRV</u></a>	
<b>Funtington Parish Case Officer: Shona Archer Informal Hearings</b>	Land West Of Newells Farm Newells Lane West Ashling West Sussex Appeal against Enforcement Notice FU/87 Awaiting appeal decision
<a href="#"><u>20/00109/CONTRV</u></a>	
<b>Funtington Parish Case Officer: Shona Archer Informal Hearings</b>	Field West Of Beachlands Nursery Newells Lane West Ashling West Sussex Appeal against Enforcement Notice FU/80 As above
<a href="#"><u>20/00288/CONENG</u></a>	
<b>Funtington Parish Case Officer: Shona Archer Informal Hearings</b>	Land West Of Newells Lane West Ashling Chichester West Sussex PO18 8DD Appeal against Enforcement Notice FU/89 As above
<a href="#"><u>20/00288/CONENG</u></a>	
<b>Funtington Parish Case Officer: Shona Archer Informal Hearings</b>	Land West Of Newells Lane West Ashling Chichester West Sussex PO18 8DD Appeal against Enforcement Notice FU/77 As above
<a href="#"><u>21/02428/FUL</u></a>	
<b>Linchmere Parish Case Officer: Calum Thomas 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 Case Officer: Martin Mew 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.

Reference/Procedure	Proposal
<a href="#"><u>* 21/02849/FUL</u></a>	
<b>Loxwood Parish</b> <b>Case Officer: Calum Thomas</b> <b>Written Representation</b>	Land South West Of Willets Way Willetts Way Loxwood West Sussex  5 no. residential dwellings, vehicular and pedestrian access and hard and soft landscaping.
<a href="#"><u>22/00470/PA3Q</u></a>	
<b>Loxwood Parish</b> <b>Case Officer: Sascha Haigh</b> <b>Written Representation</b>	Mill House Farm Drungewick Lane Loxwood Billingshurst West Sussex RH14 0RS  Proposed change of use from agricultural buildings to 4 dwellings - (C3 Use class); Class Q (a).
<a href="#"><u>22/00637/PA3Q</u></a>	
<b>Loxwood Parish</b> <b>Case Officer: Sascha Haigh</b> <b>Written Representation</b>	Mill House Farm Drungewick Lane Loxwood Billingshurst West Sussex RH14 0RS  Proposed change of use from agricultural building to 1 dwelling - (C3 Use class).
<a href="#"><u>22/01565/ELD</u></a>	
<b>Loxwood Parish</b> <b>Case Officer: Emma Kierans</b> <b>Informal Hearings</b>	Loxwood Farm Brewhurst Lane Loxwood West SussexRH14 0RJ  Existing lawful development use of land as garden curtilage.
<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 SussexRH14 0UJ  Prior notification for the change of use of agricultural buildings to 1 no. dwelling (C3 Use Class) with alterations to fenestration.

<b>Reference/Procedure</b>	<b>Proposal</b>
<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  Appeal in progress
<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.  Appeal in progress
<a href="#"><u>22/00606/FUL</u></a>	
<b>Selsey Parish</b> <b>Case Officer: Emma</b> <b>Kierans</b> <b>Written Representation</b>	21 Vincent Road Selsey Chichester West Sussex PO20  Erection of 1 no. 2 bed bungalow (resubmission of SY/21/01820/FUL).
<a href="#"><u>22/02090/DOM</u></a>	
<b>Selsey Parish</b> <b>Case Officer: Emma</b> <b>Kierans</b> <b>Fast Track Appeal</b>	36 Fontwell Road Selsey Chichester West Sussex PO20  New garage to front of property.
<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>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.

<b>Reference/Procedure</b>	<b>Proposal</b>
<a href="#"><u>20/02077/FUL</u></a>	
<b>Southbourne Parish 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 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).
<a href="#"><u>19/00103/CONCOU</u></a>	
<b>Southbourne Parish 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>* 20/01569/FUL</u></a>	
<b>Westbourne Parish 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 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 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. Awaiting appeal decision

Reference/Procedure	Proposal
<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.
<a href="#"><u>21/03603/FUL</u></a>	
<b>Wisborough Green Parish</b> <b>Case Officer: Emma 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 Injunction	Of 2 Injunction Orders	Counsel is preparing the application to the High Court for Contempt of Court Proceedings for the alleged breach of 2 Injunction Orders. All required documents have been sent to counsel.

Court Hearings		
Site	Matter	Stage

<b>Prosecutions</b>		
<b>Site</b>	<b>Breach</b>	<b>Stage</b>
Crouchlands – Lagoon 3, Loxwood	Of Enforcement Notice	Summons sent to the defendant for first hearing on 18 April 2023.
Land South of the Stables, Hambrook	Of Enforcement Notice	First hearing on 10 January adjourned to 15 June for defendant to regularise the site. No plea entered.
Land East of Farmfield Nurseries	Of 2 Enforcement Notices	First hearing on 14 March adjourned at the request of the defendants (to obtain legal advice). Court to provide a new date.
There are another 2 cases which a court date has been obtained for but summons not sent to defendants yet, therefore these will be updated for the next Schedule		

## **7. POLICY MATTERS**