The Planning Inspectorate

www.planning-inspectorate.gov.uk

For official use only (Date received)
9-Nov-2009 17:12

HOUSEHOLDER PLANNING APPEAL (Online) FORM

If you need this document in large print, on audio tape, in Braille or in another language, please contact our helpline on 0117 372 6372. **To help you fill in this form correctly please refer to the enclosed guidance leaflet "How to complete your planning appeal form".**

WARNING : Your appeal **and** essential supporting documents **must** reach the Inspectorate within 12 weeks of the date shown on the Local Planning Authority's decision notice. **If your appeal and essential supporting documents are not received in time we will not accept the appeal.**

APPEAL REFERENCE: APP/Y3805/D/09/2116552

A. APPELLANT DETAILS

The name of the person(s) making the appeal must appear as an applicant on the planning application form.

Name: Mr Walter Bush

Organisation name (if applicable):

Address:
114 Old Fort Road
SHOREHAM-BY-SEA
West Sussex

Postcode: BN43 5HB

Phone no.:

Fax no:

E-mail: luke@lewisplanning.co.uk

Please confirm how you wish to correspond with us:

Electronically, via the email address specified above ✓

On paper, by post.

B. AGENT DETAILS

Name: Mr Luke Carter

Organisation name (if applicable):

Address:
Messrs Lewis & Co Planning
Paxton Business Centre
Portland Road
HOVE

Postcode: BN3 5SG

Your reference: Bush - 114 Old Fort Road

Phone no.:

Fax no.:

E-mail: luke@lewisplanning.co.uk

Please confirm how you wish to correspond with us:

Electronically, via the email address specified above ✓

On paper, by post.

C. LOCAL PLANNING AUTHORITY (LPA) DETAILS

Name of the LPA: Adur District Council

LPA reference number: ADC/0300/09

Date of application to LPA: 03 Aug 2009

Date of the LPA's decision: 21 Sep 2009

D. APPEAL SITE ADDRESS

Address
114 Old Fort Road
SHOREHAM-BY-SEA
West Sussex

Postcode BN43 5HB Grid Reference: Easting 05228262 Northing 01045358

1. Is the appeal site within a Green Belt? Yes ☐ No ☑

2. Could the Inspector see the relevant parts of the appeal site sufficiently to judge the proposal from public land? Yes ☐ No ☑

3. Are there any health and safety issues at, or near the site which the Inspector would need to take into account when visiting the site? If so please describe them below Yes ☐ No ☑

E. DESCRIPTION OF THE DEVELOPMENT

Has the description of the development changed from that stated on the application form? Yes ☑ No ☐

Revised wording is : REMOVAL OF CONDITION 1 OF SU/95/03 (PERMANENT REMOVAL OF SCREEN AT EAST SIDE OF REAR BALCONY) (RENEWAL OF ADC/0296/07).

NOTE: The description of the development was changed unilaterally by the LPA and therefore there is no copy of the agreement to change.

Area of floor space of proposed development (in square metres) 1

F. REASON FOR THE APPEAL

This reason for this appeal is that the LPA has (please tick which applies)

1 Refused planning permission ☑

2 Refused permission to vary a condition(s) ☐

G. GROUNDS OF APPEAL

** See separate documents **

CHOICE OF PROCEDURE

There are 3 possible choices:- written representations, hearings and inquiries. You should consider carefully which method suits your circumstances before selecting your preferred option by ticking the box.

1. THE WRITTEN REPRESENTATIONS PROCEDURE ✓

This is normally the simplest, quickest and most straightforward way of making an appeal. The 'Householder Appeals Service' written procedure is particularly suited to small-scale developments.

2. THE HEARING PROCEDURE

This procedure is likely to be suited to more complicated cases which require detailed **discussion** about the merits of a proposal. At a hearing the Inspector will lead a discussion on the matters already presented in the written statements and supporting documents. Although you may indicate a preference for a hearing, the Inspectorate will consider whether your appeal is suitable for this procedure against the indicative criteria.

Please answer the question below.

a) Is there any further information relevant to the hearing which you need to tell us about? If so please explain below. YES NO

3. THE INQUIRY PROCEDURE

This is the most formal of procedures. Although it is not a court of law the proceedings will often seem to be quite similar, as the parties to the appeal will usually be legally represented and expert witnesses may be called to give evidence. Although you may indicate a preference for an inquiry the Inspectorate must also consider that your appeal is suitable for this procedure against the indicative criteria.

Please answer the questions below.

a) How long do you estimate the inquiry will last? (Note: We will take this into consideration, but please bear in mind that our estimate will also be informed by others' advice and our own assessment.) No. of days

b) How many witnesses do you intend to call? No. of witnesses

c) Is there any further information relevant to the inquiry which you need to tell us about? If so, please explain below. YES NO

H. (part one) SITE OWNERSHIP CERTIFICATES

We need to know who owns the appeal site. If you do not own the appeal site or if you own only part of it, we need to know the name(s) of the owner(s) or part owner(s) and be sure that you have told them that you have made an appeal.

You must tick below which of the 'certificates' applies.

If you are the **sole** owner of the **whole** appeal site, certificate A will apply:

CERTIFICATE A A ☑

I certify that, on the day 21 days before the date of this appeal, nobody except the appellant, was the owner of any part of the land to which the appeal relates:

OR

CERTIFICATE B B ☐

I certify that the appellant (or the agent) has given the requisite notice (see the *Guidance leaflet*) to every one else who, on the day 21 days before the date of this appeal, was the owner of any part of the land to which the appeal relates, as listed below:

Owner's name	Address at which the notice was served	Date the notice was served (this must be within the last 21 days)

CERTIFICATES C & D C/D ☐

If you do not know who owns all or part of the appeal site, complete either Certificate C or Certificate D enclosed with the accompanying *Guidance leaflet* and attach it to the appeal form.

H. (part two) AGRICULTURAL HOLDINGS CERIFICATE

We need to know whether the appeal site forms part of an agricultural holding. Please tick either (a) or (b).

(a) None of the land to which the appeal relates is, or is part of, an agricultural holding: A ☑

OR

(b) The appeal site is, or is part of, an agricultural holding and the appellant (or the agent) has given the requisite notice to every person (other than the appellant) who, on the day 21 days before the date of the appeal, was a tenant of an agricultural holding on all or part of the land to which the appeal relates as listed below: B ☐

Tenant's name	Address at which the notice was served	Date the notice was served (this must be within the last 21 days)

I. ESSENTIAL SUPPORTING DOCUMENTS

If we do not receive both your appeal documents by the end of the 12 week appeal period, we will not accept your appeal.

You must send the documents listed below with your appeal form. Please tick the boxes to confirm the documents are enclosed.

1 A copy of the original **planning application** sent to the LPA. ✓

2 A copy of the **LPA's decision notice.** ✓

J. OTHER APPEALS

If you have sent other appeals for this or nearby sites to us and these have not been decided, please give details and our reference numbers.

K. CHECK SIGN AND DATE

(All supporting documents must be received by us within the 12 week time limit)

I confirm that I have sent a copy of this appeal form and relevant documents to the LPA *(if you do not your appeal will not normally be accepted).*

I confirm that all sections have been fully completed and that the details of the ownership (section H) are correct to the best of my knowledge.

Signature Date 9 November 2009

Name (in capitals) Mr Luke Carter

On behalf of (if applicable) Mr Walter Bush

The gathering and subsequent processing of the personal data supplied by you in this form, is in accordance with the terms of our registration under the Data Protection Act 1998. Further information about our Data Protection policy can be found on our website under "Privacy Statement".

L. NOW SEND...

● 1 COPY to us at:	● 1 COPY to the LPA	● 1 COPY for you to keep
The Planning Inspectorate Customer Support Unit Room 3/15 Eagle Wing Temple Quay House 2 The Square Temple Quay Bristol BS1 6PN	Send a copy of the appeal form to the address from which the decision notice was sent (or to the address shown on any letters received from the LPA). There is no need to send them all the documents again, send them any supporting documents not previously sent as part of the application. If you do not send them a copy of this form and documents, we may not accept your appeal.	

When we receive your appeal form, we will write to you letting you know if your appeal is valid, who is dealing with it and what happens next.

M. APPEAL DOCUMENTS

We will not be able to validate the appeal until all the necessary supporting documents are received.

Please remember that all supporting documentation needs to be received by us within the appropriate deadline for the case type. If forwarding the documents by email, please send to householderappeals@pins.gsi.gov.uk. If posting, please enclose the section of the form that lists the supporting documents and send it to PO Box 2606, Bristol, BS1 9AY.

You will not be sent any further reminders.

Please ensure that anything you do send by post or email is clearly marked with the reference number:

APP/Y3805/D/09/2116552

Please ensure that a copy of your appeal form and any supporting documents are sent to the local planning authority.

```
*****************************************************************
* The Documents Listed Below Were Uploaded With The Appeal Form *
*****************************************************************
==========  DESCRIPTION OF THE DEVELOPMENT  ==========
TITLE:       LPA's Agreement to the change
DESCRIPTION: LPA's Agreement to the change
FILENAME:    wording of description.pdf


==========  GROUNDS OF APPEAL  ==========
TITLE:       Grounds of Appeal 1
DESCRIPTION: Grounds of appeal
FILENAME:    appeal statement.pdf


==========  ESSENTIAL SUPPORTING DOCUMENTS  ==========
TITLE:       01. A copy of the original planning application sent to the LPA.
DESCRIPTION: application forms - bush
FILENAME:    Full Application Forms0001.pdf

TITLE:       02. A copy of the LPA's decision notice.
DESCRIPTION: ADC decision notice 210909
FILENAME:    LPA Decision notice.pdf
```