



WORTHING BOROUGH COUNCIL

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PLANNING REFUSAL

TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (AMENDMENT) (ENGLAND) ORDER 2015

APPLICATION NUMBER: AWDM/0445/26

Details of Development

CHANGE OF USE FROM DWELLINGHOUSE (CLASS C3) TO LARGE HOUSE IN MULTIPLE OCCUPATION (SUI GENERIS); DEMOLITION OF SIDE STORE AND CONSTRUCTION OF SINGLE STOREY SIDE EXTENSION; CONVERSION OF ROOFSpace INCLUDING REAR ROOFLIGHTS

Location of Development

16 ELM ROAD WORTHING WEST SUSSEX BN11 1PG

In pursuance of their powers under the above-mentioned Act and Order the Council hereby notify you that they REFUSE to permit the above development, in accordance with the application and relevant correspondence registered on 15th April 2026.

The reasons for the Council's decision to refuse to permit the development are stated on the schedule overleaf.

Gary Peck
Head of Planning & Development
18/08/2026

SCHEDULE

Reasons for Refusal

01. The provision of an 8-person House in Multiple Occupation (HMO) is considered to be an overdevelopment of the site, which will lead to increased activity, noise and disturbance at the property to the detriment of neighbouring amenities and to the amenities of future residents at the site. This is compounded by the limited amount of communal living space within the building and the limited external space, which is also required to contain cycle and bin storage and to which access appears to be limited and inconvenient. The proposal in addition to the number of other existing nearby smaller units of accommodation, including other HMOs, is considered to represent an over-concentration of small units of accommodation which will unbalance and adversely affect the character of this residential area. Accordingly the proposal is contrary to Policies DM1, DM2 and DM5 of the Worthing Local Plan 2020 - 2036 and National Planning Policy Framework 2026.

Informatives / Notes to Applicant

01. For the avoidance of doubt this refusal relates to the following drawings/plans:-.

Reference/Drawing Number	Version	Date Rec
PROPOSED SITE PLAN	25.92_PL_104	26.07.2026
SITE LOCATION & BLOCK PLAN	25.92_PL_001	14.07.2026
EXISTING FLOOR PLANS	25.92_PL_002 A	14.07.2026
EXISTING ELEVATIONS	25.92_PL_003	10.07.2026
PROPOSED FLOOR PLAN & SECTIONS	25.92_PL_100 C	10.07.2026
PROPOSED ELEVATIONS	25.92_PL_101 B	10.07.2026
PROPOSED ROOF PLAN	25.92_PL_102 A	10.07.2026
MANAGEMENT STATEMENT	REV A	07.08.2026
FRA		20.07.2026
PROPOSED ACOUSTIC STRATEGY	25.92_PL_103	20.07.2026
PLANNING STATEMENT	REV A	10.07.2026

02. The Local Planning Authority has acted positively and proactively in determining this application by identifying matters of concern with the proposal and clearly setting these out in the reason(s) for refusal. Furthermore, Members of the planning committee which took the decision to refuse planning permission have been asked to consider whether there are opportunities to amend the development to address this harm. Where a potential way forward has been identified, this has been communicated to the Applicant. The Local Planning Authority is willing to provide pre-application advice in respect of any future application for a revised development.

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YOUR ATTENTION IS DIRECTED TO THE FOLLOWING NOTES FROM THE ABOVE ORDER. THEY ARE FOR INFORMATION ONLY AND DO NOT PRETEND TO SET OUT THE WHOLE OF THE LAW ON THE SUBJECT. IT WOULD BE WELL FOR YOU TO CONSULT YOUR SOLICITOR IF YOU ARE IN ANY DOUBT

Appeals to the Secretary of State

1. If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
2. If you want to appeal, then you must do so within six months, 12 weeks for a minor commercial (shop front) of the date of this notice. Appeals can be made online at: <https://www.gov.uk/appeal-planning-decision> If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.
3. The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
4. The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements to the provisions of any development order and to any directions given under a development order.
5. In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.
6. If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. [Further details are on GOV.UK](#).

Purchase Notices

7. If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
8. In these circumstances, the owner may serve a purchase notice on the District Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Planning Act 1990.
9. Further correspondence about this application should quote the reference number at the top right hand corner of the form.
10. Where this notice conveys approval or permission, conditional or unconditional, please note that the decision given does not purport to convey any consent or approval which may be required under the Building Act and Building Regulations, or any other legislation.

Reduced time for making a planning appeal where enforcement action is being taken

Where an enforcement notice has been served in relation to the same, or substantially the same, development as in the planning application no earlier than 2 years before the date the application was made, the period for receiving a planning appeal is within 28 days of the date on the planning application decision notice or of the date by which the LPA should have decided the application.

However, the LPA may formally decline to determine a retrospective planning application for permission for any development contained within a pre-existing enforcement notice served on or after 6 April 2012, where that notice was issued before the application was received by the LPA (see above). There is no right to make a planning appeal in such circumstances.

Where an enforcement notice was served in relation to the same, or substantially the same, development after the decision notice on the application was issued or after the end of the period the LPA had to determine the application, the period for receiving a planning appeal is within 28 days of the date the

enforcement notice was served (unless this would extend the period beyond the normal 12 weeks or 6 months deadline).