From: Keith Morgan
Sent: 10 May 2010 15:31
To: 'daniel.jenkins@ecda.co.uk'
Cc: Peter Barnett
Subject: 44 New Road, Shoreham: ADC/0083/10 & ADC/0095/10

Dear Mr Jenkins,

I refer to your proposals which are due to be considered at the Planning Committee meeting on 24 May 2010.

It has just come to my attention that your second application ADC/0095/10, for Conservation Area (CA) consent for demolition, is in fact unnecessary as such consent is not needed. The House of Lords decided in 1997 (in the case of *Shimizu (UK) Ltd v Westminster City Council*) that CA consent is only required for total or substantial destruction of a building. The demolition of part of a building, as in the case of 44 New Road, is regarded as an alteration and hence is covered by your application for planning permission ADC/0083/10.

I am therefore contacting you to suggest that you withdraw your application ADC/0095/10, leaving the application ADC/0083/10 to be decided. The latter is, incidentally, being recommended for approval at the above-mentioned Committee meeting.

I would be grateful for a reply from you in the next couple of days, as the agenda for the Committee needs to be ready for printing on 13 May.

Yours sincerely

Keith Morgan

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