

## Development Management – Delegated Officer Report

**Application Number:** AWD/0890/26      **Recommendation – GRANT LDC**

**Site:** 55 Penfold Road Worthing West Sussex BN14 8PG

**Proposal:** Application for Certificate of Lawfulness for Proposed loft conversion with rear dormer and Juliet balcony, front rooflights

**Site visit:** N

### Proposal, Site and Surroundings

Semi-detached 2-storey building on the west side of Penfold Road with brick render and tiled roof. This building is not a Listed Building or located in Conservation Area.

### Planning Assessment

#### *Principle*

The proposal will be viewed against the criteria of permitted development, as laid out within The Town and Country Planning (General Permitted Development) (England) Order 2015

#### *Consideration*

Schedule 2, Part 1, Development within the curtilage of a dwellinghouse Permitted Development

#### **Class B The enlargement of a dwellinghouse consisting of an addition or alteration to its roof**

B.1 Development is not permitted by Class B if:-

a) The dwellinghouse has been granted only by virtue of Class M, N, P, PA or Q.

**Analysis:** The dwellinghouse has not been created through change of use by virtue of Part 3.

b) The height of the roof extension would exceed the highest part of the existing roof;

**Analysis:** The height of the enlargement does not exceed the height of the highest part of the existing roof.

(c) the roof extension would extend beyond the plane of any existing roof slope which forms the principal elevation of the dwelling house and fronts a highway;

**Analysis:** The roof extension does not project beyond the plane of an existing roof slope which forms the principal elevation of the dwelling house and fronts a highway;

(d) the cubic content of the resulting roofspace would exceed the cubic content of the original roof by more than:-

- i) 40 cubic metres in the case of a terrace house, or
- ii) 50 cubic metres in any other case.

**Analysis:** The cubic content of the enlargement is measured to be approximately 15.77 cubic metres, which does not exceed the limit of 50 cubic metres.

(e) it would consist of or include:-

- i) a verandah, balcony or raised platform or
- ii) the installation, alteration or replacement of a chimney, flue or soil and vent pipe;

**Analysis:** The development does not include any elements in i) or ii) above.

(f) the dwellinghouse is on article 2(3) land

**Analysis:** The dwelling house is not on article 2(3) land.

(g) the dwellinghouse is built under Part 20 of this Schedule (construction of new dwellinghouses).

**Analysis:** The dwellinghouse has not been created by virtue of Part 20.

## B.2 Development is permitted subject to:-

(a) the materials used in any exterior work must be of similar appearance to those used in the construction of the exterior of the existing house;

**Analysis:** It is stated in the Statement that the extension would be finished in materials to match the existing building.

(b) the enlargement must be constructed so that:-

i) other than in the case of a hip-to-gable enlargement which joins the original roof to the roof of a rear or side extension –

- (aa) the eaves of the original roof are maintained or reinstated; and

(bb) the edge of the enlargement closest to the eaves of the original roof is so far as practicable not less than 0.2m from the eaves, measured along the roof slope from the outside edge of the eaves, and  
ii) other than in the case of an enlargement which joins the original roof to the roof of a rear or side extension no part of the enlargement extends beyond the outside face of any external wall of the original dwelling house.

**Analysis:** The eaves of the original roof would be maintained and the proposed enlargement would be set up by approximately 0.42m from the outside edge of the eaves, which complies with the requirement of no less than 0.2m. No part of the enlargement would extend beyond the outside face of any external wall of the original dwelling house.

c) any window inserted on a wall or roof slope forming a side elevation of the dwelling house must be:-

- i) obscure glazed and
- ii) non-opening unless the parts of the window which can be opened are more than 1.7m above the floor of the room in which the window is installed.

**Analysis:** No windows will be inserted on the side elevation.

### **Class C – Alterations to the roof of a dwelling house**

C.1 Development is not permitted by Class C if:-

a) The dwellinghouse has been granted only by virtue of Class M, N, P, PA or Q.

**Analysis:** The dwellinghouse has not been created through change of use by virtue of Part 3.

b) The alteration would protrude more than 0.15m beyond the plane of the slope of the original roof when measured from the perpendicular with the external surface of the original roof;

**Analysis:** It is stated on the plan that the rooflight(s) would not project more than 150mm beyond the plane of the roofslope.

c) The height of the highest part of the alteration would exceed the highest part of the original roof;

**Analysis:** The rooflight(s) would not exceed the highest part of the original roof;

(d) it would consist of or include:-

- i) the installation, alteration or replacement of a chimney, flue or soil and vent pipe; or
- ii) the installation, alteration or replacement of solar photovoltaics or solar thermal equipment.

**Analysis:** The development does not include any elements in i) or ii).

(e) the dwellinghouse is built under Part 20 of this Schedule (construction of new dwellinghouses).

**Analysis:** The dwellinghouse has not been created by virtue of Part 20.

C.2 Development is permitted subject to the condition that any window located on a roof slope forming a side elevation of the dwelling house must be:-

- a) obscure-glazed, and
- b) non-opening unless the parts of the window which can be opened are more than 1.7m above the floor of the room in which the window is installed.

**Analysis:** No windows will be inserted on the roof slope forming a side elevation.

### **Recommendation**

Issue a Certificate of Lawfulness for Proposed Development, the submission of a planning application for the works will not be required.

### **Reasons for Recommendation**

The proposal constitutes 'development' as defined by Section 55 of the Town and Country Planning Act 1990, but is permitted by Classes B and C of Part 1 Schedule 2 of Town and Country Planning (General Permitted Development) (England) Order 2015.

Case Officer: Broderick Poon Date: 31/07/2026

Authorised by: Louise Prew Date: 04/08/2026