



PLANNING APPEAL FORM

If you need this document in large print, in audio format or in Braille, please contact our helpline on 0303 444 5000. **To help you fill in this form correctly please refer to the enclosed guidance leaflet "How to complete your planning appeal form".**

WARNING: The appeal and essential supporting documents **must** reach the Inspectorate within the appeal period. **If your appeal and essential supporting documents are not received in time we will not accept the appeal.**

PLEASE PRINT CLEARLY IN CAPITALS USING **BLACK** INK

A. APPELLANT DETAILS

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

Name **MR ANDY COLLINS**

Company/Group name (if applicable) **CROWN LODGE DEVELOPMENTS**

Address **184 BURY STREET**
RUISLIP
MIDDLESEX Postcode **HA4 7TJ**

Daytime phone **07884310876** Fax

I prefer to be contacted by Post ☐ Email* ☐

*Email address **andycollins184@hotmail.com**

B. AGENT DETAILS (IF ANY) FOR THE APPEAL

See section B of the guidance leaflet.

Name **BRIAN COOKE**

Company/Group name (if applicable)

Address **69 PINWOOD ROAD**
HORDLE, LYMINGTON
HAMPSHIRE Postcode **SO41 0GN**

Your reference

Daytime phone **07845166408** Fax

I prefer to be contacted by Post ☐ Email* ☒

*Email address **cooke.brian1@sky.com**

C. LOCAL PLANNING AUTHORITY (LPA) DETAILS

See section C of the guidance leaflet.

Name of the LPA

LPA's application reference number

Date of the application

Did the LPA validate and register your application? Yes ☒ No ☐

Date of the LPA's decision notice

D. APPEAL SITE ADDRESS

See section D of the guidance leaflet.

Address

 Postcode

Note: Failure to provide the full postcode may delay the processing of your appeal

Please answer the questions below:

- 1 Is the appeal site within a Green Belt? Yes ☐ No ☒
- 2 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 yes, please describe them on a separate sheet. Yes ☐ No ☒

E. DESCRIPTION OF THE DEVELOPMENT

See section E of the guidance leaflet.

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

Area of the whole appeal site (i.e. the boundary) in hectares

Area of floor space of proposed development in square metres

Does the proposal include demolition of non - listed buildings within a conservation area? Yes ☐ No ☒

F. REASON FOR THE APPEAL

See section F of the guidance leaflet.

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

- 1 Refused planning permission for the development described in Section E. 1 ☒
- 2 Granted planning permission for the development subject to conditions to which you object. 2 ☐
- 3 Refused prior approval of permitted development rights. 3 ☐
- 4 Refused approval of matters reserved under an outline planning permission 4 ☐
- 5 Granted approval of the matters reserved under an outline planning permission subject to conditions to which you object. 5 ☐
- 6 Refused to approve any matter required by a condition on a previous planning permission (other than those in 3 or 4 above). 6 ☐
- Or
- 7 Failed to give notice of its decision within the appropriate period (usually 8 weeks) on an application for permission or approval. 7 ☐
- 8 Failed to give notice of its decision within the appropriate period because of a dispute over provision of local list documentation. 8 ☐

G. CHOICE OF PROCEDURE

It is important that you read carefully section G of the guidance leaflet before you complete this section.

There are 3 possible procedures:- 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

W ☒ *

This is normally the simplest, quickest and most straightforward way of making an appeal. The written procedure is suited to the vast majority of appeals. You should refer to the criteria within the guidance leaflet to help you select the appropriate option.

* a) Could the Inspector see the relevant parts of the appeal site sufficiently to judge the proposal from public land?

Yes ☒ No ☐

b) Is it essential for the Inspector to enter the site to check measurements or other relevant facts? If so, please explain below or on a separate sheet.

Yes ☐ No ☐

2 THE HEARING PROCEDURE

H ☐ ♦

This procedure is likely to be suited to more complicated cases which require detailed discussion about the merits of a proposal. Although you may indicate a preference for a hearing, the Inspectorate must also consider that your appeal is suitable for this procedure. If you are proposing that this appeal follows the hearing procedure you must submit a draft statement of common ground. **You must give detailed reasons below or on a separate sheet why you think a hearing is necessary.**

♦ a) If you are proposing that this appeal follows the hearing procedure you must liaise with the LPA and agree two alternative dates on which a hearing could take place. The dates should not fall on a Monday but should be between the period 7 – 11 weeks from submission of your appeal.

Please note that failure to provide at least one agreed date will result in a date being fixed by the Planning Inspectorate.

b) Is there any further information relevant to the hearing which you need to tell us about? If yes please explain below.

Yes ☐ No ☐

3 THE INQUIRY PROCEDURE

I ☐ ▲

This is the most formal of the procedures. Although you may indicate a preference for an inquiry the Inspectorate must also consider that your appeal is suitable for this procedure. You are required to provide information concerning the number of witnesses and the length of time they need to give their evidence. If you are proposing that this appeal follows the inquiry procedure you must submit a draft statement of common ground. **You must give detailed reasons below or on a separate sheet why you think an inquiry is necessary.**

▲ a) How many witnesses do you intend to call?

No. of witnesses ☐

b) How long do they need to give their evidence?

c) How long do you estimate the inquiry will last?

No. of days ☐

(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.)

G. CHOICE OF PROCEDURE (continued)

d) If you are proposing that this appeal follows the inquiry procedure and have estimated that it will last no more than 2 days you must liaise with the LPA and agree two alternative dates on which an inquiry could open and enter the details below. The opening date should not fall on a Monday or Friday but should be between the period 10 – 17 weeks from submission of your appeal.

Please note that failure to provide at least one agreed date will result in a date being fixed by the Planning Inspectorate.

e) Is there any further information relevant to the inquiry which you need to tell us about? If so, please explain below.

Yes ☐ No ☐

H. FULL STATEMENT OF CASE

See section H of the guidance leaflet to help you decide what to include in your full statement of case.

There is no further opportunity to add to your statement of case at a later stage.

Do you intend to submit a planning obligation (a section 106 agreement or a unilateral undertaking) with this appeal?

Yes ☐ No ☒

Have you made a costs application with this appeal?

Yes ☐ No ☒

1. OVER DEVELOPMENT; SIZE, SCALE, HEIGHT, REARWARD BULK, DOMINANT, OBTRUSIVE. THIS, WE BELIEVE, IS A MATTER OF OPINION. DEANE AVENUE AND ALL LOCAL ROADS HAVE A COMPLETE MIX OF HOUSES, FLATS & BUNGALOWS, OF DIFFERING HEIGHTS & DENSITIES. PLEASE REFER TO D&A STATEMENT AS ORIGINALLY SUBMITTED WITH APPLICATION, TOGETHER WITH APPENDIX.

IF THIS CONCERN HAD BEEN EXPRESSED TO US, WE COULD REDUCE ROOF PITCH, & REDUCE EAVES HEIGHT. IT WOULD BE SIMPLE TO REDUCE THE OVERALL HEIGHT BY A METRE PLUS. THIS COULD HAVE BEEN AMENDED DURING THE PERIOD PRIOR TO DECISION, AS IT IS, WE FEEL THE OFFICER SIMPLY RAN OUT OF TIME.

2. LARGE AREA OF HARDSTANDING/PARKING. NOT SUFFICIENT SPACE FOR SOFT LANDSCAPING. PRIOR TO SUBMISSION WE CARRIED OUT CONSIDERABLE LOCAL RESEARCH & ADDED OUR FINDINGS, INCLUDING PHOTOS, TO THE D&A STATEMENT. OUR RESEARCH DEMONSTRATED THAT SEVERAL OTHER RECENTLY COMPLETED DEVELOPMENTS LOCATED VERY CLOSE TO DEANE AVENUE PROVIDED LESS, OR NO PLANTING ADJACENT TO FRONT OF PROPERTY PARKING SPACES. MANY DEVELOPMENTS HAD HARDSTANDING ONLY, & OF POOR VISUAL QUALITY. OUR D&A STATEMENT DISCUSSED LANDSCAPING, OFFERING TO ACCEPT A CONDITION CALLING FOR A PLANTING SCHEDULE. INDEED, THE D&A MENTIONED CLIMBERS, SPECIES TO ATTRACT BEES & PROVISION OF BIRD BOXES. IT WOULD APPEAR AS IF OUR D&A HAD NOT BEEN CONSIDERED. AGAIN, WE FEEL THE CASE OFFICER RAN OUT OF TIME. PLEASE REFER TO D&A AND APPENDIX.

3. COMMUNAL AMENITY AREA; OVERLOOKING, NOISE & DISTURBANCE TO GD. FL. FLATS IF WE WERE PRESENTED WITH THIS QUERY BEFORE DECISION, WE WOULD BE ABLE

H. FULL STATEMENT OF CASE (continued)

TO REDUCE THE SIZE, CHANGE THE DESIGN & REPOSITION TO THE REAR BOUNDARY, OR EVEN OMIT COMPLETELY. WE, AS APPLICANTS, THOUGHT IT PRUDENT TO PROVIDE STORAGE FACILITIES FOR CYCLES, REFUSE & RECYCLING. WE WERE BEING CONSIDERATE. THIS COULD HAVE BEEN RESOLVED PRIOR TO DECISION, BUT AGAIN, TIME RAN SHORT.

4. FAILED TO DEMONSTRATE ABILITY TO MEET LIFETIME HOMES STANDARDS. SIMPLY NOT TRUE. THE D&A STATEMENT COVERED THIS AT SUBMISSION STAGE, SUGGESTING THE PLACEMENT OF A CONDITION CALLING FOR LHS COMPLIANCE. WE HAVE COMPLETED ENOUGH PROJECTS TO KNOW THE IMPLICATIONS. WHEN THE ACCESS OFFICER REQUESTED US TO DEMONSTRATE HOW COMPLIANCE WOULD BE GAINED, WE AMENDED THE DRAWINGS ACCORDINGLY, BUT THE ACCESS OFFICER DID NOT HAVE SUFFICIENT TIME TO ACKNOWLEDGE. PLEASE REFER TO D&A STATEMENT.

GENERALLY.

WE DO NOT INTEND TO ENTER A TRAIL OF QUOTING LOCAL POLICIES; WE ARE NOT SUFFICIENTLY FAMILIAR WITH THEM, BUT ALSO FEEL THAT SOMEONE WHO DOES KNOW THE POLICIES CAN SELECT ANY NUMBER OF POLICIES TO REINFORCE ANY OPINION.

THE CASE OFFICER TOLD THE AGENT, BRIAN COOKE, THAT SHE HAD STRICTLY USED POLICIES, RATHER THAN USING COMMON SENSE OR JUDGEMENT. APPLICATIONS OF THIS NATURE TO HILLINGDON ARE DEALT WITH BY AN OUTSIDE CONSULTANT, TERRAQUEST OF BIRMINGHAM. WE FIND THEM TO BE PEDANTIC, EVASIVE & UNHELPFUL. WE REQUESTED AN OPPORTUNITY TO DISCUSS THE REJECTED SCHEME AT A MEETING, BUT WERE TOLD IT WOULD HAVE TO BE A FORMAL PRE-APP MEETING, WITH APPLICATION FORM & A FEE OF £270. THIS WE DID, ONLY FOR A CLERK TO RING & REQUEST AN INCREASED FEE OF £640, BECAUSE SHE HAD REFERRED TO A SCALE OF FEES. THAT WAS JUST TO VALIDATE THE APPLICATION FOR A MEETING. THEN WE WERE ASKED FOR DRAWINGS ALREADY IN THEIR POSSESSION. PRE-APP MEETING WAS APPLIED FOR ON 30-03-16, SO FAR NOTHING HAS BEEN ARRANGED.

WE FEEL THAT LOCAL PRECEDENTS HAVE BEEN SET IN RESPECT OF REFUSAL REASONS 1 & 2.

WE WISH TO ACCEPT PLANNING CONDITIONS TO MITIGATE THE IMPACT OF THE PROPOSAL AS FOLLOWS :-

1. REDUCING THE EAVES/RIDGE HEIGHT & ROOF PITCH.
2. PREPARATION OF A SOFT LANDSCAPING SCHEME TO SOFTEN THE EFFECT OF PARKING HARDSTANDING. SUGGEST ALSO PROVISION OF BIRD BOXES.
3. COMPLIANCE WITH LIFETIME HOMES STANDARDS.

Please continue on a separate sheet if necessary

I. (part one) APPEAL SITE OWNERSHIP DETAILS

**This must be completed for all appeals.
See section I of the guidance leaflet.**

We need to know who owns the appeal site. If you do not own the appeal site or if you own only a 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.

Please tick **ONE** box only ✓

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 to everyone 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)

OR

C/D

☐

CERTIFICATES C & D

If you do not know who owns all or part of the appeal site, complete either Certificate C or Certificate D in the guidance leaflet and attach it to the appeal form.

I. (part two) AGRICULTURAL HOLDINGS CERTIFICATE

**This must be completed for all appeals.
See section I of the guidance leaflet.**

We need to know whether the appeal site forms part of an agricultural holding.

Please tick either (a) or (b).

Please tick **ONE** box only ✓

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

☐

Please note: If the appellant is the sole agricultural tenant, (b) should be ticked and 'not applicable' should be written under "Tenant's name".

Tenant's name

Address at which the notice was served

Date the notice was served (this must be within the last 21 days)

J. ESSENTIAL SUPPORTING DOCUMENTS

See section J of the guidance leaflet.

If we do not receive ALL your appeal documents by the end of the appeal period we will not accept your appeal.

You **must** send the documents listed 1-6 below with your appeal form. Please tick the boxes to show which documents you are enclosing.

- | | | |
|--|---|---------------------------------------|
| 1 | A copy of the planning application sent to the LPA. | 1 ☒ |
| 2 | A copy of the site ownership certificate and agricultural holdings certificate submitted to the LPA at <u>application stage</u> (this is usually part of the LPA's planning application form). | 2 ☒ |
| 3 | A copy of the LPA's decision notice (if issued). Or, in the event of the failure of the LPA to give a decision, if possible please enclose a copy of the LPA's letter in which they acknowledged the application. | 3 ☐ |
| 4 | A site plan (preferably on a copy of an Ordnance Survey map at not less than 10,000 scale) showing the general location of the proposed development and its boundary. This plan should show <u>two named roads</u> so as to assist identifying the location of the appeal site or premises. The application site should be edged or shaded in red and any other adjoining land owned or controlled by the appellant (if any) edged or shaded blue. | 4 ☒ |
| 5 | Copies of all plans, drawings and documents sent to the LPA as part of the application. The plans and drawings should show all boundaries and coloured markings given on those sent to the LPA.
Please number them clearly and list the numbers here or on a separate sheet. | 5 ☒ |
| | | |
| 6 | Copies of any additional plans, drawings and documents sent to the LPA but which did not form part of the original application (e.g. drawings for illustrative purposes). Please number them clearly and list the numbers here or on a separate sheet. | 6 ☐ |
| | | |
| ELEVATIONS OF EXISTING BUNGALOW, LEVEL THRESHOLD ACCESS DETAIL | | |

You **must** send copies of the following, if appropriate:

- | | | |
|----|--|--|
| 7 | A copy of the design and access statement sent to the LPA (if required). | 7 ☒ |
| 8 | A copy of a draft statement of common ground if you have indicated the appeal should follow the hearing or inquiry procedure. | 8 ☐ |
| 9 | Additional plans, drawings or documents relating to the application but not previously seen by the LPA . Acceptance of these will be at the Inspector's discretion.

Please number them clearly and list the numbers here or on a separate sheet: | 9 ☐ |
| | | |
| 10 | Any relevant correspondence with the LPA. Including any supporting information submitted with your application in accordance with the list of local requirements. | 10 ☐ |
| 11 | If the appeal is against the LPA's refusal or failure to approve the matters reserved under an outline permission , please enclose:
a) the relevant outline application;
b) all plans sent at outline application stage;
c) the original outline planning permission. | 11a ☐
11b ☐
11c ☐ |
| 12 | If the appeal is against the LPA's refusal or failure to decide an application which relates to a condition , we must have a copy of the <u>original permission</u> with the condition attached. | 12 ☐ |
| 13 | A copy of any Environmental Statement plus certificates and notices relating to publicity (if one was sent with the application, or required by the LPA). | 13 ☐ |
| 14 | If the appeal is against the LPA's refusal or failure to decide an application because of a dispute over the local list documentation, a copy of the letter sent to the LPA which explained why the document was not necessary and asked the LPA to waive the requirement that it be provided with the application | 14 ☐ |

K. OTHER APPEALS

See section K of the guidance leaflet.

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.

L. CHECK SIGN AND DATE

See section L of the guidance leaflet.

Please tick the boxes to confirm that the following actions have been carried out

1 I have completed all sections of the form and the details of the ownership (sections I one and two) are correct to the best of my knowledge.

☐

2 I have enclosed **all** the essential supporting documents listed in section J.

☐

3 I have sent a copy of this appeal form and relevant documents to the LPA (if you do not we will not normally accept your appeal).

☐

4 I have signed and dated the form (*unsigned forms will be returned to you*).

☐

Signature BP Cooke Date 26-04-15

Name (in capitals) BRIAN COOKE On behalf of (if applicable)



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 in the guidance leaflet.

M. NOW SEND

Remember, it is your responsibility to make sure that we **RECEIVE** your appeal form and **ALL** supporting documents within the time limit. See section M of the guidance leaflet

Send **THIS** form (not a photocopy of it) to us at:

Initial Appeals
PO Box 3035
Temple Quay House
2 The Square
Temple Quay
BRISTOL
BS1 9FG

Helpline: 0303 444 5000

Send a copy to the LPA

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.

You may wish to keep a copy of the completed form for your records

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.