The Planning Inspectorate

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PLANNING APPEAL FORM

For official use only
Date received

If you need this document in large print, in audio format or in Braille, 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: The appeal **and** essential supporting documents **must** reach the Inspectorate within 6 months of the date shown on the Local Planning Authority's decision notice or, for "failure" appeals, within 6 months of the date by which they should have decided the application. **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 DAVID NEWMAN

Organisation name (if applicable):

Address: CHURCH FARM & THE GREEN ORTON ON THE HILL LEICESTERSHIRE

Postcode: CV9 3NG

Daytime phone:

Fax:

I prefer to be contacted by Post ✓ Email ☐ *

* Email address:

B. AGENT DETAILS (IF ANY) FOR THE APPEAL

See section B of the guidance leaflet.

Name: TIM BAILEY

Organisation name (if applicable): BAILEY DESIGN LIMITED

Address: THE MANOR HOUSE LICHFIELD STREET TAMWORTH STAFFORDSHIRE

Postcode: B79 7QF

Your reference:

Daytime phone: 01827 82521

Fax: 01827 310213

I prefer to be contacted by Post ✓ Email ☐ *

* Email address: FIMGDOLLEYDESIGN.LTD.UK

C. OTHER APPEALS

See section C 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.

D. CHECK SIGN AND DATE

See section D 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 1 one and two) are correct to the best of my knowledge. ✓
2. I have enclosed **all** the essential supporting documents listed in section 1. ✓
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: [signature]

Date: 31 10 11

Name (in capitals): TIM BAILEY

On behalf of (if applicable): MR. D. NEWMAN

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" and 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 6 month time limit. See section M of the guidance leaflet

1 COPY to us at:

The Planning Inspectorate
Registry\Scanning Team
Temple Quay House
2 The Square
Temple Quay
Bristol
BS1 6PN

Helpline: 0117 372 6372

1 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.

1 COPY for you to keep

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.

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DEVELOPMENT

C. LOCAL PLANNING AUTHORITY (LPA) DETAILS

See section C of the guidance leaflet.

Name of the LPA: HINCKLEY & BOSWORTH B.C.

LPA's application reference number: 11/00606/FUL

Date of the application: 22 08 11

Did the LPA validate and register your application? Yes ✓ No

Date of the LPA's decision notice (if issued): 17 10 11

D. APPEAL SITE ADDRESS

See section D of the guidance leaflet.

Address: CHURCH FARM THE GREEN ORTON-ON-THE-HILL ATHERSTONE LEICESTERSHIRE

Postcode: CV9 3NG

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 ☐

EXTENSIONS AND ALTERATIONS TO DWELLING

Area of the whole appeal site (i.e. the boundary) in hectares: 2.4

Area of floor space of proposed development in square metres: 19

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 approval of the matters reserved under an outline planning permission. 3 ☐

4 Granted approval of the matters reserved under an outline planning permission subject to conditions to which you object. 4 ☐

5 Refused to approve any matter required by a condition on a previous planning permission (other than those in 3 or 4 above). 5 ☐

Or

6 Failed to give notice of its decision within the appropriate period (usually 8 weeks) on an application for permission or approval. 6 ☐

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 6 month appeal period we will not accept your appeal.

You **must** send the documents listed 1-7 below with your appeal form. Please tick the boxes to show which documents you are enclosing.

1	A copy of the original **planning application** sent to the LPA.	1 ✓
2	A copy of the **site ownership certificate** and **agricultural holdings certificate submitted** to the LPA at application stage (these are 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 two named roads 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 ✓
7	A copy of the **design and access statement** sent to the LPA (if required).	7 ✓

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

8 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: 8 ☐

9 Any relevant **correspondence** with the LPA. Including any supporting information submitted with your application in accordance with the list of local requirements. 9 ☐

10 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; 10a ☐

b) all plans sent at outline application stage; 10b ☐

c) the original outline planning permission. 10c ☐

11 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 original permission with the condition attached. 11 ☐

12 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). 12 ☐

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)
		D D M M Y Y
		D D M M Y Y
		D D M M Y Y
		D D M M Y Y

OR

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. C/D ☐

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)
		D D M M Y Y
		D D M M Y Y
		D D M M Y Y

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 particularly suited to small-scale developments (e.g. individual houses or small groups of houses; appeals against conditions and changes of use).

* Please answer the questions below.

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. At the 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 must also consider that your appeal is suitable for this procedure.

◈ Please answer the question below.

a) 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 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.

▲ 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. GROUNDS OF APPEAL

See section H of the guidance leaflet to help you decide what to include in your grounds of appeal.

Do you intend to submit a planning obligation (a section 106 agreement or a unilateral undertaking) with this appeal? Yes ☐ No ☑

The proposed extension is located 16 metres from the front elevation of the main farmhouse building to the rear, sited in a position to that of a previous building and based on a similar footprint. The extension is in scale with the composition of the exsting single storey buildings with continuation of the existing ridge line, the mass is representative of the previous building sited in the same position.

Hinckley & Bosworth Local Plan - Adopted 01/02/2001.
'Policy BE-4 - Alteration to Listed Buildings' and 'Policy BE5- The Setting of a Listed Building'.
Originally the farmhouse was not attached to the single storey out-building to be extended. Planning permission was granted to construct a singe storey extension to link the two buildings. Reclaimed materials are to be used in the extension to match the exhting. The fenestration of the proposals will match existing eaves and verge detailing, including window cills and joinery details.
The extension is to be sited within a garden area which does not form an integral part of the original design and layout of the listed building. The setting for the extension is enclosed by trees, shrubs and hedgerow which will be retained. adjacent to the proposals is a two storey building providing garaging and accommodation above, all of which forms an enclosure.

H. GROUNDS OF APPEAL (continued)

Please continue on a separate sheet if necessary.