

Hinckley & Bosworth Borough Council

Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended)

PRIOR APPROVAL IS REFUSED

Name and Address of Applicant

Mrs Chloe Furze
40 Hinckley Road
Barwell
Leicestershire
LE9 8DJ

Name and Address of Agent (if any)

Mr Richard Taylor
A.R.Taylor Ltd
7 Greenway
Nuneaton
Warwickshire
CV11 6NL
United Kingdom

Part I - Particulars of Application

Date of Notification

29 October 2024

Reference No.

24/00998/HHGDO

Particulars and location of development :

Single storey rear extension measuring 5.10m in depth, 3.00m in height to the ridge and 3.00m to the eaves

40 Hinckley Road Barwell Leicester Leicestershire LE9 8DJ

Part II – Particulars of decision

This document confirms that **prior approval required under Schedule 2 Part 1 Class A of the Town and Country Planning (General Permitted Development) (England) Order 2015 is refused** for the proposed development at the address shown above, as described by the description shown above, and in accordance with the information that the developer provided to the local authority.

This application has been determined having regard to the following documents and plans submitted with the application:

- Notification of a Proposed Larger Home Extension application form
- Existing Elevations and Floor Plans, Drg No. 1371-01
- Proposed Elevations and Floor Plans, Drg No. 1371-02a as received by the Local Planning Authority on the 30th October 2024.

Reason for refusal:

From the information that has been provided, you are hereby notified on behalf of Hinckley and Bosworth Borough Council, acting as your Local Planning Authority, that planning permission is required for the proposal as the proposed enlargement would be joined to an existing enlargement of the dwellinghouse (as approved under 06/00610/FUL). The total enlargement fails to comply with Schedule 2, Part 1, Class A, paragraph A.1 (e), (g), (h), (i), (j) or (ja) of the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended).

Date : 9 December 2024



Christopher Brown MRTPI
Head of Planning



NOTES

1. It will be most helpful if the application number shown overleaf is quoted in all correspondence.
2. If you consider that this decision has been made invalidly through the Council failing to follow a procedure correctly, not having the legal power to make the decision in the way it did or through its decision being so unreasonable as no reasonable local authority would make the same decision based on the same facts, then you may enter a claim for judicial review to quash the decision. In order to proceed with a claim for judicial review an initial application for permission will need to be made to the Administrative Court, this application is required to be made "promptly and in any event within three months of the decision". The initial permission application will decide if you have an arguable case, whether you are sufficiently materially affected by the decision to bring the claim. If you are granted permission to bring the claim it will proceed to

a full hearing at the Administrative Court. Although there is no requirement for you to do so it is highly recommended that you seek independent legal advice before bringing forward a claim for Judicial Review.

3. The full limitations and conditions of Schedule 2, Part 1, Class AA of the Town and Country Planning (General Permitted Development) (England) Order 2015 can be found at <http://www.legislation.gov.uk/uksi/2015/596/schedule/2/made>
4. As this is notification that prior approval for a larger home extension is refused, if you want to appeal against your Local Planning Authority's decision then you must do so within 12 weeks of the date of this notice. (Appeals must be made on a form which is obtainable from the Planning Inspectorate, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN, tel. 0303 444 5000 or online at <https://www.gov.uk/planning-inspectorate>). You must use a Householder Planning Appeal Form when making your appeal. If requesting forms from the Planning Inspectorate, please state the appeal form you require. The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the Local Planning Authority, (or could not have been so granted otherwise than subject to the conditions imposed by them,) having regard to the statutory requirements as set out in Section 78 of the Town and Country Planning Act 1990, to the provisions of the development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the Local Planning Authority was based on a direction given by him.