The Planning Inspectorate

Further information on us and the planning appeal system can be found on our website www.planning-inspectorate.gov.uk

For official use only (Date received)
28-Jan-2009 11:00

ADVERTISEMENT CONSENT OR DISCONTINUANCE NOTICE APPEAL FORM (Online Version)

Your appeal and essential supporting documents must reach the Inspectorate within 8 weeks from the date of receipt of the Local Planning Authority's decision notice (or, for 'failure' appeals, within 8 weeks of the date by which they should have decided the application). If the appeal is against a discontinuance notice, it must reach the Inspectorate before the date the notice takes effect. Before completing this form, please read our booklet 'Guide to taking part in Advertisement Appeals'.

WARNING: **If any of the 'Essential supporting documents' listed in Section I are not received by us within the 8 week period, the appeal will not be accepted.**

APPEAL REFERENCE: **APP/K2420/H/09/2096361**

A. APPELLANT DETAILS

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

DEVELOPMENT SERVICES
30 JAN 2009
RECEIVED

Name	Tesco Stores Ltd C/O Agent Tesco Stores Ltd C/O Agent
Organisation Name (if applicable)	
Address	
Phone no.	
Fax no	
Postcode	
E-mail	sarah.north@dppllp.com, roger.welchman@dppllp.com
I prefer to be contacted by:	E-mail ☑ Post ☐

B. AGENT DETAILS FOR THE APPEAL (if any)

Name	Ms Sarah North
Organisation Name (if applicable)	
Address	DPP LLP West One, 63-67 Bromham Road Bedford Bedfordshire
Your reference	800606-2
Phone no.	01234321139
Fax no.	
Postcode	MK402FG
E-mail	sarah.north@dppllp.com, roger.welchman@dppllp.com
I prefer to be contacted by:	E-mail ☑ Post ☐

C. LOCAL PLANNING AUTHORITY (LPA) DETAILS

Name of the LPA	Hinckley and Bosworth Borough Council
LPA's reference number	08/01055/ADV
Date of advertisement application	31 Oct 2008
Date of the LPA's decision (if issued) or date discontinuance notice was served	09 Dec 2008
Effective date of discontinuance notice	

D. APPEAL SITE ADDRESS

Address

Tesco Stores Ltd
1 Hawley Road
Hinckley

Postcode LE10 0PR

Grid Reference: Easting 4426272 Northing 2932571

E. DESCRIPTION OF THE ADVERTISEMENT(S)

Description, measurements and colours, including details of illumination (if any), of the advertisement(s) involved in this appeal.

☑ *Document provided*

Other information that should be supplied:

	Yes	No
a Has the land/site owners consent been obtained?	☑	☐
b Is the site on highway land?	☐	☑
c Is the advertisement in position?	☑	☐

F. REASON FOR THE APPEAL

This appeal is against the decision of the LPA to:-

Please tick **one** box only ✓

1 Refuse consent for the advertisement(s) shown on the application form. ☑

2 Grant consent for the advertisement(s) subject to conditions to which you object. ☐

3 Serve a Discontinuance Notice. ☐

or

4 The failure of the LPA to five notice of its decision within the appropriate period (usually 8 weeks) of an application for consent. ☐

G. CHOICE OF PROCEDURE

Choose **ONE** procedure only.

You should start by reading our booklet 'Guide to Taking Part in Advertisements Appeals' which explains the different procedures used to determine advertisement appeals. In short, there are 2 possible methods:- written representations and hearings. You should consider carefully which method suits your circumstances.

Please tick ✓

1. WRITTEN REPRESENTATIONS ☑

This is normally the simplest, quickest and most straightforward way of making an appeal. The written procedure is particularly suited to small-scale developments. It is also very popular with people making their own appeal without professional help. The process involves the submission of a written statement by the Local Planning Authority explaining the reasons for their decision or their failure to determine the application. It also allows you an opportunity to comment in writing on the Local Planning Authority's statement. An Advertisement appeals Inspector will study all of the documents before visiting the appeal site unaccompanied and issuing a written decision.

2. HEARINGS ☐

This process is likely to be suited to slightly more complicated cases which require detailed discussion about the merits of a proposal. The Planning Inspectorate will arrange a hearing at which the Local Planning Authority and the appellant(s) will be represented. Members of the public, interested bodies (e.g. Parish/Town Councils) and the press may also attend. Like the written procedure, the process involves the submission of a written statement by the Local Planning Authority explaining the reasons for their decision (or failure to determine the application). It is advisable that you submit details of your case before the hearing, otherwise the reasons given in your appeal form will be treated as the basis of your case for discussion. At the hearing the Inspector will lead a discussion on the matters already presented in the written statements and supporting documents. The Inspector will usually have visited the site before the hearing, but at the end of the proceedings, either you or the council may ask to visit the site again with the Inspector. The Inspector will then issue a written decision in the same way as in the written procedure.

If you have chosen a hearing, please explain why the written representations method would be inadequate in this case.

H. GROUNDS OF APPEAL

Please state your **FULL** grounds of appeal (i.e the reason(s) why you do not agree with the action taken by the Local Planning Authority).

Refer to our booklet 'Guide to taking part in Advertisement Appeals' for help.

Please continue on a separate sheet if necessary.

☐ *Document provided*

** See separate documents **

I. ESSENTIAL SUPPORTING DOCUMENTS

Depending on the type of appeal, the documents listed below must be sent with your appeal form. If we do not receive all your appeal documents by the end of the 8 week appeal period, we may not deal with it. Please tick the boxes to show which documents you are enclosing.

Appeals against Refusal/Failure/Conditions

		✓
1	The application made to the LPA.	☑ ☐ Document provided
2	All relevant plans and particulars submitted to the LPA.	☑ ☐ Document provided
3	Any notice of decision.	☑ ☐ Document provided
4	Any other relevant correspondence with the authority.	☐ ☐ Document provided

Appeals against a Discontinuance Notice

5	The discontinuance notice.	☐ ☐ Document provided
6	Any notice variations.	☐ ☐ Document provided
7	Any relevant correspondence with the authority.	☐ ☐ Document provided

8 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.

J. CONFIRMATION

(All supporting documents must be received by us within the 8 week time limit)

☑ I confirm that I have sent a copy of this appeal form and relevant documents to the LPA.

☑ I confirm that all sections have been fully completed.

Signature (on behalf of) Tesco Stores Ltd C/O Agent Te

Name (in capitals) Ms Sarah North Date 28 January 2009

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.

NOW SEND

● 1 COPY to us at:

The Planning Inspectorate
Environment and Specialist Casework
Room 4/04 Kite Wing
Temple Quay House
2 The Square
Temple Quay
Bristol
BS1 6PN

● 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 or in relation to the discontinuance notice.

● 1 COPY for you to keep

When we receive your appeal form, we will:

1) Tell you if it is valid and who is dealing with it.
2) Tell you and the LPA the procedure for your appeal.
3) Tell you the timetable for sending further information or representations.

YOU MUST KEEP TO THE TIMETABLE
If information or representations are sent late we may disregard them. They will not be seen by the Inspector but will be sent back to you.

4) Tell you about the arrangements for the site visit, hearing or inquiry.

At the end of the appeal process, the Inspector will give the decision, and the reasons for it, in writing.

K. APPEAL DOCUMENTS

Please remember that any supporting documentation needs to be received by us within the appropriate deadline for the case type.
We will not be able to validate the appeal until all the necessary supporting documents are received.
Please ensure that anything you do send by post is clearly marked with the reference number :

APP/K2420/H/09/2096361

```
************************************************
* The Documents Listed Below Will Follow By Post *
************************************************
==========  DESCRIPTION OF ADVERTISEMENT(S)  ==========
** Description of Advert

==========  GROUNDS OF APPEAL  ==========
** Grounds of Appeal 1

==========  ESSENTIAL SUPPORTING DOCUMENTS  ==========
** 01. The application made to the LPA.
** 02. All relevant plans and particulars submitted to the LPA.
** 03. Any notice of decision.
```