
Subject : Appeals Update Report

Report of : Planning Unit Manager

Status: For Publication

Report to : Development Control
Committee

Date: 18 September 2012

1. REASON FOR REPORTING

- 1.1. To inform Committee Members about the scale of Appeal activity, and the Appeal decisions received from the Planning Inspectorate, since the last report upon this matter in March 2012.

2. RECOMMENDATIONS

- 2.1. That the report be noted.

3. APPEAL ACTIVITY

3.1 Appeals received since the last report

There have been ten planning appeals received by the Planning Inspectorate since the last report.

3.2 Appeals decided since the last report

Since the last report, twelve appeals have been determined by the Planning Inspectorate and one appeal has been withdrawn. Of those determined, eight were dismissed and three were allowed. In terms of those allowed, two were recommended for approval by Officers, and one was an appeal against an hours of construction condition.

Additionally, Members attention is drawn to the following appeal results –

2011/0499 - Variation of Condition 2a of Planning Approval 2011/0013, which requires the removal of the existing Roller Shutters – Dismissed 31/07/2012

2011/0490 - Retrospective Application for roller shutters – Dismissed - 08/05/2012

2011/0426 - Roller shutters to windows & doors (retrospective) – Dismissed 08/05/2012

2010/0522 - Installation of Shop Front (retrospective) and Perforated Roller Shutters – Dismissed - 29/08/2012

4. HUMAN RESOURCES

- 4.1 **Human Rights Act 1998** implications are considered to be Article 8 which relate to the right to respect for private and family life, home and correspondence. Additionally, Article 1 of Protocol 1 relates to the right of peaceful enjoyment of possessions and protection of property.

5. BACKGROUND DOCUMENTS

- 5.1 Copies of the full appeal decisions are appended to this report and can also be viewed at www.planningportal.gov.uk .A copy is also held on the Council's website.

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