

If calling  
please ask  
for:

Customer Services  
01243 534740

E-mail  
planningappeals@chichester.gov.  
uk

Our ref:

PS/20/00182/CONCOU

Your ref:

9th November 2021

Dear Sir or Madam

### Notification of an Enforcement Appeal

The Secretary of State has asked me to notify you of an appeal against the Council's decision to issue an Enforcement Notice in respect of an alleged breach of planning control concerning the following:

**Appellant's Name:** Mr Jonathon Paul Hayward Mr Sam Hayward

**Site Location:** The Coach House Oak Lane Shillinglee Plaistow Godalming West Sussex

#### **Alleged Breach:**

Without planning permission, the erection of a building in the approximate position shown on the attached plan (PS/70)

**The enforcement notice that is the subject of appeal was issued on 25th August 2021 for the following reasons:**

It appears to the Council that the above breach of planning control has occurred within the last four years.

The development has taken place on land outside of the curtilage of the host property Keepers Cottage and in a location removed from the curtilage approved under planning application PS/08/01019/FUL. The lawful use of the land is considered to be for the purposes of forestry and no demonstrable forestry need for the development exists.

Therefore, the development conflicts with Core Planning Principles 11 and 15 and section 11 of the National Planning Policy Framework and policies 1, 2, 25, 45, and 48 of the adopted Chichester Local Plan 2014-2029.

The Council does not consider that planning permission should be granted, because planning conditions could not overcome these objections to the development.

**The Enforcement Notice Requires the Following Steps to be Taken:**

Demolish the said building and remove the resulting debris from the Land  
The appellant has appealed against the notice on the following grounds:

- Ground (a)** – that planning permission should be granted for what is alleged in the notice.
- Ground (b)** – that the breach of control alleged in the enforcement notice has not occurred as a matter of fact.
- Ground (c)** – that there has not been a breach of planning control.
- Ground (d)** – that, at the time the enforcement notice was issued, it was too late to take enforcement action against the matters stated in the notice.
- Ground (e)** – the notice was not properly served on everyone with an interest in the land.

**Enforcement Case No:** 20/00182/CONCOU

**DCGL Ref No:** APP/L3815/C/21/3283324 APP/L3815/C/21/3283325

**Start Date:** 04.11.2021

The appeal is to be decided by way of **Written Representation** to enable the case of the Council and the appellant to be considered.

Under this procedure persons affected by the proposed development and those who made representations on the planning application are given the opportunity to submit their views on the appeal in writing to the Inspector, which will be disclosed to the Council and the appellant and in the event of a Hearing or Public Inquiry may be read out during the proceedings. You are required to send 3 copies of your written representations to The Planning Inspectorate, FAO:- **Corrina Clements 3B Temple Quay House 2 The Square Bristol BS1 6PN** quoting the DCLG reference number **APP/L3815/C/21/3283325**.

The Planning Inspectorate will not acknowledge your letter unless you specifically ask them to do so. They will, however, ensure that your letter is passed on to the Inspector dealing with the appeal.

Please ensure that any representations which you wish to make on this appeal are received by The Planning Inspectorate by **16th December 2021**, otherwise they will not normally be seen by the Inspector and they will be returned to you.

The Planning Inspectorate will send a copy of the decision letter to you provided you specifically ask for one.

If you require further information or guidance relating to the Planning Appeal process, please see the GOV.UK website:

<https://www.gov.uk/planning-inspectorate>

Yours faithfully



Andrew Frost  
Director of Planning and the Environment  
Chichester District Council

## **COMMUNICATING WITH THE INSPECTORATE**

**Communications should be sent  
to:**

The Planning Inspectorate  
**FAO** - Corrina Clements 3B Temple Quay House 2  
The Square Bristol BS1 6PN

**Telephone:** 0303 444 5270

**Or by email to:**

Teame1@planninginspectorate.gov.uk