



The Planning Inspectorate

HAVANT BOROUGH
COUNCIL

13 AUG 2018

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For official use only
Date Received

PLANNING APPEAL FORM

If you need this document in large print, in audio format or in Braille, please contact our helpline on 0303 444 5000. **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 the appeal period. **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 DAVID LUCAS

Company/Group name (if applicable)

Address THE RAILWAY INN
95 NORTH STREET EMSWORTH
HANTS

Postcode PD10 7PQ

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 MARK SINGLETON

Company/Group name (if applicable)

Address 14 BRIGHTSIDE
WATERLOOVILLE
HANTS

Postcode PO7 7BA

Your reference

Daytime phone 07952338717

Fax

I prefer to be contacted by Post ☒ Email* ☒

*Email address mark.singleton@hotmail.co.uk

C. LOCAL PLANNING AUTHORITY (LPA) DETAILS

See section C of the guidance leaflet.

Name of the LPA **HAVANT BOROUGH COUNCIL**
LPA's application reference number **APP/18/00535**
Date of the application **24 05 2018**
Did the LPA validate and register your application? Yes ☒ No
Date of the LPA's decision notice **24 07 2018**

D. APPEAL SITE ADDRESS

See section D of the guidance leaflet.

Address **THE RAILWAY INN**
95 NORTH STREET EMSWORTH
HANTS Postcode **PO10 7PQ**

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 ☒
REMOVE CONDITION 5 AND VARY
CONDITION 4 FROM APPROVAL APP/16/01311.
Area of the whole appeal site (i.e. the boundary) in hectares **0.034**
Area of floor space of proposed development in square metres **86.6**
Does the proposal include demolition of non - listed buildings within a conservation area? Yes No ☒

F. REASON FOR THE APPEAL

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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 Refused permission to vary a condition(s) | 2 ☒ |
| 3 Refused prior approval of permitted development rights | 3 |
| 4 Granted planning permission for the development subject to conditions to which you object | 4 |
| 5 Refused approval of the matters reserved under an outline planning permission | 5 |
| 6 Granted approval of the matters reserved under an outline planning permission subject to conditions to which you object | 6 |
| 7 Refused to approve any matter required by a condition on a previous planning permission (other than those above) | 7 ☒ |
| 8 Failed to give notice of its decision within the appropriate period (usually 8 weeks) on an application for permission or approval | 8 |
| 9. Failed to give notice of its decision within the appropriate period because of a dispute over provision of local list documentation | 9 |

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 quickest and most straightforward way of making an appeal. The written procedure is suited to the vast majority of appeals.

- * 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. Although you may indicate a preference for a hearing, the Inspectorate must also consider that your appeal is suitable for this procedure. If you are proposing that this appeal follows the hearing procedure you must submit a draft statement of common ground. You must give detailed reasons below or on a separate sheet why you think a hearing is necessary.

- ☐ If the hearing procedure is considered suitable we will seek details of your availability when sending the appeal start letter.

- 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 ☐

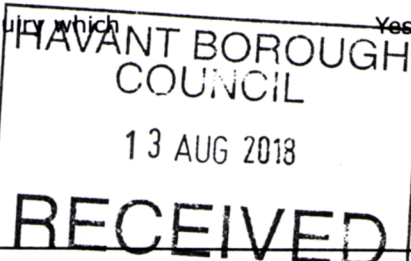
This is the most formal of the procedures. Although you may indicate a preference for an inquiry the Inspectorate must also consider that your appeal is suitable for this procedure. You are required to provide information concerning the number of witnesses and the length of time they need to give their evidence. If you are proposing that this appeal follows the inquiry procedure you must submit a draft statement of common ground. You must give detailed reasons below or on a separate sheet why you think an inquiry is necessary.

- ▲ a) How many witnesses do you intend to call? No. of witnesses
- b) How long do they need to give their evidence?
- c) How long do you estimate the inquiry will last? No. of days
(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.)

G. CHOICE OF PROCEDURE (continued)

- ◆ If the inquiry procedure is considered suitable we will seek details of your availability when sending the appeal start letter.

d) Is there any further information relevant to the inquiry which you need to tell us about? If so, please explain below.



H. FULL STATEMENT OF CASE

See section H of the guidance leaflet to help you decide what to include in your full statement of case.

There is no further opportunity to add to your statement of case at a later stage.

Do you intend to submit a planning obligation (a section 106 agreement or a unilateral undertaking) with this appeal?

Yes No ☒

Have you made a costs application with this appeal?

Yes No ☒

The original Planning Approval as issued by Havant BC (Ref APP/16/01311) 14th March 2017, had 6 No Conditions applied. Following receipt of the Planning Approval the drawings were adapted to meet with the requirements of The Building Regulations. This application when reviewed by Havant BC advised on the need to provide Automatic Opening Vents (AOVs) to the staircase from first to second floor level, so as to achieve compliance with Part B of The Building Regulations. The drawing was subsequently amended to include these points and Building Regulations consent also given. The doorway onto the first floor flat roof on the rear side (South) elevation was no longer required. The door was shown on the original Planning drawings as it was assumed a means of escape would be achieved this way. Planning Condition No 5 was therefore added to restrict access onto the flat roof area.

However, the original scheme to provide the self contained Managers flat for the premises includes it's own external private open space/courtyard area on the newly formed second floor, as is clearly shown on the proposed drawings. As a result of this the existing first floor flat roof area will remain unaltered and more importantly unconnected with the self contained flat →

H. FULL STATEMENT OF CASE (continued)

to be located at second floor level. With the provision of the AOV windows it is also not possible the flat roof at first floor level from the new flat. Therefore as the original application for the removal/variation of Planning Conditions submitted Planning Condition No 5 should be removed from the original Planning Approval as it is irrelevant to the new flat to be formed.

It should also be noted that a subsequent Planning Approval has been given for two new houses to the rear (east) of the site which will also reduce the area of flat roof at first floor level to approximately 2.6m, from the existing east wall of the building. The existing doorway located at first floor level gives access to the existing studio (Managers Flat). When the new Managers flat is completed this studio flat will be demolished to enable the construction of the two houses approved. There is currently no restrictions or Planning Conditions for using the existing flat roof area and with no further doorway or access being provided the requirement of Condition No 5 is meaningless for the proposed creation of the new second floor flat and should be deleted from the original approval.

In addition Condition No 4 should be varied to suit the 2 No required AOV windows which will be fixed shut at all times, except in the event of a fire situation to release smoke from the stairwell and enable an evacuation to safely occur from the second floor.

It should be noted that the AOV windows will also be provided with obscured glazing all in accordance with the requirements of Planning Condition No 4. (The drawings have been annotated to reflect this.

The variation request for Condition No 4 appeared to be ignored in the decision notice given.

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Please continue on a separate sheet if necessary

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)

OR

C/D

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.

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)

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J. ESSENTIAL SUPPORTING DOCUMENTS**RECEIVED**

See section J of the guidance leaflet.
If we do not receive ALL your appeal documents by the end of the appeal period we will not accept your appeal.

You **must** send the documents listed 1-6 below with your appeal form. Please tick the boxes to show which documents you are enclosing.

- | | | |
|---|---|-----|
| 1 | A copy of the planning application sent to the LPA. | 1 ✓ |
| 2 | A copy of the site ownership certificate and agricultural holdings certificate submitted to the LPA at <u>application stage</u> (this is 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 <u>two named roads</u> 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 ✓ |

DRAWING Nos. 06/16 - 01, 02 AND 03

- | | | |
|---|---|---|
| 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 |
|---|---|---|

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

- | | | |
|---|--|---|
| 7 | A copy of the design and access statement sent to the LPA (if required). | 7 |
| 8 | A copy of a draft statement of common ground if you have indicated the appeal should follow the hearing or inquiry procedure. | 8 |
| 9 | 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. | 9 |

Please number them clearly and list the numbers here or on a separate sheet:

- | | | | | | | | | | | | |
|----|---|-----|-----------------------------------|-----|----|--|-----|----|---|-----|-------------------|
| 10 | Any relevant correspondence with the LPA. Including any supporting information submitted with your application in accordance with the list of local requirements. | 10 | | | | | | | | | |
| 11 | If the appeal is against the LPA's refusal or failure to approve the matters reserved under an outline permission , please enclose: <table border="0" style="margin-left: 20px;"> <tr> <td style="vertical-align: top;">a)</td> <td style="vertical-align: top;">the relevant outline application;</td> <td style="vertical-align: top; text-align: right;">11a</td> </tr> <tr> <td style="vertical-align: top;">b)</td> <td style="vertical-align: top;">all plans sent at outline application stage;</td> <td style="vertical-align: top; text-align: right;">11b</td> </tr> <tr> <td style="vertical-align: top;">c)</td> <td style="vertical-align: top;">the original outline planning permission.</td> <td style="vertical-align: top; text-align: right;">11c</td> </tr> </table> | a) | the relevant outline application; | 11a | b) | all plans sent at outline application stage; | 11b | c) | the original outline planning permission. | 11c | 11a
11b
11c |
| a) | the relevant outline application; | 11a | | | | | | | | | |
| b) | all plans sent at outline application stage; | 11b | | | | | | | | | |
| c) | the original outline planning permission. | 11c | | | | | | | | | |
| 12 | 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 <u>original permission</u> with the condition attached. | 12 | | | | | | | | | |
| 13 | 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). | 13 | | | | | | | | | |
| 14 | If the appeal is against the LPA's refusal or failure to decide an application because of a dispute over the local list documentation, a copy of the letter sent to the LPA which explained why the document was not necessary and asked the LPA to waive the requirement that it be provided with the application | 14 | | | | | | | | | |

K. OTHER APPEALS

See section K 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.

L. CHECK SIGN AND DATE

See section L 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 I one and two) are correct to the best of my knowledge. ✓

2 I have enclosed **all** the essential supporting documents listed in section J. ✓

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 Mark Singleton (MARK SINGLETON) Date 7th AUGUST 2018

Name (in capitals) MARK SINGLETON On behalf of (if applicable) MR DAVID LUCAS



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 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 time limit. See section M of the guidance leaflet

Send THIS form (not a photocopy of it) to us at:

Initial Appeals
Temple Quay House
2 The Square
BRISTOL
BS1 6PN

Helpline: 0303 444 5000

Send a 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.

You may wish to keep a copy of the completed form for your records

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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.



Havant
BOROUGH COUNCIL

Public Service Plaza
Civic Centre Road
Havant
Hampshire PO9 2AX

T 023 9247 4174
F 023 9248 0263

www.havant.gov.uk

To:
Mr M Singleton
14 Brightside
Waterlooville
PO7 7BA

COUNCIL

For: Mr D Lucas

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**The Town and Country Planning (Development Management Procedure) (England) Order
2015
Refusal of Planning Permission**

Application Number: APP/18/00535

Site Address: The Railway Inn 95 North Street, Emsworth, PO10 7PQ

Proposal: Application to remove Condition 5 of Planning Permission APP/16/01311 and variation of Condition 6 of Planning Permission APP/16/01311 relating to alterations on the south elevation comprising removal of access door onto flat roof area and insertion of 2No. AOV obscurely glazed windows.

Further to your application received on 24 May 2018, which was valid from 06 June 2018, Havant Borough Council, as Local Planning Authority, **Refuses Planning Permission** for the above proposal.

The reason for the Council's decision to refuse planning permission is:

- 1 The use of the flat roofed area at first floor adjacent to the shared boundary with 93 and 93A North Street, as amenity space would result in unacceptable over looking and loss of privacy to neighbouring residents. The proposal therefore conflicts with policy CS16 of the Havant Borough Local Plan (Core Strategy) 2011, Havant Borough Council Borough Design Guide SPD 2011 and the National Planning Policy Framework.

In coming to its decision the Council considered plans and other documents submitted with regard to your application and the relevant policies of the Havant Borough Local Plan and other planning policy documents including the National Planning Policy Framework 2012.

Other Important Information:

- (1) This notice only relates to the decision of Havant Borough Council as Local Planning Authority under the Town and Country Planning Acts. It does not relate to any other application that may be required under the Building Regulations or under any other Act, Regulation, Byelaw or Order where the Council's approval may be needed. For further guidance as to the need for consent under the Building Regulations please phone 023 9244 6571.
- (2) Your attention is drawn to the attached information regarding firstly your right to appeal to the Planning Inspectorate, if you are aggrieved by the Council's decision, and secondly the rights of an owner to, in certain circumstances serve a purchase notice on the Council. See www.planningportal.gov.uk/pcs

Our Ref: APP/18/00535

- (3) In accordance with paragraphs 186 and 187 of the NPPF Havant Borough Council (HBC) takes a positive and proactive approach and works with applicants/agents on development proposals in a manner focused on solutions by:

- Offering a pre-application advice service, and
- Updating you of any issues that may arise in the processing of your application and where possible suggesting solutions, and,

In this instance:

- You sought and were provided with pre-application advice, and advised that the removal of this condition would not be considered by the Local Planning Authority.

Simon Jenkins

Simon Jenkins
Head of Planning (East Hampshire and Havant)

24 July 2018



**Application for removal or variation of a condition following grant of planning permission.
Town and Country Planning Act 1990.
Planning (Listed Buildings and Conservation Areas) Act 1990**

Privacy Notice

This form is provided by Planning Portal and based on the requirements provided by Government for the sole purpose of submitting information to the Local Planning Authority in accordance with the legislation detailed on this form.

Please be aware that once you have downloaded this form, Planning Portal will have no access to the form or the data you enter into it. Any subsequent use of this form is solely at your discretion, including the choice to complete and submit it to the Local Planning Authority in agreement with the declaration section.

On receipt of this form and any supporting information, it is the responsibility of the Local Planning Authority to inform you of its obligations in regards to the processing of your application. Please refer to its website for further information on any legal, regulatory and commercial requirements relating to information security and data protection of the information you have provided.

Local Planning Authority details:



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Civic Offices
Havant
Hampshire PO9 2AX
T 023 9244 6015
F 023 9248 0263

Publication of applications on planning authority websites

Information provided on this form and in supporting documents may be published on the authority's planning register and website.

Please ensure that the information you submit is accurate and correct and does not include personal or sensitive information. If you require further clarification, please contact the Local Planning Authority directly.

Printed, please complete using block capitals and black ink.

It is important that you read the accompanying guidance notes and help text as incorrect completion will delay the processing of your application.

1. Applicant Name and Address

Title:	MR	First name:	DAVID
Last name:	LUCAS		
Company (optional):			
Unit:		House number:	95
		House suffix:	
House name:	THE RAILWAY INN		
Address 1:	NORTH STREET		
Address 2:			
Address 3:			
Town:	EMSWORTH		
County:	HANTS		
Country:	ENGLAND		
Postcode:	PO10 7PA		

2. Agent Name and Address

Title:	MR	First name:	MARK
Last name:	SINGLETON		
Company (optional):			
Unit:		House number:	14
		House suffix:	
House name:			
Address 1:	BRIGHTSIDE		
Address 2:			
Address 3:			
Town:	WATERLOOVILLE		
County:	HANTS		
Country:	ENGLAND		
Postcode:	PO7 7BA		

Site Address Details

Please provide the full postal address of the application site.

t: House number: House suffix:

Use name:

Address 1:

Address 2:

Address 3:

Postcode:

County:

Postcode (optional):

Description of location or a grid reference.
Must be completed if postcode is not known:

Grid reference: Northing:

Description:

4. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? ☒ Yes ☐ No

If Yes, please complete the following information about the advice you were given. (This will help the authority to deal with this application more efficiently).

Please tick if the full contact details are not known, and then complete as much as possible: ☐

Officer name:

Reference:

Date (DD/MM/YYYY):

(must be pre-application submission)

Details of pre-application advice received?

ENQUIRY WITH REGARDS TO
CONDITION NOS 4/5 FOLLOW-
ING EXTERNAL CHANGES
REQUIRED TO COMPLY WITH
BUILDING REGULATIONS

Description Of Your Proposal

Please provide a description of the approved development as shown on the decision letter, including the application reference number and date of decision in the sections below:

RAISE ROOF HEIGHT AND FORM IN SELF CONTAINED
MANAGERS FLAT TO SECOND FLOOR ROOF AREA
WITH INTERNAL STAIRCASE FROM FIRST FLOOR

Reference number: Date of decision (DD/MM/YYYY): (date must be pre-application submission)

Please state the condition number(s) to which this application relates:

1.	No 4.	6.	
2.	No 5	7.	
3.		8.	
4.		9.	
5.		10.	

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Is the development already started?

☐ Yes ☒ No

Yes, please state when the development started (DD/MM/YYYY):

(date must be pre-application submission)

Is the development been completed?

☐ Yes ☒ No

Yes, please state when the development was completed (DD/MM/YYYY):

(date must be pre-application submission)

Condition(s) - Removal

Please state why you wish the condition(s) to be removed or changed: No 4.

TO ACHIEVE COMPLIANCE WITH PART B (BUILDING REGULATIONS) EXTERNAL DOOR
ORIGINALLY PROVIDED AT FIRST FLOOR LEVEL ONTO EXISTING FLAT ROOF NOT
REQUIRED. ADV (WINDOW) TO BE PROVIDED INSTEAD PLUS VELUX ROOF WINDOW
ADV ON SOUTH ROOF SLOPE AT TOP OF STAIRS. NO PEDESTRIAN ACCESS ONTO FLAT
ROOF AREA - REVISED DRAWINGS SHOW CHANGES REQUESTED.

you wish the existing condition to be changed, please state how you wish the condition to be varied:

NO 5 - WITH ALTERATIONS AS DESCRIBED ABOVE TO VARY CONDITION NO 4. FLAT ROOF
AREA REMAINS AS EXISTING AND HAS NO CONNECTION WITH THE PROPOSAL.
NEW FLAT HAS ITS OWN PRIVATE OPEN SPACE. THIS CONDITION IS THEREFORE
IRRELEVANT AND SHOULD BE REMOVED AS IT HAS NO BEARING ON THE NEW
FLAT TO BE CREATED.

7. Ownership Certificates and Agricultural Land Declaration

One Certificate A, B, C, or D, must be completed with this application form

CERTIFICATE OF OWNERSHIP - CERTIFICATE A

Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/ the applicant was the owner* of any part of the land or building to which the application relates, and that none of the land to which the application relates is, or is part of, an agricultural holding**

NOTE: You should sign Certificate B, C or D, as appropriate, if you are the sole owner of the land or building to which the application relates but the land is, or is part of, an agricultural holding.

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

** "agricultural holding" has the meaning given by reference to the definition of "agricultural tenant" in section 65(8) of the Act.

Signed - Applicant:

Or signed - Agent:

M. H. ON BEHALF OF APPLICANT

Date (DD/MM/YYYY):

05/06/2018

CERTIFICATE OF OWNERSHIP - CERTIFICATE B

Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/ The applicant certifies that I have/the applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner* and/or agricultural tenant** of any part of the land or building to which this application relates.

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

** "agricultural tenant" has the meaning given in section 65(8) of the Town and Country Planning Act 1990

Name of Owner / Agricultural Tenant	Address	Date Notice Served

Signed - Applicant:

Or signed - Agent:

Date (DD/MM/YYYY):

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7. Ownership Certificates and Agricultural Land Declaration (continued)

CERTIFICATE OF OWNERSHIP - CERTIFICATE C

Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/ The applicant certifies that:

- Neither Certificate A or B can be issued for this application
- All reasonable steps have been taken to find out the names and addresses of the other owners* and/or agricultural tenants** of the land or building, or of a part of it, but I have/ the applicant has been unable to do so.

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

** "agricultural tenant" has the meaning given in section 65(8) of the Town and Country Planning Act 1990

The steps taken were:

Name of Owner / Agricultural Tenant	Address	Date Notice Served

Notice of the application has been published in the following newspaper (circulating in the area where the land is situated):

On the following date (which must not be earlier than 21 days before the date of the application):

Signed - Applicant:

Or signed - Agent:

Date (DD/MM/YYYY):

CERTIFICATE OF OWNERSHIP - CERTIFICATE D

Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/ The applicant certifies that:

- Certificate A cannot be issued for this application
- All reasonable steps have been taken to find out the names and addresses of everyone else who, on the day 21 days before the date of this application, was the owner* and/or agricultural tenant** of any part of the land to which this application relates, but I have/ the applicant has been unable to do so.

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

** "agricultural tenant" has the meaning given in section 65(8) of the Town and Country Planning Act 1990

The steps taken were:

--

Notice of the application has been published in the following newspaper (circulating in the area where the land is situated):

On the following date (which must not be earlier than 21 days before the date of the application):

Signed - Applicant:

Or signed - Agent:

Date (DD/MM/YYYY):

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8. Planning Application Requirements - Checklist

Please read the following checklist to make sure you have sent all the information in support of your proposal. Failure to submit all information required will result in your application being deemed invalid. It will not be considered valid until all information required by the Local Planning Authority (LPA) has been submitted.

The original and 3 copies* of a completed and dated application form:



The original and 3 copies* of the completed, dated Ownership Certificate (A, B, C or D – as applicable) and Article 14 Certificate (Agricultural Holdings):



The original and 3 copies* of other plans and drawings or information necessary to describe the subject of the application:



The correct fee:



*National legislation specifies that the applicant must provide the original plus three copies of the form and supporting documents (a total of four copies), unless the application is submitted electronically or, the LPA indicate that a smaller number of copies is required. LPAs may also accept supporting documents in electronic format by post (for example, on a CD, DVD or USB memory stick). You can check your LPA's website for information or contact their planning department to discuss these options.

9. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

Signed - Applicant:

Or signed - Agent:

Date (DD/MM/YYYY):

M. J. J. on BEHALF OF APPLICANT

05/06/2018

(date cannot be pre-application)

10. Applicant Contact Details

Telephone numbers

Country code:

National number:

Extension number:

Country code:

Mobile number (optional):

+44

07776 150399

Country code:

Fax number (optional):

Email address (optional):

11. Agent Contact Details

Telephone numbers

Country code:

National number:

Extension number:

Country code:

Mobile number (optional):

+44

07952 338717

Country code:

Fax number (optional):

Email address (optional):

mark.singleton@hotmail.co.uk

12. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

☐ Yes

☒ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one)

☐ Agent

☒ Applicant

☐ Other (if different from the agent/applicant's details)

If Other has been selected, please provide:

Contact name:

Telephone number:

Email address:

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BOROUGH COUNCIL

Public Service Plaza
Civic Centre Road
Havant
Hampshire PO9 2AX

T 023 9247 4174
F 023 9248 0263

www.havant.gov.uk

Mr M Singleton
14 Brightside
Waterlooville
PO7 7BA

For: Mr D Lucas

**The Town and Country Planning (Development Management Procedure) (England) Order
2015**
Grant of Planning Permission

Application Number: APP/16/01311

Site Address: The Railway Inn, 95 North Street, Emsworth, PO10 7PQ

Proposal: Raise roof height and form 1No. self contained manager's flat to second floor
roof area with new internal stairwell from first floor

Further to your application received on 23 December 2016, which was valid from 11 January 2017, Havant Borough Council, as Local Planning Authority **Grants Planning Permission** for the above proposal in accordance with the submitted plans and particulars as detailed below.

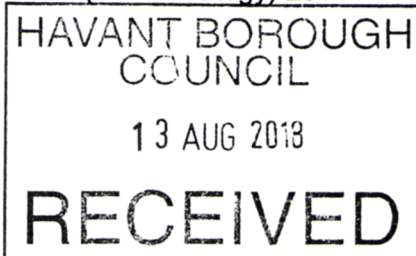
This permission is subject to compliance with:

- (i) The plans and other documents submitted with regard to your application; and
- (ii) The following conditions:

Conditions:

- 1 The development must be begun not later than three years beginning with the date of this permission.
Reason: To comply with the requirements of Section 91 of the Town and Country Planning Act 1990 as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.
- 2 The external materials used shall match, in type, colour and texture, those of the existing building so far as practicable.
Reason: In the interests of the amenities of the area and having due regard to policy CS16 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework.
- 3 The accommodation hereby permitted shall be occupied solely for purposes incidental to the use of The Railway Inn and shall not be used as a separate unit of accommodation.
Reason: The unit of accommodation has insufficient amenity space and parking provision to be occupied separately from the host premises and having due regard to policies CS16 and DM13 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework.

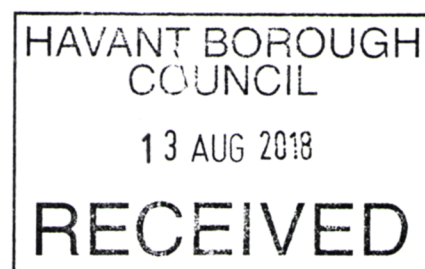
Our Ref: APP/16/01311



- 4 Notwithstanding the provisions of any Town and Country Planning (General Permitted Development) Order 2015, prior to first occupation of the extension hereby permitted the rooflight window and first floor window in the newly created stairwell in the south elevation shall be fitted with non-opening lights and textured glass which obscuration level is no less than Level 4 of the Pilkington Texture Glass scale (or equivalent) and retained as such thereafter.
Reason: In the interests of the amenities of the occupiers of nearby properties and having due regard to policy CS16 of the Havant Borough Local Plan (Core Strategy) 2011 and the National Planning Policy Framework.
- 5 The flat roof area at first floor level adjacent to the shared boundary with No. 93 and 93a North Street shall not be used for the purposes of a terrace or balcony at any time whatsoever, but shall only be used for infrequent and occasional maintenance purposes only.
Reason: To safeguard the amenities of the occupiers of the neighbouring property and having due regard to policy CS16 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and the National Planning Policy Framework.
- 6 The development hereby permitted shall be carried out in accordance with the following approved plans:
Proposed plans and elevations - DN: 06/16 (02)
Site plan and block plan - DN: 06/16 (01)
Reason: - To ensure provision of a satisfactory development.

Other Important Information:

- (1) This notice only relates to the decision of Havant Borough Council as Local Planning Authority under the Town and Country Planning Acts. It does not relate to any other application that may be required under the Building Regulations or under any other Act, Regulation, Byelaw or Order where the Council's approval may be needed. For further guidance as to the need for consent under the Building Regulations please phone 023 9244 6571.
- (2) Your attention is drawn to the attached information regarding firstly your right to appeal to the Planning Inspectorate, if you are aggrieved by the Council's decision, and secondly the rights of an owner to, in certain circumstances serve a purchase notice on the Council. See www.planningportal.gov.uk/pcs.
- (3) Any failure to adhere to the details of the approved plans, and other documents or to comply with any conditions listed above may lead to enforcement action being taken by the Council. If you wish to depart from the approved details or conditions in any way you should contact the Planning and Development service at the Plaza or by telephoning 023 9244 6015.



(1)

In accordance with paragraphs 186 and 187 of the NPPF Havant Borough Council (HBC) takes a positive and proactive approach and works with applicants/agents on development proposals in a manner focused on solutions by:

- Offering a pre-application advice service, and
- Updating you of any issues that may arise in the processing of your application and where possible suggesting solutions, and,

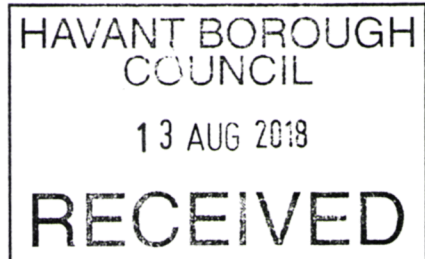
In this instance:

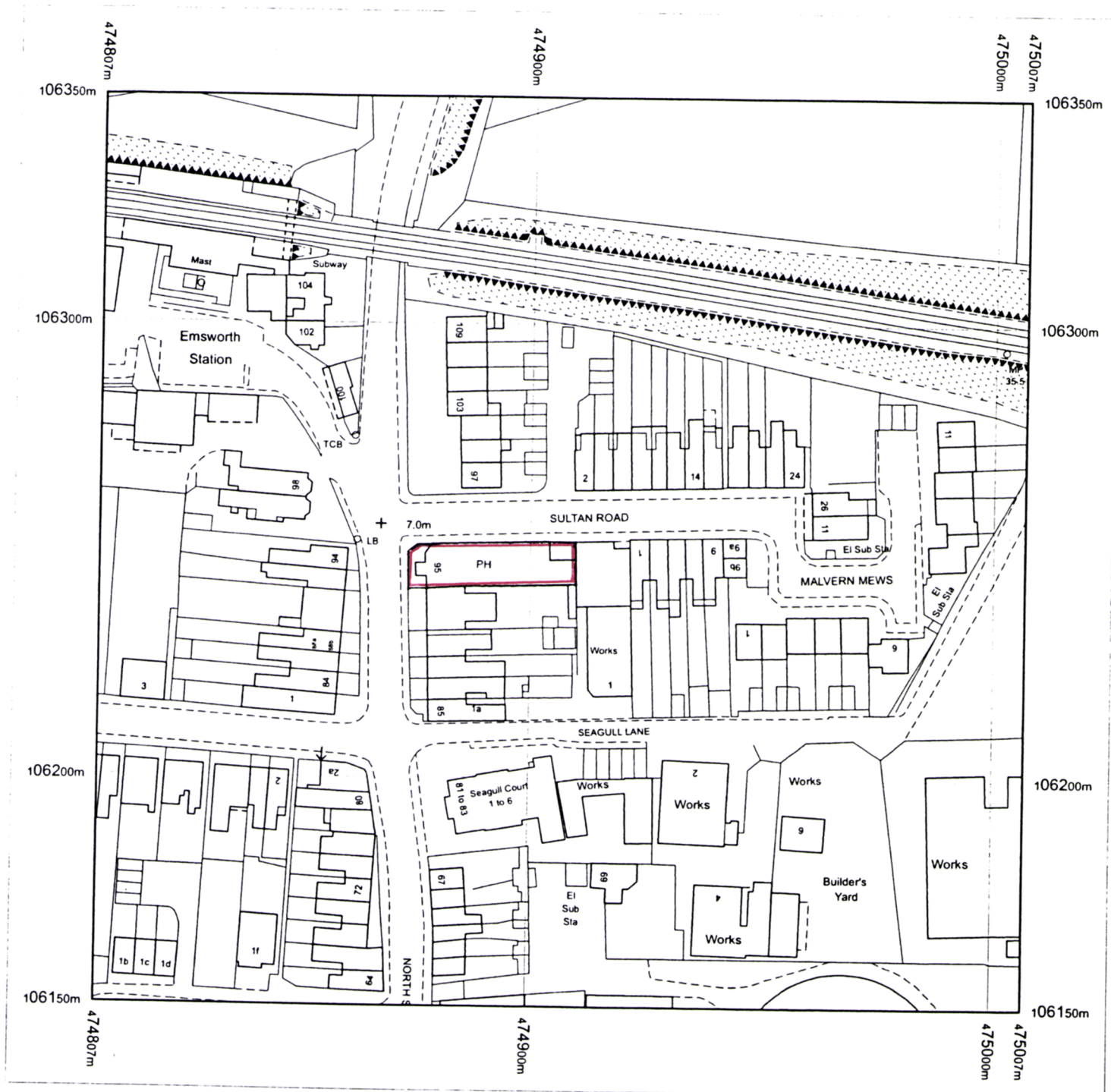
- You were updated about issues after the initial site visit

Andrew Biltcliffe

Andrew Biltcliffe
Head of Planning

14 March 2017





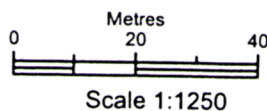
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The representation of a road, track or path is no evidence of a right of way.

The representation of features as lines is no evidence of a property boundary.



Supplied by: **Repoint**
Serial number: 00127100
Centre coordinates: 474906.75 106249.75

Further information can be found on the OS Sitemap Information leaflet or the Ordnance Survey web site:
www.ordnancesurvey.co.uk

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