



Havant
BOROUGH COUNCIL

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To:
Miss T Plowright
22 Bramble Road
Petersfield
GU31 4HL

**The Town and Country Planning (Development Management Procedure) (England) Order
2010
Refusal of Planning Permission**

Application Number: APP/13/01074

Site Address: Johnstons Coppice, Stakes Hill Road, Waterloooville

Proposal: Change of use from woodland to mixed use of woodland and natural pet cemetery.

Further to your application received on 28 October 2013, which was valid from 30 October 2013, 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 In the absence of adequate information the Local Planning Authority is not satisfied that the proposal will not be detrimental to the maintenance of the populations of protected species concerned at a favourable conservation status. The proposal is therefore contrary to Policy CS11 (8) and the National Planning Policy Framework 2012.

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 6573.
- (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.

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- (3) The applicant is advised of the Environment Agency's response which advises that they will allow the burial and/or scattering of ashes arising from the cremation of pet carcasses and their immediate wrappings at pet cemeteries regulated by the Animal Health and Veterinary Laboratories Agency without the need for an environmental permit.

We will not pursue an application for an environmental permit for the activity where:

- The ash arises from the cremation of pet carcasses and their immediate wrappings only;
- The burial and/or scattering of ash is carried out at a pet cemetery registered under the ABPR with the AHVLA;
- The ash is buried at a density which does not exceed an average of 20 kg per square metre;
- The burial and/or scattering of ash is not carried out on grazing land;
- You meet the relevant objectives of the Waste Framework Directive;

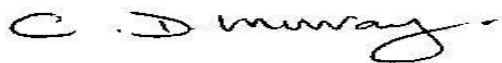
Nothing in this position statement shall prohibit the burial and/or scattering of cremated pet ashes in the garden or grounds of the pet owner's home.

Enforcement

In not pursuing an application for a permit, we will not normally take enforcement action unless the activity has caused, or is likely to cause, pollution or harm to health. For a more detailed explanation of this enforcement position, please see our Enforcement and Sanctions statement via this link:

<http://www.environmentagency.gov.uk/business/regulation/default.aspx>.

- (4) The applicant is advised that if this application had been acceptable in all other respects, the scheme would be liable to the Community Infrastructure Levy Schedule which became a material planning consideration on 1st August 2013. Therefore, if this decision is appealed and subsequently granted planning permission at appeal, this scheme will be liable to pay the Council's CIL upon commencement of development.



Mr Chris Murray
Service Manager (Planning Development)

18 March 2014