

The Planning Inspectorate

ENFORCEMENT NOTICE APPEAL FORM (Online Version)

WARNING: The appeal **must** be received by the Inspectorate **before** the effective date of the local planning authority's enforcement notice.

Appeal Reference: APP/M1710/C/24/3349196

A. APPELLANT DETAILS

Name	Mr Benjamin Bassett
Address	59 Hazleton Way WATERLOOVILLE PO8 9BP
Phone number	[REDACTED]
Email	[REDACTED]
Preferred contact method	Email ☒ Post ☐

A(i). ADDITIONAL APPELLANTS

Do you want to use this form to submit appeals by more than one person (e.g. Mr and Mrs Smith), with the same address, against the same Enforcement notice? Yes ☐ No ☒

B. AGENT DETAILS

Do you have an Agent acting on your behalf?	Yes ☒ No ☐
Name	Mr Raymond Saunders
Address	116 White Dirt Lane Catherington WATERLOOVILLE Hampshire PO8 0TW
Phone number	[REDACTED]
Email	[REDACTED]
Your reference	59 Hazleton Way
Preferred contact method	Email ☒ Post ☐

C. LOCAL PLANNING AUTHORITY (LPA) DETAILS

Name of the Local Planning Authority

East Hampshire District Council

LPA reference number (if applicable)

23/00095/CMP

Date of issue of enforcement notice

25/06/2024

Effective date of enforcement notice

06/08/2024

D. APPEAL SITE ADDRESS

Is the address of the affected land the same as the appellant's address?

Yes ☒ No ☐

Address

59 Hazleton Way
WATERLOOVILLE
PO8 9BP

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?

Yes ☐ No ☒

What is your/the appellant's interest in the land/building?

Owner



Tenant



Mortgagee



None of the above



E. GROUNDS AND FACTS

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

Yes ☐ No ☒

(a) That planning permission should be granted for what is alleged in the notice.



The facts are set out in

☒ the box below

Within the investigation process a full planning statement was submitted to the LPA along with significant supporting evidence that demonstrates that it was not expedient to pursue formal enforcement action because the development is compliant with the adopted policies deemed to be harmed by the development. A planning 'statement of case' will be submitted with further evidence to support the appeal.

(b) That the breach of control alleged in the enforcement notice has not occurred as a matter of fact.



(c) That there has not been a breach of planning control (for example because permission has already been granted, or it is "permitted development").



(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.



(e) The notice was not properly served on everyone with an interest in the land.



(f) The steps required to comply with the requirements of the notice are excessive, and lesser steps would overcome the objections.



(g) The time given to comply with the notice is too short. Please state what you consider to be a reasonable compliance period, and why. ☐

F. CHOICE OF PROCEDURE

There are three different procedures that the appeal could follow. Please select one.

1. Written Representations ☒

(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? Yes ☐ No ☒

2. Hearing ☐

3. Inquiry ☐

G. FEE FOR THE DEEMED PLANNING APPLICATION

1. Has the appellant applied for planning permission and paid the appropriate fee for the same development as in the enforcement notice? Yes ☐ No ☒

2. Are there any planning reasons why a fee should not be paid for this appeal? Yes ☐ No ☒

If no, and you have pleaded ground (a) to have the deemed planning application considered as part of your appeal, you must pay the fee shown in the explanatory note accompanying your Enforcement Notice.

H. OTHER APPEALS

Have you sent other appeals for this or nearby sites to us which have not yet been decided? Yes ☐ No ☒

I. SUPPORTING DOCUMENTS

01. Enforcement Notice:

☒ [see 'Appeal Documents' section](#)

J. CHECK SIGN AND DATE

I confirm that all sections have been fully completed and that the details are correct to the best of my knowledge.

I confirm that I will send a copy of this appeal form and supporting documents (including the full grounds of appeal) to the LPA today.

Signature

Mr Raymond Saunders

Date

31/07/2024 12:22:55

Name

Mr Raymond Saunders

On behalf of

Mr Benjamin Bassett

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 2018.

The Planning Inspectorate takes its data protection responsibilities for the information you provide us with very seriously. To find out more about how we use and manage your personal data, please go to our [privacy notice](#).

K. NOW SEND

Send a copy to the LPA

Send a copy of the completed appeal form and any supporting documents (including the full grounds of the appeal) to the LPA.

To do this by email:

- open and save a copy of your appeal form
- locating your local planning authority's email address:
<https://www.gov.uk/government/publications/sending-a-copy-of-the-appeal-form-to-the-council>
- attaching the saved appeal form including any supporting documents

To send them by post, send them to the address from which the enforcement notice was sent (or to the address shown on any letters received from the LPA).

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.

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

L. APPEAL DOCUMENTS

We will not be able to validate the appeal until all the necessary supporting documents are received.

Please remember that all supporting documentation needs to be received by us within the appropriate deadline for the case type. If forwarding the documents by email, please send to

appeals@planninginspectorate.gov.uk. If posting, please enclose the section of the form that lists the supporting documents and send it to Initial Appeals, Temple Quay House, 2 The Square, Temple Quay, BRISTOL, BS1 6PN.

You will not be sent any further reminders.

Please ensure that anything you do send by post or email is clearly marked with the reference number.

The documents listed below were uploaded with this form:

Relates to Section: SUPPORTING DOCUMENTS

Document Description: 01. The Enforcement Notice.

File name: scan0666 Ben Bassett Enforcement Notice Original Copy dated 6th June 2024.pdf

Completed by MR RAYMOND SAUNDERS

Date 31/07/2024 12:22:55



Havant
BOROUGH COUNCIL

PLANNING ENFORCEMENT APPEAL
GROUND "A" FEES RECEIPT.

Ben Bassett
59 Hazleton Way
PO8 9BP

Civic Centre Cash Office

Civic Centre Cash Office

Receipt

Transaction Date: 23/07/2024 13:40:01

Operator: JT04

Machine: PAYN

Account Details

CAN Reference	Payment of	Transaction Amt	VAT Amt	Rate
	07 - Miscellaneous		£0.00	0%
Planning application fees 23/00095/CMP				

Payment Details

MOP	Payment Ref	Payment Amt
15 - Debit Card Internet/MOTO		£412.00

APACS Payment Details

**** Customer Copy ****

Sale PLEASE DEBIT MY ACCOUNT

Transaction Type: Telephone Order (Keyed)

Date / Time: 23/07/2024 13:40:01

Card Number:

Card Type:

Auth Code:

Seq Auth No:

Ref:

MID:

TID:

Card Amount:

Please keep this copy for your records

Total Amt Paid:

VAT Number: 108381480

Borough Treasurer, Civic Offices, Civic Centre Road, Havant, Hants, PO9 2AX

**Appeal APP/M1710/C/24/3349196**

1 message

[REDACTED]
To: ecat@planninginspectorate.gov.uk

31 July 2024 at 13:41

Dear planning enforcement validation team,

I submitted an online appeal earlier today (12.22 pm) that has been allocated the above reference number.

I need to inform you that I have noticed that I have named the local authority as 'East Hampshire District Council' on the submitted forms by mistake, and should have named 'Havant Borough Council' as the planning authority that issued the enforcement notice.

The local planning authority reference number is 23/00095/CMP
The site address is 59 Hazleton Way, Waterlooville, Hampshire, PO8 9BP.

I notified the customer services team who advised me to contact you via this email address. I have received an email from East Hampshire District Council and I have emailed them acknowledging the mistake. I apologise for any inconvenience caused. Please let me know if you require anything further from me to address this mistake.
Thank you. Kind regards John.

Kind regards
Raymond John Saunders
[REDACTED]

**RE: Appeal APP/M1710/C/24/3349196**

1 message

ECAT <ECAT@planninginspectorate.gov.uk>

31 July 2024 at 13:49

Dear Mr Saunders

We will look into getting this changed.

Regards

The Planning
Inspectorate

Enforcement Validation Officer

The Planning Inspectorate

T 0303 444 5570

Ensuring **fairness**, **openness** and **impartiality** across all our services

Once an appeal has started, please submit appeal documentation via the **Appeals Casework Portal**. Search for the appeal at <https://acp.planninginspectorate.gov.uk/CaseSearch.aspx>

Please consider the environment before printing this email and any attachments.

This communication does not constitute legal advice.

Please view our [Information Charter](#) before sending information to the Planning Inspectorate. Our [Customer Privacy Notice](#) sets out how we handle personal data in accordance with the law.

From:

Sent: Wednesday, July 31, 2024 1:42 PM

To: ECAT <ECAT@planninginspectorate.gov.uk>

Subject: Appeal APP/M1710/C/24/3349196



The Planning Inspectorate

3B
Temple Quay House
2 The Square
Bristol
BS1 6PN

Direct Line: 0303 444 5570
Customer Services:
0303 444 5000

Email: ECAT@planninginspectorate.gov.uk
www.gov.uk/planning-inspectorate

Your Ref: 59 Hazleton Way
Our Ref: APP/M1710/C/24/3349196

Mr Raymond Saunders

31 July 2024

Dear Mr Raymond Saunders,

Town and Country Planning Act 1990
Appeal by Mr Benjamin Bassett
Site Address: 59 Hazleton Way, WATERLOOVILLE, PO8 9BP

I refer to the above new enforcement appeal.

Please can you send me a copy of the statement you say on the appeal form has been submitted to the LPA.

Yours sincerely,

Enforcement Appeals Officer

Enforcement Appeals Officer

<https://www.gov.uk/government/publications/planning-inspectorate-privacy-notice>

Where applicable, you can use the internet to submit documents, to see information and to check the progress of cases through GOV.UK. The address of the search page is - <https://www.gov.uk/appeal-planning-inspectorate>

**Re: Planning Inspectorate APP/M1710/C/24/3349196: 59 Hazleton Way, PO8 9BP**

1 message

31 July 2024 at 14:41

To: ecat@planninginspectorate.gov.uk

Dear Appeals Officer,

The planning statement referred to in the 'enforcement notice appeal form' was provided to the LPA within the investigation process prior to the enforcement notice being issued. I have stated that I will be providing an additional formal 'statement of case' that will reflect the full evidence that the appellant will be submitting in due course. This additional evidence will also be sent to the LPA.

As you have requested the planning statement I have referred to on the appeal form, I have attached the statement along with the exhibits that accompanied the statement. Please let me know if you require anything further at this stage. Thank you. Kind regards Raymond John Saunders. Agent.

 scan0665 Ben Bassett Enforcement Planning Statement & Exhibits May 2024.pdf

On Wed, 31 Jul 2024 at 12:58, <ecat@planninginspectorate.gov.uk> wrote:

The Planning Inspectorate (England)
Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN

The Planning Inspectorate (Wales)
Crown Buildings, Cathays Park, Cardiff, CF10 3NQ

<http://www.planningportal.gov.uk/planninginspectorate>
Twitter: @PINSgov

This communication does not constitute legal advice.

How we use your information

The Planning Inspectorate takes its data protection responsibilities for the information you provide us with very seriously. To find out more about how we use and manage your personal data, please go to our [privacy notice](#).

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Kind regards
John Saunders
Tel: 02393 786900
Mob: 07758 689304

 scan0666 Enclosures List Ben Bassett Enforcement Statement & Exhibits May 2024.pdf
256K