



Planning Management Committee – 07 December 2016

Appeal Decision Monitoring Report

Purpose of report

Update on appeal decisions from the Planning Inspectorate and an analysis of the main issues, to monitor consistency between the council's and Planning Inspectorate's decisions.

Attachment(s)

Appendix 1 - Appeal decisions from 31 October 2016 to 18 November 2016

1.0 Introduction

1.1 This report advises on the outcome of planning appeals determined by the Planning Inspectorate from Appeal decisions from 31 October 2016 to 18 November 2016 and analyses the decisions made by the Planning Management Committee and officers under delegated authority. Details of costs awarded against the council (if any) are also given.

2.0 Equality and Diversity Implications

2.1 There are no equality and diversity implications arising from the proposals.

3.0 Legal Implications

3.1 There are no legal implications arising from the proposals.

4.0 Risk Management

4.1 There are no significant risks arising from the proposals.

5.0 Financial implications

5.1 There are no financial implications arising from the proposals, except for those decisions where costs have been awarded against the council.

6.0 Corporate Outcomes

6.1 The report supports priority outcomes set out in the Corporate Plan - Effective Management; and Value for Money.

6.2 The report is submitted for information.

Legal	Power: Planning and Compulsory Purchase Act 2004				
	Other considerations: None				
Background Papers: Office Files					
Person Originating Report: Rhys Bradshaw, Planning Development Manager ☎ 01832 742180 ✉ rabradshaw@east-northamptonshire.gov.uk					
Date: 24 November 2016					
CFO		MO		CX	

East Northamptonshire Council

DC Appeal Results

For Period from: 31 Oct 2016 to 18 Nov 2016

Officer

Procedure

Case Ref. No. Appellant
Proposal

Location

Appeal Type
Date Decided Decision

Graham Wyatt

Written Representations

15/01283/FUL - Miss Charlotte Lane - Farm Buildings Adjacent Elmington Top
Change of use of agricultural barn to single residential dwelling, creation of

Against Refusal
15/11/2016 **Dismissed**

The main issues were:

- the living conditions of future occupiers, with particular regard to noise; and,
- the effect of the development on the setting of a non-designated heritage asset.

In dismissing the appeal, the inspector disagreed with the evidence from the appellant regarding noise generated by the nearby shooting range and the frequency of its use. The inspector agreed with the council that the proposed bund would be ineffective at reducing noise and it would also have a detrimental impact on the setting of the non-designated heritage asset.

Decided Appeals Dismissed :	1	100.00%	M Denotes Member Decision against Officer advice
Decided Appeals Allowed :	0	0.00%	
Decided Appeals Withdrawn :	0	0.00%	
Decided Appeals Total :	1	100.00%	