

TEWKESBURY BOROUGH COUNCIL

Report to:	Planning Committee
Date of Meeting:	18 October 2022
Subject:	Current Appeals and Appeal Decisions Update
Report of:	Development Manager
Head of Service/Director:	Head of Development Services
Lead Member:	Lead Member for Built Environment
Number of Appendices:	1

Executive Summary:

To inform Members of current planning and enforcement appeals and Department for Levelling Up, Housing and Communities appeal decisions issued.

Recommendation:

To CONSIDER the report and inform Members of recent appeal decisions.

Financial Implications:

None

Legal Implications:

None

Environmental and Sustainability Implications:

None

Resource Implications (including impact on equalities):

None

Safeguarding Implications:

None

Impact on the Customer:

None

1.0 INTRODUCTION

1.1 At each Planning Committee meeting, Members are informed of current planning and enforcement appeals and Department for Levelling Up, Housing and Communities appeal decisions that have recently been issued.

2.0 APPEAL DECISIONS

2.1 The following appeal decisions have been issued by the Department for Levelling Up, Housing and Communities:

Application No	21/01312/PIP
Location	Land Adjacent Blenheim Way Shurdington
Proposal	Erection of a single dwelling.
Officer recommendation	Permit
Decision type	Committee Decision
PINS reference	APP/G1630/W/22/3291784
PINS decision	Appeal Allowed planning permitted
Reason	<p>This application sought permission in principle to erect a single dwelling.</p> <p>The site is located in Shurdington and is located within the Green Belt.</p> <p>The application was refused on the grounds that the proposal does not constitute limited infilling in the village of Shurdington. Therefore, the proposal constitutes inappropriate development in the Green Belt which by definition is harmful to the Green Belt.</p> <p>The appeal was allowed as it was the view of the Planning Inspectorate that the site would be flanked on either side by existing dwellings and would also face houses on the opposite side of the road. As a result, it would relate well to the existing pattern of development along the road, assimilating effectively with the wider street scene. Therefore, the proposed development would constitute infill development, as envisioned by the Framework.</p> <p>A partial award of costs was made against the Council for the erroneous inclusion of an additional refusal reason.</p>
Date of appeal decision	23.08.2022

3.0 ENFORCEMENT APPEAL DECISIONS

3.1 None

4.0 CONSULTATION

4.1 None

5.0 ASSOCIATED RISKS

5.1 None

6.0 MONITORING

6.1 None

7.0 RELEVANT COUNCIL PLAN PRIORITIES/COUNCIL POLICIES/STRATEGIES

7.1 None

Background Papers: None

Contact Officer: Appeals Admin
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Appendices: Appendix 1: List of Appeals received

Appendix 1

List of Appeals Received						
Reference	Address	Description	Start Date	Appeal Procedure	Appeal Officer	Statement Due
21/00644/OUT	Land At Court Farm Tewkesbury Road Twigworth	Outline application with all matters reserved for 4no. dwellings.	16.09.2022	WR	CHLBUC	

Process Type

- **FAS** indicates FastTrack Household Appeal Service
- **HH** indicates Householder Appeal
- **W** indicates Written Reps
- **H** indicates Informal Hearing
- **I** indicates Public Inquiry