

REPORT TITLE: PLANNING APPEALS – QUARTERLY REPORT

15.03.2023

REPORT OF CABINET MEMBER: Councillor Jackie Porter

Cabinet Member for Place and Local Plan

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WARD(S): ALL (EXCLUDING SOUTH DOWNS NATIONAL PARK AUTHORITY)

PURPOSE

This report provides a summary of appeal decisions received during 1 October 2022 to 31 December 2022.

Copies of each appeal decision are available on the Council's website.

RECOMMENDATIONS:

1. That the report be noted.

**IMPLICATIONS:****1.1 COUNCIL PLAN OUTCOME**

Analysis of appeal decisions ensure consistency in decision making helping the City Council to protect the Environment.

1.2 Tackling the Climate Emergency and Creating a Greener District

1.3 None

1.4 Homes for all

1.5 None

1.6 Vibrant Local Economy

1.7 None

1.8 Living Well

1.9 None

1.10 Your Services, Your Voice

1.11 None

**2 FINANCIAL IMPLICATIONS**

2.1 None

**3 LEGAL AND PROCUREMENT IMPLICATIONS**

3.1 None

**4 WORKFORCE IMPLICATIONS**

4.1 None

**5 PROPERTY AND ASSET IMPLICATIONS**

5.1 None

**6 CONSULTATION AND COMMUNICATION**

6.1 None

7 ENVIRONMENTAL CONSIDERATIONS

7.1 None

8 PUBLIC SECTOR EQUALITY DUTY

8.1 None

9 DATA PROTECTION IMPACT ASSESSMENT

9.1 None

10 RISK MANAGEMENT

10.1 None

<b>Risk</b>	<b>Mitigation</b>	<b>Opportunities</b>
Financial Exposure N/A		
Exposure to challenge N/A		
Innovation N/A		
Reputation N/A		
Achievement of outcome N/A		
Property N/A		
Community Support N/A		
Timescales N/A		
Project capacity N/A		
Other N/A		

11 SUPPORTING INFORMATION:

11.1 This report provides a summary of appeal decisions in relation to planning cases received during 1 October 2022 to 31 December 2022,

**Cases in total****5****Appeals Summary****Costs**

Appeal allowed 2 (40%)

Refused 1  
No Cost Application 1

Appeal dismissed 2 (40%)

Refused 1  
No Cost Application 1

Appeal Withdrawn 1 (20%)

WCC's Application for Costs –  
Allowed in WCC's Favour

12 OTHER OPTIONS CONSIDERED AND REJECTED

## 12.1 NONE

BACKGROUND DOCUMENTS: -Previous Committee Reports: - PDC 1211

The previous Appeal Summary was presented at the December 2022 Planning Committee Meeting. For the Period of April to September 2022.

**PLANNING APPEALS – SUMMARY OF DECISIONS****REPORT FROM SERVICE LEAD: BUILT ENVIROINMENT**

A summary of appeal decisions received during the period 1 October to 31 December 2022.

A summary of appeal decisions received during the period.

<b>Item No: 1</b>			
<b>Date of Inspector's Decision:</b>	14th December 2022	<b>Inspector's Decision:</b>	Appeal Allowed
<b>Appeal Procedure (see code below):</b>	I	<b>Costs:</b>	No Application for Costs
<b>W</b> – Written representation; <b>I</b> – Informal hearing; <b>P</b> – Public Inquiry; <b>H</b> - Householder			

<b>Case No:</b>	20/00025/FUL
<b>Case Officer:</b>	Rose Chapman
<b>Original Decision Type:</b>	Delegated Decision
<b>Was Decision Overturned at Committee?</b>	No

<b>Proposal:</b>	Additional mobile home, touring caravan and dayroom adjacent to existing site
<b>Location:</b>	Ourlands Mayles Lane Knowle Hampshire

<b>Item No: 2</b>			
<b>Date of Inspector's Decision:</b>	17th November 2022	<b>Inspector's Decision:</b>	Appeal Withdrawn
<b>Appeal Procedure (see code below):</b>	<b>I</b>	<b>Costs:</b>	WCC Awarded Costs
<b>W</b> – Written representation; <b>I</b> – Informal hearing; <b>P</b> – Public Inquiry; <b>H</b> - Householder			

<b>Case No:</b>	21/00910/OUT		
<b>Case Officer:</b>	Rose Chapman		
<b>Original Decision Type:</b>	Committee Decision		
<b>Was Decision Overturned at Committee?</b>	No		

<b>Proposal:</b>	Hybrid Application: Outline application for the demolition of existing buildings and construction of 23 custom build plots together with open space, parking facility for Durley primary school and Holy Cross Church including upgrades to Footpath No 12 and a new crossing point at school entrance to provide an offroad 'park and stride' route to the school. (reserved matters of access, landscaping and layout included). Full application for Class E/F (community/commercial/business/service) building.
<b>Location:</b>	Quob Stables Equestrian Centre Durley Brook Road Durley Southampton Hampshire SO32 2AR

<b>Item No: 3</b>			
<b>Date of Inspector's Decision:</b>	3rd November 2022	<b>Inspector's Decision:</b>	Appeal Allowed
<b>Appeal Procedure (see code below):</b>	<b>W</b>	<b>Costs:</b>	Costs Refused
<b>W</b> – Written representation; <b>I</b> – Informal hearing; <b>P</b> – Public Inquiry; <b>H</b> - Householder			

<b>Case No:</b>	21/00422/FUL		
<b>Case Officer:</b>	Nicola Clayton		
<b>Original Decision Type:</b>	Committee Decision		
<b>Was Decision Overturned at Committee?</b>	Yes		

<b>Proposal:</b>	Construction of a first floor extension to the existing equestrian shop.
<b>Location:</b>	Shedfield Equestrian Centre Botley Road Shedfield SO32 2HN

<b>Item No: 4</b>			
<b>Date of Inspector's Decision:</b>	21st December 2022	<b>Inspector's Decision:</b>	Appeal Dismissed
<b>Appeal Procedure (see code below):</b>	<b>W</b>	<b>Costs:</b>	No Application for Costs
<b>W</b> – Written representation; <b>I</b> – Informal hearing; <b>P</b> – Public Inquiry; <b>H</b> - Householder			

<b>Case No:</b>	21/02960/FUL		
<b>Case Officer:</b>	Sean Quigley		
<b>Original Decision Type:</b>	Delegated Decision		
<b>Was Decision Overturned at Committee?</b>	No		

<b>Proposal:</b>	Application Reference Number: 20/01701/FUL Date of Decision: 20/11/2020 Condition Number(s): 0102 Conditions(s) Removal: Current licence expires end of this year, to continue to use restaurant garden area planning consent required. Full planning consent
<b>Location:</b>	132 Stockbridge Road Winchester SO22 6RN

<b>Item No: 5</b>			
<b>Date of Inspector's Decision:</b>	21st December 2022	<b>Inspector's Decision:</b>	Appeal Dismissed
<b>Appeal Procedure (see code below):</b>	<b>W</b>	<b>Costs:</b>	Costs Refused
<b>W</b> – Written representation; <b>I</b> – Informal hearing; <b>P</b> – Public Inquiry; <b>H</b> - Householder			

<b>Case No:</b>	21/02278/FUL		
<b>Case Officer:</b>	Amy Winch		
<b>Original Decision Type:</b>	Delegated Decision		
<b>Was Decision Overturned at Committee?</b>	No		

<b>Proposal:</b>	Replacement dwelling and works to an existing retained dwelling
<b>Location:</b>	Elswick Cottage Mislingford Road Swanmore SO32 2QD