

Appeals to the Secretary of State: Update
Report by Administrative Officer

Summary: This report sets out the position regarding appeals against the Authority since December 2011.

Recommendation: That the report be noted.

1 Introduction

1.1 The attached table at Appendix 1 shows an update of the position on appeals to the Secretary of State against the Authority since December 2011. It lists those appeals where decisions have been received in this month and have yet to be made.

2 Financial Implications

2.1 There are no financial implications.

Background papers: BA appeal and application files.

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Date of report: April 2012

Broads Plan Objectives: None

Appendices: APPENDIX 1 – Schedule of Outstanding Appeals to the Secretary of State since December 2011

**Schedule of Outstanding Appeals to the Secretary of State
since December 2012**

Start Date of Appeal	Location	Nature of Appeal/ Description of Development	Decision and Date
2-12-11 30-5-12	Appeal Ref: E9505/ A/11/2165917/NWF BA/2011/0014/REF BA/2011/0091/COND Anchor Cottage, Mill Road, Stokesby Mrs W Martin	Appeal against refusal Proposed removal/variation of condition No:6 (BA/2010/0004/FUL) to allow use of The Old Reading Room as a separate holiday unit and variation of condition 2 to apply to amended plan	Delegated Decision on 10-06-11 Notification Letter and Questionnaire to be sent by 16-12-11 Statement sent 12-1-12 Seeking clarification from Inspectorate on decision
6-12-11	Appeal Ref E9505/C/11/2165163, BA/2011/0006/ENF BA/2010/0040/UNAU P4 The Island, Yarmouth Road, Thorpe St Andrew Mr Roger Wood	Appeal against enforcement concerning unauthorised development of "marina": The construction and installation of two jetties, the erection or standing of a green metal storage container, the use of part of the land for the standing of motor engines and the change of use of the site for the mooring of boats without the grant of planning permission	Committee authorisation 5 December 2008 and subsequent reports to Committee Notification Letter and Questionnaire sent by 20-12-11 Statement sent 03-02-12 Public Inquiry held on 1/2-05-12
9-01-12	Appeal Ref: E9505/A11/2167180/ NWF BA/2012/001/ BA/2011/0200/FUL Fir Tree Farm, Waxham Mr Robert Dixon	Appeal against refusal for Installation of 11 kw wind turbine on 18 metre galvanised tower.	Delegated Decision on 2-9-11 Notification Letter and Questionnaire sent on 20-1-12 Statement sent by 20-02-12 Site visit to be arranged

Start Date of Appeal	Location	Nature of Appeal/ Description of Development	Decision and Date
30-01-12 16-05-12	Appeal Ref E9505/A12/2169337/ NWF BA/2011/0167/CU BA/2012/003/F Broad Farm Caravan Park, Main Road, Fleggburgh Mr and Mrs Shingles	Appeal against refusal for Resubmission of BA/2010/0326/CU for the provision of ten additional static caravans	Delegated Decision 12-08-11 Notification Letter and Questionnaire sent 13- 02-12 Statement sent by 12-03-12 Site Visit took place 3- 04-12 Dismissed
30-01-12 16-05-12	Appeal Ref E9505/A12/2169339/ NWF BA/2011/0258/CU BA/2012/002/REF Broad Farm Caravan Park, Main Road, Fleggburgh Mr and Mrs Shingles	Appeal against refusal for Resubmission of pp BA/2011/0112/CU for change of use to regularise permanent occupation as caretakers accommodation for family employees and provide an on-site presence to improve security	Delegated Decision 4-10-11 Notification Letter and Questionnaire to be sent by 13-02-12 Statement sent by 12-03-12 Site Visit took place 3-04-12 Dismissed
3-02-12	Appeal Ref E9505/C12/2167767 BA/2012/0001/ENF 37/38 Crabbetts Marsh, Horning Mr Ivan Sharp	Appeal against enforcement notice for unauthorised development: piling	Committee authorisation to take enforcement action 4-11-11 Enforcement Notice served 18-11-11 Notification Letter and Questionnaire sent 2-03-12 Statement sent by 16- 03-12
8-02-12	APP/E9505/A/12/217 0219/NWF BA/2011/0365/ Pinetree Cottage, 2 Lower Street, Horning Mr and Mrs L and M Cooper-Smith	Appeal against refusal for erection of detached bungalow	Delegated decision on 23-12-12 Notification Letter and Questionnaire sent 21-2-12 Statement sent by 21-03-12

Start Date of Appeal	Location	Nature of Appeal/ Description of Development	Decision and Date
			Site Visit scheduled for 6-6-12
16-04-12	APP/E9505/A12/2174 341/ BA/2011/0040/COND Appeal Ref.BA/2012/0006/REF Fairview Park Homes, Wayford Road, Smallburgh, NR12 9LW Fairview Park Homes	Appeal against refusal of permission for removal of condition 10 of BA/2011/0152/FUL and replacement with 3 recommended conditions contained in Good Practice Guide on Planning for Tourism.	Delegated decision on 22-3-12 Notification letters sent by 30-04-12 Questionnaire sent on 1-5-12 Statement to be sent by 30-05-12
24-04-12	APP/E9505/A12/217 4541/NWF BA/2011/0306/FUL Appeal Ref: BA/2012/0007/REF Outbuilding Adjacent To White House Farm Thorpe Road Mr & Mrs W Bond	Appeal against Refusal Proposed conversion of existing outbuilding to residential development	Delegated Decision on 16-11-11 Notification Letter sent 3-05-12 Questionnaire sent 3-05-12 Statement to be sent by 1-06-12
	APP/E9505/A12/217 5137 – 21757401 BA Ref BA/2011/0297/COND (Wayford Hotel) Avocet , Bittern and Coot - Cottage Loke, Wayford Road, Wayford Bridge BA/2011/0298/COND Curlew and Mallard – Cottage Loke, Wayford Road, Wayford Bridge	Appeals against Refusal: Variation of Condition of pp/2005/1961 from use of Holiday accommodation to residential Variation of Condition 5 of 2005/1962 to change of use to residential	Delegated Decisions on 7-11-11 Appeal documents received 1-05-12 Request by appellant for Public Inquiry Awaiting Planning Inspectorate validation