

**Appeals to the Secretary of State**  
Report by Administrative Officer

**Summary:** This report sets out the position regarding appeals against the Authority since January 2013.

**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 January 2013. It lists those appeals where decisions have been received in the last 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 14 March 2014

Appendices: APPENDIX 1 – Schedule of Outstanding Appeals to the Secretary of State since January 2013

**APPENDIX 1**

**Schedule of Outstanding Appeals to the Secretary of State  
since January 2013**

<b>Start Date of Appeal</b>	<b>Location</b>	<b>Nature of Appeal/ Description of Development</b>	<b>Decision and Date</b>
6-12-11	<p><b>Appeal Ref</b>  <b>E9505/C/11/2165163,</b>  <b>BA/2011/0006/ENF</b>  <b>BA/2010/0040/UNAUP4</b>                      The Island, Yarmouth Road, Thorpe St Andrew</p> <p><b>Mr Roger Wood</b></p>	<p>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</p>	<p>Committee authorisation 5 December 2008 and subsequent reports to Committee</p> <p>Notification Letter and Questionnaire sent by 20-12-11                      Statement sent 03-02-12</p> <p>Public Inquiry to be held on 1/2-05-12</p> <p>Decision issued 15 June 2012</p> <p>Decision challenged July 2012 and subsequently conceded by Secretary of State in May 2013</p> <p>Appeal to be re-heard by written representations                      Statements submitted by 26-11-13</p> <p>Inspector's Site Visit 28-01-14</p> <p><b>Hearing 08-07-2014</b></p>
22-03-13	<p><b>APP/E9505/A13/2194 788/</b>  <b>BA/2013/0002/REF</b>  <b>BA/2012/0377/FUL</b>                      Adjacent To Box End Grebe Island Lower Street Horning</p> <p><b>Mr and Mrs Nigel</b></p>	<p><b>Appeal against refusal (Written representations)</b>                      Proposed new boathouse together with new and replacement quayheading</p>	<p>Delegated Decision on 29-01-13</p> <p>Questionnaire and Notification Letters sent 02-04-13</p> <p>Statement sent 03-05-13</p>

Start Date of Appeal	Location	Nature of Appeal/ Description of Development	Decision and Date
	<b>Foster</b>		<b>Inspector's Site Visit 28-01-14</b>
11-09-13	<b>APP/E9505/C/13/ 2204390 BA/2013/0009/ENF</b> The Old Grain Store Wainford Road Bungay  <b>Mrs Helen Brundle</b>	<b>Appeal against Enforcement–</b> Change of use of land from single residential dwelling house to a dwelling house in use as self-contained flats. <b>(Written Representations)</b>	Committee consideration 07-12-12  Appeal documents Received 28-08-2013  Questionnaire sent 26-09-13  Statement sent by 23-10-13 <b>Inspector's Site Visit 28-01-14</b>
9 -10-13	<b>APP/E9505/C/13/ 2206420</b> BA Appeal Ref - BA/2013/0011/ENF <b>BA/2012/0044/ UNAUP3</b> Site at Land Known As Newlands Caravan Site Or Three Rivers Caravan Site, Station Road, Geldeston, NR34 0HS  <b>Mr James Bromley</b>	<b>Appeal against Enforcement</b> Unauthorised installation of mooring platform	Committee consideration 28–03-2013  Appeal documents received 01-10-2013  Questionnaire and notification letter sent by 23-10-2013  Statement sent by 19-11-2013  Proofs of Evidence to be submitted by 11- 04 - 14  <b>Public Inquiry scheduled for 13–05–2014 to be held at Village Hall, The Street, Geldeston</b>
12-11-13	<b>APP/E9505/C13/ 2208559 and 2208560 BA/2012/0056/UNAUP2</b> <b>Broads Authority Appeal Ref:</b>	<b>Appeal Against enforcement</b> (Former Piggeries) Unauthorised conversion and change	Committee Consideration 01–03–2013  Appeal documents

Start Date of Appeal	Location	Nature of Appeal/ Description of Development	Decision and Date
	BA/2013/0012/ENF & BA/2013/0013/ENF Heathacre Barns The Common Chedgrave  <b>Mr David Younger            and Mrs Elizabeth            Younger</b>	of use to residential  To be dealt with by Inquiry.	received 08-11-2013  Questionnaire and notification letter to be sent by 26 -11-13  Statement of case sent 23-12-13  Proofs of Evidence to be submitted by 09-05-14  <b>Public Inquiry            scheduled for            10&amp;11-06-2014 to be            held at Methodist Hall,            Loddon</b>
2-01-14	<b>APP/E9505/A/13/2210            570</b> <b>BA/2013/0134/COND</b> Site at Ferry Quay, Ferry Road, Horning  <b>Mr T Wood</b>	<b>Appeal against            refusal</b> Removal of conditions 2, 3 and 4 of PP - PF/98/0373 - to allow ground floor workshops to be used as ancillary accommodation to dwellings above	Delegated decision 5-8-13  Questionnaire and Notification letter sent 15-01-14  Statement of Case by 13-2-14
27-1-14	<b>APP/E9505/A/14/221233            7</b> <b>BA/2013/0170/FUL</b> <b>BA/2014/0002/REF</b> Broads Edge Marina, Mill Road, Stalham  <b>David Phillip            Investments Ltd.</b>	<b>Appeal against            refusal</b> Provision of twelve camping pitches and the demolition of existing and erection of replacement toilet and shower building	Committee Decision 8-11-13  Questionnaire and Notification letter sent 29-01-14  Statement of Case by 03-03-14  <b>Inspector's site visit 27            March 2014</b>
25-02-2014	<b>APP/E9505/A/14/221426</b>  <b>BA/2014/0004/REF</b> Arcadia Moorings	<b>Appeal against            refusal</b> To remove existing window to south west	Delegated decision 26-11-2013  Questionnaire and

<b>Start Date of Appeal</b>	<b>Location</b>	<b>Nature of Appeal/ Description of Development</b>	<b>Decision and Date</b>
	Lower Street Horning  <b>Mr John Wright</b>	elevation and timber cladding below. Install double door access to sail loft in timber glazed frame set back	Notification letter due 04-03-14  Statement of Case by 01-04-14