PLANNING COMMITTEE – 18th September 2013



REPORT OF THE DEPUTY CHIEF EXECUTIVE (COMMUNITY DIRECTION) RE: APPEALS LODGED AND DETERMINED

Hinckley & Bosworth Borough Council A Borough to be proud of

Wards affected – Stoke Golding, Burbage.

1. <u>PURPOSE OF REPORT</u>

To inform Members of appeals lodged and determined since the last report.

2. <u>RECOMMENDATION</u>

That the report be noted.

3. BACKGROUND TO THE REPORT

Appeals Lodged

3.1 **Appeal by Bellway Homes Ltd** against refusal for demolition of residential dwelling and erection of 35 dwellings with associated highway and engineering operations at Land at Workhouse Lane, Burbage.

Format: Public Inquiry

3.2 **Appeal by David Wilson Homes and Andrew Granger Company** against refusal of permission for erection of 34 dwellings and associated infrastructure at Land off Three Pots Road, Burbage.

Format: Public Inquiry.

3.3 **Appeal by Michael Ernest Taberer** against refusal of certificate of lawful existing use for land as residential cartilage at Land at 48 Roseway, Stoke Golding.

Format: Written Representations.

4. FINANCIAL IMPLICATIONS [DMe]

There are no financial implications arising directly from this report. However, any appeals that are logged and any costs associated with this will have to be met from the council's existing appeals legal costs budget of £28,260. (The base budget available for 2013/14 was £51,310 and spent to date is £23,050). If this budget is utilised to cover the full award of the appeals logged then any further costs above £28,260 of the base budget, a supplementary budget will have to be requested in accordance with the council's financial procedures.

5. <u>LEGAL IMPLICATIONS [AB]</u>

There are no legal implications arising from this report as the report is for noting only.

6. <u>CORPORATE PLAN IMPLICATIONS</u>

This document contributes to Strategic Aim 3 of the Corporate Plan

- Safer and Healthier Borough.
- 7. <u>CONSULTATION</u> None

8. <u>RISK IMPLICATIONS</u>

It is the Council's policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion based on the information available, that the significant risks associated with this decision / project have been identified, assessed and that controls are in place to manage them effectively.

The following significant risks associated with this report / decisions were identified from this assessment:

Management of significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
None	None	

9. KNOWING YOUR COMMUNITY – EQUALITY AND RURAL IMPLICATIONS

This report is for information purposes only to draw member's attention to recent appeals lodged with the Authority and appeal decisions issued by the Planning Inspectorate. As this report is not seeking a decision it is envisaged that there are no equality or rural implications arising as a direct result of this report.

10. CORPORATE IMPLICATIONS

By submitting this report, the report author has taken the following into account:

- Community Safety implications
- Environmental implications
- ICT implications
- Asset Management implications
- Human Resources implications
- Voluntary Sector

None relating to this report None relating to this report

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