



Town & Country Planning Act 1990 (as amended)
Town & Country Planning (Development Management Procedure) (England)
Order 2015: Article 39
Application for Certificate of Lawfulness for an Existing use or Operation
DECISION NOTICE

Application Ref: A/128/18/CLE

To Addressee

Caldotec Ltd
 11 The Parade
 Willowhayne Crescent
 East Preston
 West Sussex
 BN16 1NS

Site Address

53 Mill Road Avenue
 Angmering
 BN16 4HX

Description of Application

Lawful development certificate for existing cladding to dormer face & cheeks being of materials of similar appearance to materials of existing building.

In pursuance of their powers under this Act and these Regulations the Council **REFUSE** to certify that the development described above is Lawful for the reasons stated below.

The proposed material was not considered to be of a similar appearance to those used in the construction of the exterior of the existing dwellinghouse. Therefore, the proposed development conflicts with Schedule 2, Part 1, Class B, B.2 of the Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended).

The use described in the First Schedule to this certificate in respect of the land specified in the Second Schedule to this certificate and edged in black on the plan attached to this certificate, was not deemed to be lawful within the meaning of section 191 of the Town & Country Planning Act 1990 by reason that at the proposed cladding is not considered to be of a similar appearance to the materials existing on the dwellinghouse.

EXTENT OF USE

Replacement of existing tile-hung cladding to dormer face and cheeks with proposed Marley Eternit Cedral cladding.

FIRST SCHEDULE

The certificate seeks to replace existing tile-hung cladding with proposed Marley Eternit Cedral cladding. This material was confirmed in the email dated 30-10-2018 09:32.

SECOND SCHEDULE

53 Mill Road Avenue, Angmering, West Sussex, BN16 4HX

IT IS IMPORTANT THAT YOU READ THE NOTES ATTACHED TO THIS DOCUMENT

Head of Planning Services
Arun District Council
The Arun Civic Centre
Maltravers Road
Littlehampton
West Sussex BN17 5LF

Case Officer: Zac Denton

Decision Issued: **3 December 2018**



RIGHTS OF APPLICANTS AGGRIEVED BY DECISION OF LOCAL PLANNING AUTHORITY

TOWN AND COUNTRY PLANNING ACT 1990

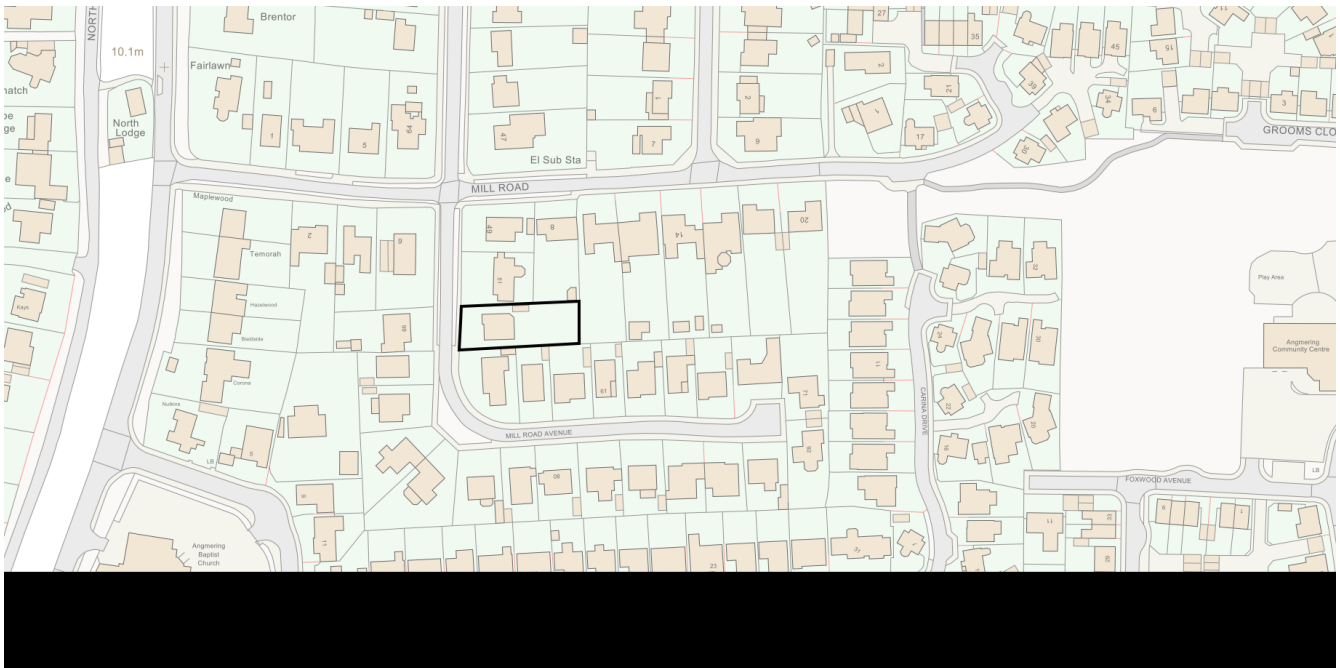
By Section 195 (as amended) of the Town and Country Planning Act 1990, where an application is made to a Local Planning Authority under Sections 191 or 192 and is refused, or is refused in part, the applicant may by notice under this subsection appeal to the Secretary of State and on any such appeal the Secretary of State:-

- a) if and so far as he is satisfied that the Authority's refusal is not wellfounded, grant to the appellant a Certificate under Section 191/192 accordingly or, as the case may be, modify the certificate granted by the Authority on the Application; and
- b) if and so far as he is satisfied that the Authority's refusal is wellfounded, dismiss the appeal.

If you wish to appeal to the Secretary of State you should write in the first instance to The Planning Inspectorate, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN.

There is no time limit for submission of an appeal following the Authority's decision.

Please note that this decision notice only relates to matters under the Planning Acts and does not give consent under any other legislation that may apply to the development. You will need to carry out your own checks to determine whether any other consents or permissions are required. For example, the Building Regulations are likely to apply to most developments, and a Highways Licence may be required from West Sussex County Council for any development within the public highway (including the placing of skips on highway land).



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