

Application for removal or variation of a condition following grant of
planning permission. Town and Country Planning Act 1990.
Planning (Listed Buildings and Conservation Areas) Act 1990

Publication of applications on planning authority websites.

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

1. Site Address

Number	
Suffix	
Property name	Mill House Croft, Angmering Day Nursery
Address line 1	Station Road
Address line 2	
Address line 3	
Town/city	Angmering
Postcode	BN16 4HY
Description of site location must be completed if postcode is not known:	
Easting (x)	506676
Northing (y)	103746
Description	

2. Applicant Details

Title	Mrs
First name	Juliet
Surname	Willet-Best
Company name	
Address line 1	Angmering Day Nursery
Address line 2	Millhouse Croft, Station Road
Address line 3	
Town/city	Angmering

2. Applicant Details

Country	United Kingdom
Postcode	BN16 4HY

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Primary number

Secondary number

Fax number

Email address

3. Agent Details

No Agent details were submitted for this application

4. Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

Part change of use of ground floor to provide child day care.

Reference number

A/110/05/

Date of decision (date must be pre-application submission) 21/12/2005

Please state the condition number(s) to which this application relates

Condition number(s)

Condition 3

Has the development already started?

☒ Yes ☐ No

If Yes, please state when the development was started (date must be pre-application submission)

06/01/2006

Has the development been completed?

☒ Yes ☐ No

If Yes, please state when the development was completed (date must be pre-application submission)

06/06/2006

5. Condition(s) - Removal/Variation

Please state why you wish the condition(s) to be removed or changed

I wish Condition 3 of the planning decision to be removed in order to comply with the UK chief medical officers guidelines regarding the physical development of children under 5 years old. This document is supported by Vicky Ford MP Secretary of State for children and families and Jo Churchill MP the Parliamentary Under-Secretary of state for Prevention, Public Health and Primary Care. They jointly deem that, based on a wealth of scientific research, 180mins physical exercise per day for a child under 5 is necessary to support children's health and well being. As of 1st September 2021 the UK Chief Medical officers guidelines are specifically referenced in the Early Years Foundation Stage Statutory Framework, which is the government document all childcare/education settings must legally adhere to. The current conditions imposed on this setting equates to just 45mins use of the outdoor area per day per child. That is just 25% of the recommended amount needed to keep children healthy. Whilst, with some skillful planning, some amount of physical exercise can be achieved within the indoor environment, it is clear from the information provided by the Chief Medical Officers report, that the type of physical activity recommended is not suitable for an indoor environment. In addition to this we need to consider the health benefits of fresh air during exercise and negate risk of airborne transmissions. It would be negligent of us not to apply for removal of this condition as a setting dedicated to providing children with the very best care and education. In addition, during the past year with Covid restrictions in place, we have been required to ensure the children attending our setting benefit from as much fresh

5. Condition(s) - Removal/Variation

air and exercise as possible in order to help keep them, and those in our community, safe from the virus. Over a year ago, on 02/06/2020, I wrote to Arun District Council informing them that, after conducting a Covid-19 risk assessment, it was likely during this time I would have to allow the children extended periods of time outdoors which may extend beyond the allocated time/ numbers outlined in condition (3). For the past year this has indeed happened. I was advised that of course the conditions must stand, but any complaints regarding numbers/ amount of time using the outside area would be addressed in the appropriate manner by ADC. During this period during the pandemic, despite having to extend the time children have used the outside, we have received no complaints from neighbours specifically relating to condition 3. It is noted that the condition was placed in order not to prejudice the enjoyment of neighbouring properties, however after 15 years of operating our nursery, our nearest neighbour has remained living at their property and they have denied any offers of mediation to ensure harmony between us. Other neighbour's report that enjoy the sound of little children at purposeful play.

If you wish the existing condition to be changed, please state how you wish the condition to be varied

I wish the existing condition (Condition 3) to be removed

6. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

☒ Yes ☐ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- ☒ The agent
☒ The applicant
☒ Other person

7. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

☒ Yes ☐ No

8. Ownership Certificates and Agricultural Land Declaration

CERTIFICATE OF OWNERSHIP - CERTIFICATE A - Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/the applicant was the owner* of any part of the land or building to which the application relates, and that none of the land to which the application relates is, or is part of, an agricultural holding**

*** 'owner' is a person with a freehold interest or leasehold interest with at least 7 years left to run. ** 'agricultural holding' has the meaning given by reference to the definition of 'agricultural tenant' in section 65(8) of the Act.**

NOTE: You should sign Certificate B, C or D, as appropriate, if you are the sole owner of the land or building to which the application relates but the land is, or is part of, an agricultural holding.

Person role

- ☒ The applicant
☐ The agent

Title	
First name	Juliet
Surname	Willet-Best
Declaration date (DD/MM/YYYY)	26/07/2021

☒ Declaration made

9. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them. ☒

Date (cannot be pre-application) 26/07/2021