

From: Richard Smith [REDACTED]
Sent: 12 March 2018 22:14
To: Anita Gardner
Subject: A/212/17/CLP

Dear Anita,
Further to Mr Linkhorn's recent email.
Just for the record:-

- 1 My email of the 8 February 2018 which you did not publish on the web site stated **"Please find attached a copy of the Worthing Rural District Council plan (I have the original if you would like to inspect it) blown up to show the position and size of plots 8 & 9. It is very clear that the plots have a 70 feet and 80 feet frontage"**. I made no mention of it being a Land Registry Plan.
- 2 The plan copied by Arun District Council on 5 March 2018 from my original document is clearly stamped **"Worthing Rural District Council Town & Country Planning Act 1947 PERMISSION Granted Subject to Conditions Attached"**. It is signed and dated (which ADC has blanked out) by WRDC. It is not just a "Auctioneers and Estate Agents Plan".
- 3 The CLP application is decided on evidence and fact. **Para 8.15 and the case of Gabbittass v SSE and Newham LBC 1985 JPL 630 referred to there establishes that corroboration is not needed unless to resolve any ambiguity. S194 TCPA 1990 states that it is a criminal offence to supply false or misleading information. So the applicants own uncorroborated evidence and unsworn evidence via letters is sufficient for these purposes.** The Government web site on CLP applications states **"if a local planning authority has no evidence itself, nor any from others, to contradict or otherwise make the applicant's version of events less than probable, there is no good reason to refuse the application, provided the applicant's evidence alone is sufficiently precise and unambiguous to justify the grant of a certificate on the balance of probability"**. To date no one has provided any **"EVIDENCE"** that there is any good reason to refuse our application as there is none.
- 4 The rantings of Mr Linkhorn and his associates are also covered in the Government guidelines **"Views expressed by third parties on the planning merits of the case, or on whether the applicant has any**

private rights to carry out the operation, use or activity in question, are irrelevant when determining the application”.

- 5 The facts are clear even though there are no documents on Arun’s files to corroborate A/2/57 there is for A/62/49 which was the original consent for the Ham Manor Estate and was used as evidence to support A/87/88 the application for the houses and bungalows built on the south side of East and West Drive. I enclose a copy of the A/62/49 application and consent. The land in our application is covered by this outline permission.

Kind regards,



Richard B Smith

509 Hill Top
St James’s Club
St Paul’s
Antigua



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WORTHING RURAL DISTRICT COUNCIL

To Messrs. Lane, Saville & Co.,
Surveyors,
20, Charles Place,
Grosvenor Square,
London W.1.

UNDERDOWN.

15 MILL ROAD,

WORTHING.

In pursuance of their powers under the above-mentioned Act and Order, the Council on behalf of the West Sussex County Council hereby PERMIT the following development, that is to say:—

Layout (Part), Ham Manor Estate,

AND B.T.N.

in accordance with the plan and application No. A/82/49, submitted to the Council on 29th November, 1949 subject to due compliance with the bye-laws and general statutory provisions in force in the district and with the conditions specified hereunder:

- (a) This permission shall cease and determine and be of no effect at the expiration of two years from the date hereof unless the development, the subject of this permission, has then been completed or is then substantially or actively in course of construction or completion.
- (b) To the submission and subsequent approval of detailed plans and elevations.
- (c) To the provision of adequate sewerage facilities, to the satisfaction of the Worthing Rural District Council.
- (d) To the section hatched on this plan being the frontage to West Drive, not being developed until the remainder of the area coloured pink on the plan, has been developed.

The reasons for the Council's decision to permit the development subject to the above conditions are:—

In relation to (a) to enable the Council automatically to resume control if the above development has not been begun within the specified period.

- (b) To conform with the Town and Country Planning Act, 1947.
- (c) It is understood that main drainage is not provided at the present time.
- (d) In the interests of agriculture.

Your copy of the application, as approved under the Town and Country Planning Act, 1947, is returned herewith for your records.

DATED this

day of

19

Signed

22 DEC. 1949

Clerk of the Council.

N.B.—It is important that you should read the notes on the back of this Form

WORTHING RURAL DISTRICT COUNCIL

To Messrs. Lane, Saville & Co.,
Surveyors,
10, Carlos Place,
Grosvenor Square,
London, W.1.

Plan No. A/62/49.

Description Layout (Part).

Notification of receipt of application
for planning permission.

Situation Ham Manor Estate,
ANGMERING.

Your application for planning permission for the above project dated
10th November 1949. has been received and if on 12th January 1950.

you have not been given notice by the WORTHING RURAL DISTRICT COUNCIL of their
decision, you are entitled, unless the application has already been referred by
the Council to the Minister of Town and Country Planning, to appeal to the Minister
in accordance with Section 16 of the Town and Country Planning Act, 1947, by notice
served within one month from that date. You may, however, by agreement in writing
with the WORTHING RURAL DISTRICT COUNCIL, extend the period within which the
decision of the Council is to be given.

Dated 12th day of November 1949.

COUNCIL OFFICES,
15, MILL ROAD,
WORTHING, SUSSEX.
Tel.: WORTHING 5201.

(Signed

Engineer and Surveyor.

NOTE

Applicant for Permission to Develop Land and/or to carry out Building Works

(4 Copies required)

Date Received	11-11-49
Reference to Previous Decision	
Date when Applicant Informed	

PART I—APPLICATION (To be filled in by all Applicants)

I/WE hereby apply for permission to carry out the development described in the accompanying plans and drawings.

(Signed)

If signed by an Agent: Name of Agent LANG, Saville & Co.,

Profession Surveyors,

Address of Agent 10, Carlos Place,
Grosvenor Square,
London, W.1.

Tel. No. Mayfair 7061 Date 10th November, 1949.

PART II—GENERAL

(To be filled in by all Applicants)

(In this part the word "land" includes any buildings thereon)

(1) Name and address of applicant in BLOCK LETTERS, (i.e. the person for whom development will be carried out.)

Surname (state whether Mr., Mrs., Miss) Messrs. Hesketh Estates Ltd.

Other names

Postal Address (Registered Office) 10, Carlos Place, Grosvenor Square,
London, W.1.

Tel. No. Mayfair 7061.

(2) Address or location of the land to be developed. Please give enough detail for it to be easily identified (e.g. in the case of undeveloped land give name or classification number of adjoining roads and quote Ordnance Survey field parcel number).

Ham Manor Estate,
Angmering,
West Sussex.

(3) Particulars of the applicant's interest in the land (e.g. owner, lessee, prospective purchaser, etc.).

Owners.

(4) Particulars of the proposed development including the purpose for which the land and/or buildings are to be used. If for more than one purpose, give details. See note (a) below.

To be developed as housing estate,
with good class houses at not more
than four to the acre.

(5) Area of the land to which the application relates.

Approximately 35 acres.

(6) Purpose for which the land and/or buildings are now used, and if used for more than one purpose, give details.

Agriculture.

(7) If the application involves any new access to a road or any alteration of an existing access give particulars and state the purpose for which it is required (e.g. "Vehicular access to new garage," "Pedestrian access," or "New road junction").

No - see Site Plan No.2/125/49.

(8) Particulars of the exact position at which new or altered access is required and short details of any works (e.g. "Piping and crossing ditch," "Crossing Footway," or "Crossing grass margin"). N.B.—This must be indicated on one of the plans.

See Site Plan No.2/125/49.

(a) If the application relates to the erection of an industrial building which will have an aggregate floor space exceeding 2,000 sq. ft., the applicant must attach a certificate issued by the Board of Trade (whose address is Lambeth, London, S.W.1. Telephone: Whitehall 5140) certifying that the proposed development can be carried out consistently with the proper distribution of industry.



SCALE
1/2"=200'

HAM MANOR
ESTATE - ANCHERING.

A/2/57

2/123/49