

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	Merry England Nursery
Address line 1	Dappers Lane
Address line 2	
Address line 3	
Town/city	Angmering
Postcode	BN16 4EN
Description of site location must be completed if postcode is not known:	
Easting (x)	507289
Northing (y)	105038
Description	

2. Applicant Details

Title	Mrs
First name	Ingrid
Surname	Haggis
Company name	
Address line 1	c/o Agent
Address line 2	
Address line 3	
Town/city	

2. Applicant Details

Country	
Postcode	
Primary number	
Secondary number	
Fax number	
Email address	

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

3. Agent Details

Title	Mr
First name	Jim
Surname	Beavan
Company name	Savills
Address line 1	Savills
Address line 2	2 Charlotte Place
Address line 3	
Town/city	Southampton
Country	
Postcode	so14 0tb

4. Description of the Proposal

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

Outline application with some matters reserved for the demolition of existing buildings & erection of 18 No. dwellings and the provision of pedestrian footpath adjacent to Dappers Lane.

Reference number

A/142/16/OUT

Date of decision (date must be pre-application submission)

30/06/2017

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

Condition number(s)

Condition 3

4. Description of the Proposal

Has the development already started?

☐ Yes ☐ No

5. Condition(s) - Removal

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

The site immediately to the south of Merry England Nursery (Crete Nursery) was recently granted consent for the demolition of the existing outbuildings and erection of 14 new homes (17 January 2018 - A/178/17/OUT).

Following the grant of outline consent the Owners at Crete Nursery have successfully applied to register the verge land adjacent to their property, serving to create a 'ransom' situation whereby the footway is undeliverable without their cooperation (see attached Title). We have sought to liaise directly with the owners of Crete Nursery to negotiate the construction of the footpath over their verge land, however, an agreement with Crete Nursery has not been forthcoming.

With prospective developers now seeking to take the Outline consent on the Merry England site forward to Reserved Matters it is imperative for my Client to be able to secure an implementable consent which has necessitated this NMA.

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

Change the plan reference number in Condition 3 to read:

The development hereby approved shall be carried out in accordance with the following approved plans:

-Location Plan - 0192 Rev B
-Access Plan - 5804/101 Rev B'

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? (Please select only one)

- ☐ 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 D - Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/The applicant certifies that: - Certificate A cannot be issued for this application - All reasonable steps have been taken to find out the names and addresses of everyone else who, on the day 21 days before the date of this application, was the owner* and/or agricultural tenant** of any part of the land to which this application relates, but I have/the applicant has been unable to do so.

* 'Owner' is a person with a freehold interest or leasehold interest with at least 7 years left to run. ** 'agricultural tenant' has the meaning given in section 65(8) of the Town and Country Planning Act 1990

The steps taken were:

Advertisement in local newspaper.

Notice of the application has been published in the following newspaper (circulating in the area where the land is situated) Worthing Herald

On the following date (which must not be earlier than 21 days before the date of the application) (DD/MM/YYYY) 18/07/2018

Person role

- ☐ The applicant
☐ The agent

Title

Mr

8. Ownership Certificates and Agricultural Land Declaration

First name	Jim
Surname	Beavan
Declaration date (DD/MM/YYYY)	27/07/2018

☒ 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)	27/07/2018
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