

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	2 Gorse View
Address line 1	Peak Lane
Address line 2	
Address line 3	
Town/city	Kingston
Postcode	BN16 1RW
Description of site location must be completed if postcode is not known:	
Easting (x)	508009
Northing (y)	101824
Description	

2. Applicant Details

Title	Mr
First name	Rob
Surname	Fawcett
Company name	E J Moyle LLP
Address line 1	E J Moyle LLP
Address line 2	2A Broadmark Parade
Address line 3	Rustington
Town/city	Littlehampton

2. Applicant Details

Country	
Postcode	BN16 2NE
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

Planning Permission K/50/60 placed an agricultural planning condition on the occupation of the property by agricultural workers only. This application is being submitted to request that the planning condition relating to the occupation of the property by agricultural workers be removed. Please note we have been unable to provide the date of the decision as we have not received a copy of the planning permission (Please see below)

Reference number

K/50/60

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

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

Condition number(s)

We are unable to confirm the condition number as the planning department have been unable to provide us with a copy of the original planning permission K/50/60 due to COVID-19 restrictions.

Has the development already started?

☐ Yes ☐ No

5. Condition(s) - Removal/Variation

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

The registered owner of the Property died on 7 April 2019. The property has been on the market since November 2019. We have not been able to find a buyer for the property who is able to comply with the above mentioned planning condition, and therefore we have been unable to sell the property.

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

We require the removal of the planning condition so that property can be sold and occupied by owners who are not employed or work in Agriculture

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

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title	
First name	Amber
Surname	Willard
Reference	

Date (Must be pre-application submission)

18/12/2020

Details of the pre-application advice received

We were informed that neighbouring properties have also had their agricultural condition removed and that an application should be made to remove the condition on this property
1 Meadow View - K/4/96
2 Meadow View - K/6/86
1 Gorse View - K/16/92

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	Mr
First name	Rob
Surname	Fawcett
Declaration date (DD/MM/YYYY)	08/01/2021

☒ 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) 08/01/2021