

Application for a Lawful Development Certificate for a Proposed use or development.
Town and Country Planning Act 1990: Section 192, as amended by section 10 of the Planning and
Compensation act 1991.
Town and Country Planning (Development Management Procedure) (England) Order 2015

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	Lower Farm
Address line 1	Yapton Lane
Address line 2	
Address line 3	
Town/city	Walberton
Postcode	BN18 0AS
Description of site location must be completed if postcode is not known:	
Easting (x)	498048
Northing (y)	104840
Description	

2. Applicant Details

Title	Mr
First name	David
Surname	Moore
Company name	Berry Farming Ltd.
Address line 1	Wicks Farm
Address line 2	Ford Lane
Address line 3	Ford
Town/city	Arundel

2. Applicant Details

Country

Postcode

BN18 0DF

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Primary number

Secondary number

Fax number

Email address

3. Agent Details

Title

Mr

First name

John

Surname

Hall

Company name

John Hall Consulting Ltd.

Address line 1

John Hall Consulting Ltd.

Address line 2

113 limmer Lane

Address line 3

Felpham

Town/city

Bognor Regis

Country

Postcode

PO22 7LR

Primary number

Secondary number

Fax number

Email

4. Description of Proposal

Does the proposal consist of, or include, the carrying out of building or other operations?

☒ Yes ☐ No

If Yes, please give detailed description of all such operations (includes the need to describe any proposal to alter or create a new access, layout any new street, construct any associated hard-standings, means of enclosure or means of draining the land/buildings) and indicate on your plans (in the case of a proposed building the plan should indicate the precise siting and exact dimensions)

The application is to construct a new reservoir at Lower Farm to hold harvested rainwater for the irrigation of horticultural crops.
The proposed reservoir will occupy a footprint of up to 2 hectares, including earth banks and 2m tall deer fencing.
The depth of the excavation will be 2m and the height of the earth banks above the existing land level will be 2.5m.
All of the excavated earth will be used to construct the earth banks of the reservoir and no earth will be moved off site.
Access to the reservoir will be via the existing farm access road and farm track.
No hard standing or buildings are proposed for this development.

Does the proposal consist of, or include, a change of use of the land or building(s)?

☐ Yes ☒ No

Has the proposal been started?

☐ Yes ☒ No

5. Grounds for Application

Information about the existing use(s)

Please explain why you consider the existing or last use of the land is lawful, or why you consider that any existing buildings, which it is proposed to alter or extend are lawful

The application is to construct a new reservoir at Lower Farm to hold harvested rainwater for the irrigation of horticultural crops. The proposed reservoir will occupy a footprint of up to 2 hectares, including earth banks and 2m tall deer fencing. The depth of the excavation will be 2m and the height of the earth banks above the existing land level will be 2.5m. All of the excavated earth will be used to construct the earth banks of the reservoir and no earth will be moved off site. Access to the reservoir will be via the existing farm access road and farm track. No hard standing or buildings are proposed for this development.

Please list the supporting documentary evidence (such as a planning permission) which accompanies this application

1. This Certificate of Lawful Development Application
2. Location Plan
3. Site Plan
4. Red & Blue Boundary Lines
5. Elevation Plan for the Reservoir

Select the use class that relates to the existing or last use. Please note that following changes to Use Classes on 1 September 2020, the list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Other

Other

Agricultural Use

Information about the proposed use(s)

Select the use class that relates to the proposed use. Please note that following changes to Use Classes on 1 September 2020, the list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Other

Other

Agricultural Use

Is the proposed operation or use

☒ Permanent ☐ Temporary

Why do you consider that a Lawful Development Certificate should be granted for this proposal?

The application is to construct a new reservoir at Lower Farm to hold harvested rainwater for the irrigation of horticultural crops. The proposed reservoir will occupy a footprint of up to 2 hectares, including earth banks and 2m tall deer fencing. The depth of the excavation will be 2m and the height of the earth banks above the existing land level will be 2.5m. All of the excavated earth will be used to construct the earth banks of the reservoir and no earth will be moved off site. Access to the reservoir will be via the existing farm access road and farm track. No hard standing or buildings are proposed for this development.

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. Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:

- (a) a member of staff
- (b) an elected member
- (c) related to a member of staff
- (d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

☐ Yes ☐ No

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

9. Interest in the Land

Please state the applicant's interest in the land

- ☐ Owner
- ☐ Lessee
- ☐ Occupier
- ☐ Other

If Lessee or Occupier, please give details of the owner and state whether they have been informed in writing of this application

The land owner has been informed of this application.
Binsted Farms Ltd.

10. Declaration

I/we hereby apply for a Lawful Development Certificate 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) 23/07/2021