

**DECISION ON PLANNING AND ENFORCEMENT APPEALS
- QUARTERLY REPORT -**

1. PURPOSE OF THE REPORT

- 1.1 To provide Members with the quarterly update covering performance for the period 1 January 2015 – 31 March 2015

2. REPORT

- 2.1 The Schedule is attached at Appendix 1 for the period 1 January 2015 – 31 March 2015 (Planning and Enforcement).

	Appeals in system at beginning of period	New appeals received	Appeals decided (or withdrawn / invalid)	Appeals in system at end of period
1 Jan – 31 Mar	19	17	13	23

- 2.2 For all appeals decided this quarter, the outcomes were as follows:-

	Allowed	Dismissed	Total	Withdrawn	Invalid	Split
1 Jan – 31 Mar	5	7	12	0	0	1
	42%	58%				

- 2.3 BVPI 204 was not retained as a new National Indicator although it has been retained as one of our local indicators. BVPI 204 was quite specific over which appeals it covers and for example does not include enforcement, advertisement, lawful development certificate, hedge and tree appeals, this is reflected in the table below.

	Allowed	Dismissed	Total	Withdrawn	Invalid	Split
1 Jan – 31 Mar	5	6	11	0	0	1
	45%	55%				

- 2.4 For all appeals decided over the last 4 quarters, the outcomes were as follows:-

2013/14	Allowed	Dismissed	Total	Withdrawn	Invalid	Split
1 Apr – 30 Jun	3	6	9	0	1	1
1 Jul – 30 Sept	1	10	11	1	0	0
1 Oct – 31 Dec	5	9	14	0	0	0
1 Jan – 31 Mar	5	7	12	0	0	1
Total	14	32	46	1	1	2
	30%	70%				

This data shows that for the first quarter of 2015 42% of all appeals were allowed. For the 12 month period to 31 March 2015 an average of 30% of all appeals were allowed. This is below the traditional national average figure of around 33% of all appeals allowed. With regard to withdrawals it should be noted that appeals can be

withdrawn at any time, even after the statements have been exchanged or the appeal heard but whilst the Inspector's decision is awaited. At that stage the LPA has undertaken all the work but without any commensurate result.

- 2.5 There is also the unusual situation that two of the appeal decisions received in this quarter are the subject of S.288 appeals to the High Court. These are appeals submitted by the Council against the Planning Inspectorate's decision, on specific points of law, and these will be determined by a judge. These are the appeals for housing development at the former Fosters site in Clenchwarton, and at Common Road, Snettisham.
- 2.6 All decisions are viewable on the councils web site located on the planning appeals page and are e-mailed directly to the ward member, Chairman and Vice-Chairman. Appeal documentation for applications made in 2004 onwards can also be viewed on Public Access using the planning application search facility.

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