Horsham District Council

Mr Chris Barker
ECE Planning Limited
64-68 Brighton Road
Worthing
BN11 2EN

Application Number: DC/24/0497

TOWN & COUNTRY PLANNING ACT, 1990 (as amended)
TOWN & COUNTRY PLANNING (Development Management Procedure) (England) Order 2015

On behalf of: Mr T Chapman

In pursuance of their powers under the above-mentioned Act and Order, the Council hereby REFUSE to permit the works specified hereunder, that is to say:

Conversion of 2no agricultural buildings to form 2no dwellings.

Moatfield Farm Kings Lane Cowfold West Sussex

as shown on Plan and Application Number DC/24/0497 submitted to the Council on 28/03/2024. The reasons for the Council's decision to refuse to permit the above works are specified hereunder.

1 The development would enable a residential use within a countryside location outside of the built-up area boundary of any settlement, on a site which has not been allocated for development within the Horsham District Planning Framework or an adopted Neighbourhood Plan. The development would be contrary to the overarching strategy and hierarchical approach of concentrating development within the main settlements and is not essential to its countryside location. There are no material considerations which outweigh this harm, and the proposal represents unsustainable development contrary to Policies 1, 2, 3, 4, and 26 of the Horsham District Planning Framework (2015), and the National Planning Policy Framework.

2 Insufficient information has been submitted to establish the protection of the ecological and biodiversity interests of the site and whether suitable mitigations or enhancements are necessary and achievable, contrary to Policy 31 of the Horsham District Planning Framework (2015).

Schedule of plans/documents:

Plan Type	Description	Drawing Number	Received Date
Location & Block plan		100_05	28.03.2024
Elevation & Floor plan	Existing Building 1	100_01	28.03.2024
Elevation & Floor plan	Existing Building 2	100_02	28.03.2024
Elevation & Floor plan	Proposed Building 1	100_03	28.03.2024
Elevation & Floor plan	Proposed Building 2	100_04	28.03.2024

Supporting Statement	Water Neutrality Statement	TN01	28.03.2024
Supporting Statement	Planning	none	28.03.2024
Supporting Docs	Notice letter	RH/Let/P1882	28.03.2024
Supporting Docs	Cover Letter	RH/Let/P1882	28.03.2024
Supporting Docs	Decision Notice	DC/21/0699	28.03.2024
Supporting Statement	Contamination Investigation Report	20823/CIR Rev1.0	28.03.2024
Supporting Statement	Supplementary Contamination Investigation Report	21191/SCIR Rev1.0	28.03.2024
Supporting Statement	Preliminary Investigation Report	20022/PIR_R26 Part 1 of 4	28.03.2024
Supporting Statement	Preliminary Investigation Report	20022/PIR_R26 Part 2 of 4	28.03.2024
Supporting Statement	Preliminary Investigation Report	20022/PIR_R26 Part 3 of 4	28.03.2024
Supporting Statement	Preliminary Investigation Report	20022/PIR_R26 Part 4 of 4	28.03.2024

Note To Applicant:
Statement pursuant to Article 35 of the Town and Country Planning (Development Management Procedure) (England) Order 2015. The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received, in order to be able to, where possible, grant permission.

Emma Parkes
Head of Development and Building Control

Date: 26/07/2024

ADDITIONAL INFORMATION

Right of Appeals
If you are aggrieved by the decision to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under Section 78 of the Town and Country Planning Act 1990.

You must appeal within 12 weeks of the date of the decision notice for a householder application or 'minor commercial' (shop front) development, and within 6 months for other types of planning applications. There are different timescale – usually 28 days – if an enforcement notice is/has been served for the same (or very similar) land and development. Please note, only the applicant possesses the right of appeal.

Appeals can be made online at: https://www.gov.uk/planning-inspectorate. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are at https://www.gov.uk/government/collections/casework-dealt-with-by-inquiries.