Horsham District Council

Samay
71-75 Shelton Street
London
WC2H 9JQ

Application Number: DC/25/0235

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

On behalf of: Mr Mohammad Mridha

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:

Outline Application for the erection of a commercial ground floor unit and first floor flat with all matters reserved except access and landscaping.

Street Record Trafalgar Road Horsham West Sussex

as shown on Plan and Application Number DC/25/0235 submitted to the Council on 17/02/2025. The reasons for the Council's decision to refuse to permit the above works are specified hereunder.

1 The development would result in a harmful loss of openness in this section of Trafalgar Road and would fail to reflect the prevailing character and appearance of surrounding development, including the setting of neighbouring listed buildings, and would appear an incongruous addition which would detract from the visual amenities of the locality. The development would therefore be contrary to Policies 32, 33 and 34 of the Horsham District Planning Framework (2015).

3 Insufficient information has been provided to demonstrate with a sufficient degree of certainty that the development would be safe in respect of available visibility splays and parking provision. The development would therefore be contrary to Policies 40 and 41 of the Horsham District Planning Framework (2015).

4 Insufficient information has been provided to demonstrate with a sufficient degree of certainty that the proposed development would not contribute to an existing adverse effect upon the integrity of the internationally designated Arun Valley Special Area of Conservation, Special Protection Area and Ramsar sites by way of increased water abstraction, contrary to Policy 31 of the Horsham District Planning Framework (2015), Paragraphs 185 and 186 of the National Planning Policy Framework (2023), thus the Local Planning Authority is unable to discharge its duties under the Conservation of Habitats and Species Regulations 2017 (as amended), and s40 of the NERC Act 2006 (Priority Habitats & Species).

Schedule of plans/documents

Plan Type	Description	Drawing Number	Received Date
Elevation & Floor plan	Proposed roof and site	PSD/2025/654 REV A01	17.02.2025
Site plan		PSD/2025/654 REV A02	17.02.2025
Location & Block plan		PSD/2025/654 REV A03	17.02.2025

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: 04/06/2025

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.