

TITLE OF REPORT: Planning Appeals

REPORT OF: Paul Dowling, Strategic Director, Communities and Environment

Purpose of the Report

1. To advise the Committee of new appeals received and to report the decisions of the Secretary of State received during the report period.

New Appeals

2. There have been **two** new appeals lodged since the last committee:

DC/16/01316/HHA - 14 Leam Gardens, Wardley NE10 8SX
Two storey side extension
This was a delegated decision refused on 8 February 2017.

DC/17/00001/COU - 3/5 Beaconsfield Avenue, Gateshead NE9 5XT
Change of use of ground floor from residential to Use Class A1 (as expansion of existing adjoining shop); relocation of dwelling entrance to rear; and residential loft conversion with hip to gable extension and new velux windows
This was a delegated decision refused on 27 February 2017.

Appeal Decisions

3. There has been one new appeal decision received since the last Committee:

DC/15/00804/FUL - Land At Portobello Road, Birtley
Erection of 60 x two-storey dwellings with associated works (additional information received 22/09/15, 25/09/15, 26/11/15, 02/12/15, 07/12/15, 15/12/15, and 15/04/16 and 08/03/16 and amended 26/11/15, 02/12/15, 18/02/16, 22/02/16, 06/04/16, 07/04/16 and 18/04/16).
This was a committee decision refused on 25 April 2016

Appeal withdrawn on 6 April 2017.

Details of the decision can be found in **Appendix 2**

Appeal Costs

4. There have been no appeal cost decisions.

Outstanding Appeals

5. Details of outstanding appeals can be found in **Appendix 3**.

Recommendation

6. It is recommended that the Committee note the report

Contact: Emma Lucas Ext: 3747

FINANCIAL IMPLICATIONS

Nil

RISK MANAGEMENT IMPLICATIONS

Nil

HUMAN RESOURCES IMPLICATIONS

Nil

EQUALITY AND DIVERSITY IMPLICATIONS

Nil

CRIME AND DISORDER IMPLICATIONS

Nil

SUSTAINABILITY IMPLICATIONS

Nil

HUMAN RIGHTS IMPLICATIONS

The subject matter of the report touches upon two human rights issues:

The right of an individual to a fair trial; and
The right to peaceful enjoyment of property

As far as the first issue is concerned the planning appeal regime is outside of the Council's control being administered by the First Secretary of State. The Committee will have addressed the second issue as part of the development control process.

WARD IMPLICATIONS

Various wards have decisions affecting them in Appendix 3

BACKGROUND INFORMATION

Start letters and decision letters from the Planning Inspectorate



The Planning
Inspectorate

Room 3/O
Temple Quay House
2 The Square
Bristol
BS1 6PN

Direct Line: 0303 444 5531
Customer Services:
0303 444 5000

Email:
helen.skinner@pins.gsi.gov.uk

www.gov.uk/planning-inspectorate

Emma Lucas
Gateshead Metropolitan Borough Council
Development & Enterprise
Planning Dept - Civic Centre
Regent Street
Gateshead
Tyne & Wear
NE8 1HH

Your Ref: DC/15/00804/FUL
Our Ref: APP/H4505/W/16/3160725

06 April 2017

Dear Emma Lucas,

Town and Country Planning Act 1990
Appeal by Gleeson Developments Ltd
Site Address: Land at Portobello Road, Birtley, County Durham, DH3 2JW

We have received an email withdrawing the above appeal.

I confirm no further action will be taken.

Yours sincerely,

Helen Skinner
Helen Skinner

Where applicable, you can use the internet to submit documents, to see information and to check the progress of cases through the Planning Portal. The address of our search page is - www.planningportal.gov.uk/planning/appeals/online/search

APPENDIX 3

OUTSTANDING APPEALS

Planning Application No	Appeal Site (Ward)	Subject	Appeal Type	Appeal Status
DC/15/00804/FUL	Land At Portobello Road Birtley	Erection of 60 x two-storey dwellings with associated works (additional information received 22/09/15, 25/09/15, 26/11/15, 02/12/15, 07/12/15, 15/12/15, and 15/04/16 and 08/03/16 and amended 26/11/15, 02/12/15, 18/02/16, 22/02/16, 06/04/16, 07/04/16 and 18/04/16).	Hearing	Appeal Withdrawn
DC/16/00914/COU	Land At Soka Wine Centre Devon House Durham Road Birtley	Change of use of part of existing car park for staff and part of existing side garden for residential flat to hand car-wash and car valet operation with new dropped-kerb exit point, erection and re-alignment of 1.8m high metal and timber fencing and 4x metal 1.5m high storage boxes	Written	Appeal In Progress
DC/16/01316/HHA	14 Leam Gardens Wardley Felling NE10 8SX	Two storey side extension	Written	Appeal In Progress

DC/17/00001/COU	3/5 Beaconsfield Avenue Gateshead NE9 5XT	Change of use of ground floor from residential to Use Class A1 (as expansion of existing adjoining shop); relocation of dwelling entrance to rear; and residential loft conversion with hip to gable extension and new velux windows	Written	Appeal in Progress
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