

**TOWN AND COUNTRY PLANNING ACT 1990
PLANNING AND COMPENSATION ACT 1991
THE TOWN & COUNTRY PLANNING
(DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015**

APPLICATION FOR FULL PLANNING PERMISSION

To: The Keen Partnership
The Courtyard
Edinburgh Road
Reading
RG30 2UA

Application No: 190253
Application type: Full Planning Approval

Applicant: Mr & Mrs Parshotam Singh and Gurjeet Kaur Dhillon

READING BOROUGH COUNCIL as Local Planning Authority **REFUSE** planning permission for the following development.

Proposal: Retrospective change of use from C3 dwelling to C4 small HMO

At: 1 Hatherley Road Reading RG1 5QA

For the attached reasons

PLEASE READ THE NOTES ISSUED WITH THIS DECISION NOTICE

Date: 22 May 2019



Head of Planning, Development & Regulatory Services *RE*

Application At: 1 Hatherley Road Reading RG1 5QA

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REASONS FOR REFUSAL

1. The conversion of the property to a C4 small HMO does not contribute to achieving an appropriately mixed and sustainable community, given the already very high proportion of HMO properties in the locality and this has a detrimental impact on the character of the area. This retrospective proposal is therefore contrary to Adopted Core Strategy (2008, altered 2015) Policy CS18: Residential Conversions, Adopted Sites and Detailed Policies Document (2012, altered 2015) Policy DM8: Residential Conversions, and the adopted Residential Conversions SPD (2013).

INFORMATIVES

1. The development hereby refused was assessed using the submitted drawings:
Received 14th February 2019:

Location Plan Block Plan - Drawing no: MD/4000/PDP - 09/MT

Proposed Ground Floor Plan - Drawing no: MD/4000/PDP - 02/MT

Proposed Plans [First & Second Floors]- Drawing no: MD/4000/PDP - 05/MT

Proposed Elevations - Drawing no: MD/4000/PDP - 06/MT

Section - Drawing no: MD/4000/PDP - 07/MT

2. The local planning authority has worked positively and proactively with the applicant to see if relevant concerns could be resolved to allow permission to be granted. However, that has not been possible within the prescribed target or agreed extended timescale and therefore the decision to refuse planning permission has been taken.

3. Where there is no valid planning permission or established use in place, the Local Planning Authority may consider enforcement action, if considered expedient.

Date: 22 May 2019



Head of Planning, Development & Regulatory Services *RE*

NOTES

APPEALS TO THE SECRETARY OF STATE

If you are aggrieved by the decision of the Council 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.

If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, if you want to appeal against the Council's decision on the application you must do so within 28 days of the date of this notice.

If an enforcement notice is served relating to the same or substantially the same land and development as in your application and you want to appeal against the Council's decision on your application, you must do so within 28 days of the date of service of the enforcement notice, or within 6 months (or 12 weeks in the case of a householder appeal) of the date of this notice, whichever period expires earlier.

If the above circumstances do not apply, any appeal must be made within the following time limits.

If this is a householder application and you want to appeal against the Council's decision then you must do so within 12 weeks of the date of this notice. If this is an advertisement application and you want to appeal against your local planning authority's decision then you must do so within 8 weeks of the date of this notice. If you want to appeal against your local planning authority's decision for any other type of application (which is not a householder or advertisement application, or an application for a Certificate of Lawfulness) then you must do so within 6 months of the date of this notice.

The Secretary of State can allow a longer period for giving notice of an appeal, but he 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 him 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. In practice, the Secretary of State does not refuse to consider appeals solely because the Local Planning Authority based their decision on a direction given by him.

Appeals must be made using a form which you can get from the Planning Inspectorate at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN, tel. 0303 444 5000, or online at <https://acp.planninginspectorate.gov.uk/>

Purchase Notices

If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted. In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.