



## STRATEGIC PLANNING COMMITTEE

Monday, 10 June 2019

### APPEAL DECISIONS

#### EXECUTIVE SUMMARY

1. This report provides an update on all appeal decisions received from the Planning Inspectorate between 1 April 2019 and 26 May 2019

|                               |      |
|-------------------------------|------|
| Is the report Open or Exempt? | Open |
|-------------------------------|------|

|                 |     |
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| Wards Affected: | All |
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| Cabinet Member: | Councillor David Ritchie<br>Cabinet Member for Planning and Coastal Management |
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|                     |  |
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| Supporting Officer: | Liz Beighton<br>Planning Development Manager<br>01394 444778<br><a href="mailto:Liz.beighton@eastssuffolk.gov.uk">Liz.beighton@eastssuffolk.gov.uk</a> |
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## **1 INTRODUCTION**

- 1.1 This report provides a summary on all appeal decisions received from the Planning Inspectorate between the 1 April 2019 and 26 May 2019.

## **2 APPEAL DECISIONS**

- 2.1 A total of 15 appeals have been received from the Planning Inspectorate since the 1 April 2019 following a refusal of planning permission from either Suffolk Coastal District Council or Waveney District Council.
- 2.2 A summary of all the appeals received is appended to this report.
- 2.3 The Planning Inspectorate monitor appeal success rates at Local Authorities and therefore it is important to ensure that the Council is robust on appeals, rigorously defending reasons for refusal. Appeal decisions also provide a clear benchmark for how policy is to be interpreted and applications considered.
- 2.4 Very few planning refusals are appealed (approximately 20%) and nationally on average there is a 42% success rate for major applications, 27.25% success rate for minor applications and 39.25% success rate for householder applications. Taken as a whole that means that slightly over 36% (or 1 in 3) of app planning appeals are successful.
- 2.5 Of the 15 appeal decisions received only one was determined by the Planning Committee with the remaining 14 being delegated. 11 of the decisions were dismissed (73%), three were allowed (20%) and one decision was a split decision (20%). These statistics show that the Council's success rate in defending appeals is above the national average and provides confidence that the Council is able to robustly defend against unacceptable development and has a suite of policies available to assist defence.
- 2.6 There are no areas of concern raised in any of the appeals, although it is noted in two decisions that where either appellants or the Council are making claims in support of their case then evidence will need to be supplied to the Planning Inspector. One such instance was in relation to removal of permitted development rights and the other in relation to the structural capacity of walls in a GPDO application.

## **3 REASON FOR RECOMMENDATION**

- 3.1 This report is for information only.

### **RECOMMENDATION**

That the content of the report is noted.

### **APPENDICES**

#### **Appendix A**

Summary of Appeals