

**LONDON BOROUGH OF HAVERING****TOWN AND COUNTRY PLANNING ACT 1990****AGENT**

Mr John Shillingford  
49 Heath Drive  
Havering  
Romford  
RM2 5QL

**APPLICANT**

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49 Heath Drive  
Havering  
Romford  
RM2 5QL

**APPLICATION NO: P1402.22**

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In pursuance of their powers as Local Planning Authority, the Council have considered your application and have decided to **REFUSE PLANNING PERMISSION** for the following development :

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**Proposal:** Construct a dropped Kerb  
**Location:** 49 Heath Drive  
Romford

The above decision is based on the details in drawing(s):

Site Location Plan

Block Plan

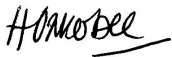
for the following reason(s):

- 1 Based on the details submitted with the application, the proposals would be considered to be an inappropriate development in the Green Belt and would be contrary to the NPPF 2021. In addition, the potential loss of the existing hedges together with the extent of the existing unauthorised front/side hard surfacing would set an undesirable precedent, detrimental to the open and verdant character of the Gidea Park Conservation Area. The proposal would neither preserve nor enhance the character and appearance of the Gidea Park Conservation Area contrary to Policies 26, 27 and 28 of the Local Plan 2021 and Policies D3 and HC1 of the London Plan 2021, the Heritage Supplementary Planning Document (adopted 2011) and the Residential Extensions and Alterations SPD 2011.

## INFORMATIVE(S)

- 1 Statement Required by Article 35 (2) of the Town and Country Planning (Development Management Procedure) (England) Order 2015: Consideration was given to seeking amendments, but given conflict with adopted planning policy, it was necessary to issue a decision as close to the statutory timeframe as possible as opposed to seeking amendments which would have significantly delayed the application.

Date: 21st November 2022



Helen Oakerbee  
Assistant Director Planning

London Borough of Havering  
Town Hall, Main Road  
Romford RM1 3BB

**IMPORTANT** - attention is drawn to the notes overleaf

**GENERAL DEVELOPMENT PROCEDURE ORDER 1995**

**PART 2**

**TOWN AND COUNTRY PLANNING ACT 1990**

**Appeals to the Secretary of State**

If you are aggrieved by the decision of your local planning authority 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 you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice. However, if an enforcement notice is subsequently served relating to the same or substantially similar land and development and you want to appeal you must do so within 28 days of the service of the enforcement notice, or within 12 weeks of the date of this notice, whichever period expires earlier.

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 or online at

<https://www.gov.uk/appeal-householder-planning-decision>

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.

**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 (District Council, London Borough Council or Common Council of the City of London) 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.

You are reminded that Building Regulations approval may also be required for these works. You must contact the Building Control Manager or Building Inspector to confirm if permission is required.

Note: Following a change in government legislation a fee is now required for the request for Submission of details pursuant to discharge of conditions in order to comply with the Town and

Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations, which came into force from 06/04/2008. A fee of £116 per request (or £34 where the related permission was for extending or altering a dwellinghouse) will be required.