

Monthly Planning Appeals Performance Update – December 2014

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1. The purpose of this report is two-fold:
 - i. To provide an update on the Council's planning appeal performance; and
 - ii. To list those appeal cases that were decided and also those received during the specified month.

Best Value Performance Indicator BV204

2. The Government's Best Value Performance Indicator BV204 relates to appeals arising from the Council's refusal of planning permission and telecommunications prior approval refusals. It measures the Council's appeals performance in the form of the percentage of appeals allowed. It has come to be seen as an indication of the quality of the Council's planning decision making. BV204 does not include appeals against non-determination, enforcement action, advertisement consent refusals and some other types. Table A sets out BV204 rolling annual performance for the year ending 18 December 2014, while Table B does the same for the current business plan year, ie. 1 April 2014 to 18 December 2014.

Table A	Council performance		Appeals arising from Committee refusal	Appeals arising from delegated refusal
	No.	%	No.	No.
Allowed	20	37.7	9	11
Dismissed	33	62.2	8	25
Total BV204 appeals	53	100.0	17	36

**Table A. BV204 Rolling annual performance
(1 January 2014 to 18 December 2014)**

Table B	Council performance		Appeals arising from Committee refusal	Appeals arising from delegated refusal
	No	%	No.	No.
Allowed	16	42.1	9	7
Dismissed	22	58.9	7	15
Total BV204 appeals	38	100.0	16	22

**Table B. BV204: Current business plan year performance
(1 April 2014 to 18 December 2014)**

All Appeal Types

3. A fuller picture of the Council's appeal performance is given by considering the outcome of all types of planning appeals, i.e. including non-determination, enforcement, advertisement appeals etc. Performance on all appeals is shown in Table C.

Table C	Appeals	Performance
Allowed	23	37.7%
Dismissed	38	62.3%
All appeals decided	61	100.0%
Withdrawn	3	

**Table C. All planning appeals (not just BV204 appeals)
Rolling year 1 January 2014 to 18 December 2014**

4. When an appeal decision is received, the Inspector's decision letter is circulated (normally by email) to the committee chairs and ward councillors. If the case is significant, the case officer also subsequently circulates committee members with a commentary on the appeal decision. Table D, appended below, shows a breakdown of appeal decisions received during December 2014.
5. When an appeal is received notification letters are sent to interested parties to inform them of the appeal. The relevant ward members also receive a copy of this notification letter. Table E, appended below, is a breakdown of all appeals started during December 2014. Any questions at the Committee meeting on these appeals will be passed back to the case officer for a reply.
6. All councillors receive a weekly list of planning appeals (via email) informing them of appeals that have started and been decided, as well as notifying them of any forthcoming hearings and inquiries.

Table D

Appeals Decided Between 21/11/14 And 18/12/14

DECTYPE KEY: COMM - Area Committee Decision, DEL - Delegated Decision, DELCOM - Called in by Area Committee, STRACM - Strategic Committee;
RECM KEY: PER - Approve, REF - Refuse, SPL - Split Decision; NDA - Not Determined; APP DEC KEY: ALC - Allowed with conditions, ALW - Allowed without conditions, ALWCST - Allowed with costs, AWD - Appeal withdrawn, DIS - Dismissed

DC CASE	AP CASE NO.	DECTYPE:	RECM:	APP DEC	DECIDED	WARD:	ADDRESS	DESCRIPTION
14/00942/FUL	14/00055/REFUSE	DEL	REF	DIS	11/12/2014	LITTM	64 Kelburne Road Oxford OX4 3SH	Change of roof from hipped to gable end and formation of 1no dormer to rear roofslope
14/01942/FUL	14/00051/NONDET			DIS	16/12/2014	STMARY	13 Circus Street Oxford OX4 1JR	Erection of single storey rear extension to Flat D to form 1 x 2 bed flat (Use Class C3) incorporating balcony. Formation of cycle and bin store.

Total Decided: 2

Enforcement Appeals Decided Between 21/11/2014 And 18/12/2014

APP DEC KEY: ALC - Allowed with conditions, ALW - Allowed without conditons, AWD - Appeal withdrawn, DIS – Dismissed

EN CASE	AP CASE NO.	APP DEC	DECIDED	ADDRESS	WARD:	DESCRIPTION
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Total Decided: 0

Table E

Appeals Received Between 21/11/14 And 18/12/14

DECTYPE KEY: COMM - Area Committee Decision, DEL - Delegated Decision, DELCOM - Called in by Area Committee, STRACM - Strategic Committee;
RECMND KEY: PER - Approve, REF - Refuse, SPL - Split Decision, NDA - Not Determined; **TYPE KEY:** W - Written representation, I - Informal hearing, P - Public Inquiry, H – Householder

DC CASE	AP CASE NO.	DEC TYPE	RECM	TYPE	ADDRESS	WARD:	DESCRIPTION
14/01237/FUL	14/00067/REFUSE	DEL	REF	H	315 Hollow Way Headington Oxford OX3 7JE	LYEVAL	Erection of two storey rear extension.
14/01484/FUL	14/00066/REFUSE	DEL	REF	H	19 Salford Road Oxford Oxfordshire OX3 0RX	MARST	Retrospective roof alterations and loft conversion, including formation of rear and front dormer windows (Amended plans received 06/08/2014) (Amended description)

Total Received: 2

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