

Monthly Planning Appeals Performance Update – May 2016

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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 30 April 2017, while Table B does the same for the current business plan year, ie. 1 April 2016 to 31 March 2017.

Table A	Council performance		Appeals arising from Committee refusal	Appeals arising from delegated refusal
	No.	%	No.	No.
Allowed	20	41.67%	4	16
Dismissed	28	58.33%	5	23
Total BV204 appeals	48	100%	7	41

**Table A. BV204 Rolling annual performance
(1 June 2015 to 31 May 2016)**

Table B	Council performance		Appeals arising from Committee against officer recommendation	Appeals arising from Committee with officer recommendation	Appeals arising from delegated refusal
	No	%	No.		No.
Allowed	5	41.67%	0	0	5
Dismissed	7	58.33%	0	0	7
Total BV204 appeals	12	100%	0	0	12

**Table B. BV204: Current business plan year performance
(1 April 2016 to 31 March 2017)**

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	28	45.16%
Dismissed	34	54.84%
All appeals decided	62	100%
Withdrawn	3	

Table C. All planning appeals (not just BV204 appeals)
Rolling year 1 June 2015 to 31 May 2016

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 May 2016.
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 May 2016. 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 01/05/2016 And 31/05/2016

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
15/00978/FUL	15/00061/REFUSE	DEL	REF	DIS	09/05/2016	LYEVAL	90 Wilkins Road Oxford Oxfordshire OX4 2JB	New 1 Bedroom Dwelling With Disabled Access
15/03060/FUL	16/00006/NONDET	DEL	SPL	ALC	18/05/2016	SUMMTN	3C Chapel Row Squitchey Lane Oxford Oxfordshire OX2 7LB	Erection of one and a half storey side extension and conservatory at rear.
15/03062/FUL	16/00005/NONDET	DEL	REF	ALC	18/05/2016	SUMMTN	3D Chapel Row Squitchey Lane Oxford Oxfordshire OX2 7LB	Erection of one and a half storey side extension
15/03063/FUL	16/00007/NONDET	DEL	PER	ALC	18/05/2016	SUMMTN	3B Chapel Row Squitchey Lane Oxford Oxfordshire OX2 7LB	Erection of conservatory
15/02752/FUL	15/00068/REFUSE	DEL	REF	DIS	25/05/2016	LITTM	23 - 25 Spring Lane Littlemore Oxford OX4 6LE	Erection of 4 x 3-bed dwellings (Use Class C3). Provision of car parking and private amenity space.

Total Decided: 5

Table E

Enforcement Appeals Decided Between 01/04/2016 And 30/04/2016

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	Total Decided:	0
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Table F

Appeals Received Between 01/05/2016 And 31/05/2016

DC CASE	AP CASE NO.	RECEIVE	TYPE	OFFICER	ADDRESS	DESCRIPTION	AGENT
15/02793/VAR	16/00020/REFUSE	04/05/2016	W	Andrew Murdoch	29 Balfour Road Oxford Oxfordshire OX4 6AE	Variation of condition 2 (approved plans) of planning permission 13/00349/FUL (Erection of 1 x-2 - bed dwellinghouse) to allow a single storey rear extension to be added.	Mr Martin Crook
16/00431/CPU	16/00021/REFUSE	18/05/2016	W	Jo Cooper	2 Piper Street Oxford Oxfordshire OX3 7AR	Application to certify that proposed dormer extension to rear roofslope and insertion of 1No rooflight in association with loft conversion is lawful development.	Mr S Shakeshaft
16/00526/CPU	16/00022/REFUSE	19/05/2016	W	Jo Cooper	24 Mill Street Oxford Oxfordshire OX2 0AJ	Application to certify that proposed roof extension and formation of dormer window and insertion of rooflights in association with loft conversion is lawful development.	
15/02997/FUL	16/00023/REFUSE	26/05/2016	W	Nadia Robinson	23 Westlands Drive Oxford Oxfordshire OX3 9QR	Erection of a two storey side extension to create 1 x 2-bed and 1 x 1 bed flats (Use Class C3). Provision of private amenity space, bin and cycle store.	

Total Received: 4

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