

Monthly Planning Appeals Performance Update – June 2015

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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 June 2015, while Table B does the same for the current business plan year, ie. 1 April 2015 to 30 June 2015.

Table A	Council performance		Appeals arising from Committee refusal	Appeals arising from delegated refusal
	No.	%	No.	No.
Allowed	9	22.5%	4	5
Dismissed	31	77.5%	7	24
Total BV204 appeals	40			

**Table A. BV204 Rolling annual performance
(1 July 2014 to 30 June 2015)**

Table B	Council performance		Appeals arising from Committee refusal	Appeals arising from delegated refusal
	No	%	No.	No.
Allowed	1	33%	0	1
Dismissed	2	66%	1	1
Total BV204 appeals	3			

**Table B. BV204: Current business plan year performance
(1 April 2015 to 30 June 2015)**

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	17	31.5%
Dismissed	37	68.5%
All appeals decided	54	
Withdrawn	4	

**Table C. All planning appeals (not just BV204 appeals)
Rolling year 1 July 2014 to 30 June 2015**

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 June 2015.
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 June 2015. 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 1/06/15 And 30/06/15

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
14/03061/FUL	15/00005/REFUSE	DEL	REF	ALC	01/06/2015	CARFAX	151 Walton Street Oxford OX1 2HG	Amendments to planning permission 13/02228/FUL (Change of Use from Estate Agent to Residential) to allow alterations to front elevation.

Total Decided: 1

127

Enforcement Appeals Decided Between 1/06/2015 And 30/06/2015

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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Table E

Appeals Received Between 1/06/15 And 30/06/15

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	
14/03118/FUL	15/00022/REFUSE	09/06/2015	W	Tim Hunter	50 Ashhurst Way Oxford Oxfordshire OX4 4RE		Erection of two storey side extension.	Mr Bryan Benham
14/00362/ENF	15/00023/ENFORC	09/06/2015	W	Robert Fowler	169 Windmill Road Oxford Oxfordshire OX3 7DW		Appeal against	Mr Martin Gaine
14/00248/ENF	15/00024/ENFORC	10/06/2015	W	Robert Fowler	18 Cavendish Drive Oxford Oxfordshire OX3 0SB		Appeal against without planning permission, change of use of the land from use as single dwellinghouse to use as two dwellings.	
14/03541/H42	15/00025/PRIOR	11/06/2015	H	Sarah Orchard	16 Catherine Street Oxford Oxfordshire OX4 3AQ		Application for prior approval for the erection of a single storey rear extension, which would extend beyond the rear wall of the original house by 3.80m, for which the maximum height would be 3.0m, and for which the height of the eaves would be 3.0m.	
14/01495/FUL	15/00026/REFUSE	18/06/2015	W	Ed Pigott	33 William Street Marston Oxford OX3 0ES		Erection of 2 storey side and single storey rear extension. (amended plans)	
14/00295/ENF	15/00027/ENFORC	22/06/2015	W	Robert Fowler	228 London Road Headington Oxford Oxfordshire OX3 9EG		Appeal against unauthorised residential building	Simon Sharp

Total Received: 6

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