



Received

Questionnaire (s78) & (s20)

Planning, Listed Building Consent and Conservation Area consent

Appeal ref: APP/W9500/A/14/2223379

Appeal by: Mr John Knaggs

Grid ref: 491255 508570

Site address: land on willow wood way, stainsacre, whitby

Postcode: YO22 4PX

When you have completed this questionnaire you must send a copy, with attachments, to the appellant/agent and to our case officer, **within 2 weeks** of the 'starting date'. You can send it to us by e-mail. The start date and case officer's details and e-mail address are in our letter.

1	a	Despite our initial letter, do you consider that this appeal can be dealt with by the written representation procedure?	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
	b	Or do you wish to be heard by an Inspector at;		
		(i) a hearing? or	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>
		(ii) an inquiry?	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>
	c	How long do you expect an inquiry would last?	_____ days	
	d	How many witnesses do you intend to call?	_____	
e	What are the preferred Hearing dates you have agreed with the appellant/agent? (2 dates should be provided, or more if possible)			

f	What are the preferred Inquiry dates you have agreed with the appellant/agent? (2 dates should be provided, or more if possible)			

2	a	If the written procedure is agreed, can the relevant part of the appeal site be seen from a road, public footpath, bridleway or other public land?	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
	b	Is it <i>essential</i> for the Inspector to enter the site to assess the impact of the proposal?	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>
		If YES, please explain;	_____	
c	Are there any known health and safety issues that would affect the conduct of the site inspection?	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>	
If YES, please describe;				

	If YES, to (a) or (b), please attach a copy of the relevant listing description from the List of Buildings of Special Architectural or Historic Interest.	<input type="checkbox"/> Attached
c	If YES to (a) or (b), was English Heritage consulted? Please attach a copy of any comments	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> <input type="checkbox"/> Attached
13	Has a grant been made under s3A or s4 of the Historic Buildings and Ancient Monuments Act 1953?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
14 a	Would the proposals affect an Ancient Monument (whether scheduled or not)?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
b	If YES, was English Heritage consulted? Please attach a copy of any comments.	YES <input type="checkbox"/> NO <input type="checkbox"/> <input type="checkbox"/> Attached
15	Is any part of the site subject to a Tree Preservation Order? If YES, please attach a plan showing the extent of the Order and any relevant details.	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> <input type="checkbox"/> Attached
16	Have you made a Local Development Order under s61A to s61C of the Town and Country Planning Act 1990 (as inserted by s40 of the Planning & Compulsory Purchase Act 2004) relating to the application site? If YES, please attach a copy of the relevant order.	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> <input type="checkbox"/> Attached
17	Does the appeal involve persons claiming Gypsy/Traveller status, whether or not this is accepted by the planning authority?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>
18 a	Is the appeal site in or adjacent to or likely to affect an SSSI and/or an Internationally designated site (ie. cSAC, SAC, pSPA, SPA, Ramsar)? If YES, please attach the comments of Natural England.	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> <input type="checkbox"/> Attached
b	Are any protected species likely to be affected by the proposals? If YES, please attach details.	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> <input type="checkbox"/> Attached
19	Environmental Impact Assessment	
	Schedule 1	
a	(i) Is the proposed development Schedule 1 development as described in Schedule 1 of The Town and Country Planning (Environmental Impact Assessment) (England & Wales) Regulations 1999? (ii) If YES, under which description of development? (ie Nos 1-21)	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> _____
	Schedule 2	
b	(i) Is the proposed development Schedule 2 development as described in Column 1, Schedule 2 of the Town and Country Planning (Environmental Impact Assessment) (England & Wales) Regulations 1999? (ii) If YES, under which description of development in Column 1? (ie Nos 1-13) (iii) Is the applicable threshold/criteria in Column 2 exceeded/met?	YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> _____ YES <input type="checkbox"/> NO <input type="checkbox"/>
c	Is the development within or partly within a 'sensitive area' as defined by Regulation 2 of the Town and Country planning (Environmental Impact Assessment) (England & Wales) Regulations 1999? If YES, please provide details: _____	YES <input type="checkbox"/> NO <input type="checkbox"/>
	Screening	

d (i) Have you issued a screening opinion (SO)? YES NO

If YES, please attach a copy of the SO that was placed on the planning register, and any other related correspondence. Attached

(ii) If YES, did the SO state that the proposed development is EIA development as defined by the EIA Regulations? YES NO

If you decided that the proposed development is not EIA development as defined by the EIA Regulations, please attach brief reasons for your opinion. Attached

Environmental Statement (ES)

e Has the appellant supplied an environmental statement? YES NO

If YES, please supply any related correspondence from statutory consultees and others that you may have had about the adequacy of the environmental information contained in the ES, having regard to The Town and Country Planning (Environmental Impact Assessment) (England & Wales) Regulations 1999 and Circular 2/99. Attached

Publicity

f If applicable, please attach a copy of the site notice and local advertisement published under Article 13 of the DMPO 2010, as required for EIA development. Attached

20 Have all notifications or consultations under any Act, Order or Departmental Circular, necessary before granting permission, taken place? YES NO

If YES, please attach copies of any comments that you received in response. Attached

If NO, please inform the appropriate bodies of the appeal now and ask for any comments to be sent to us within six weeks of the starting date.

21 **Copies of the following documents must, if appropriate, be attached to this questionnaire;** N/A No of docs

a a copy of the letter with which you notified people about the appeal; 1

b a list of the people you notified and the deadline you gave for their comments to be sent to us; 1
Deadline: _____

c all representations received from interested parties about the original application; 3

d the planning officer's report to committee or delegated report on the application and any other relevant documents/minutes; 1

e any representations received as a result of a DMPO 2010 Article 12 (or Regulation 6) notice; 0

f extracts from any relevant statutory development plan policies (even if you intend to rely more heavily on the emerging plan). You must include the front page, the title and date of approval/adoption, please give the status of the plan. Copies of the policies should include the relevant supporting text. You must provide this even if the appeal is against non-determination; _____

List of policies: Development Policy 17 and Development Policy 19 of North York Moors Local Development Framework.

g extracts of any relevant policies which have been 'saved' by way of a Direction.

List of policies: _____



h extracts from any supplementary planning guidance, that you consider necessary, together with its status, whether it was the subject of public consultation and consequent modification, whether it was formally adopted and if so, when;



i extracts from any supplementary planning document that you consider necessary, together with the date of its adoption. In the case of emerging documents, please state what stage they have reached;



j a comprehensive list of conditions which you consider should be imposed if planning permission is granted. You need not attach this to the other questionnaire papers, but it should reach us within 6 weeks of the starting date. The list must be submitted separately from your appeal statement;



Attached

At 6 weeks

k any other relevant information or correspondence you consider we should know about; *Re Post Decision Correspondence*

No of docs

2

22 For appeals dealt with by written representations only.

Do you intend to send a 6 week statement about this appeal?

YES NO

If NO, please attach the following information now (for all appeals, whether refusal or non-determination);

- a** a list of the plans submitted with the application; Attached
- b** the relevant planning history; Attached
- c** any supplementary reasons for the decision on the application or what the decision notice would have said; Attached
- d** matters which you want the Inspector to note at the site visit; Attached
- e** how the relevant development plan policies relate to the issues of this appeal; Attached

23 For the Mayor of London cases only

a Was it necessary to notify the Mayor of London about the application? YES NO

If YES, please attach a copy of that notification. Attached

b Did the Mayor of London issue a direction to refuse planning permission? YES NO

If YES, please attach a copy of that direction Attached

Your reference: North York Moors National Park Authority

I confirm that a copy of this questionnaire and any attachments have been sent to the appellant/agent today.

Name: Mrs D Paton

On behalf of (LPA): N.Y.M.N.P.A

Date: 22/08/14

Please tell us of any changes to the information you have given on this form.

22/08/14