

Town and Country Planning (Development Management Procedure)
(England) Order 2015

NOTICE UNDER ARTICLES 13 AND 36 OF APPEAL

(to be published in a newspaper and, where relevant, on a website or to be served on an owner or a tenant** in the case of an appeal against the refusal to grant planning permission for minor commercial development***)*

Proposed minor commercial development*** at (a).....

I give notice that (b).....
having applied to the (c).....Council
to (d).....is
appealing to the Secretary of State against the refusal of the Council to grant planning permission
for the proposed development.

In the event that the appeal is dealt with by the expedited procedure under the written representations procedure⁺, any representations made by the owner* of the land or tenant** to the Council about the application will be passed to the Secretary of State and there will be no opportunity to make further representations in relation to the appeal.

* “owner” means a person having a freehold interest or a leasehold interest the unexpired term of which is not less than 7 years.

** “tenant” means a tenant of an agricultural holding any part of which is comprised in the land.

*** “minor commercial development” means development of an existing building, or part of a building, in use for certain commercial purposes. It does not include a change of use, development not wholly at ground floor level, an increase in floor space or a change to the number of units in a building.

+The expedited procedures in relation to written representations are set out in Part 1 of the Town and Country Planning (Appeals) (Written Representations Procedure) (England) Regulations 2009 (S.I. 2009/452).

Signed.....

On behalf of (delete if not applicable).....

Date

Statement of owners' rights

The grant of planning permission does not affect owners' rights to retain or dispose of their property, unless there is some provision to the contrary in an agreement or in a lease.

Statement of agricultural tenants' rights

The grant of planning permission for non-agricultural development may affect agricultural tenants' security of tenure.

Insert:

(a) address or location of the proposed development

(b) applicant's name

(c) name of the Council

(d) description of the proposed development