



<b>MEETING:</b>	<b>PLANNING COMMITTEE</b>
<b>DATE:</b>	<b>15 MAY 2013</b>
<b>TITLE OF REPORT:</b>	<p><b>SE100966/F - APPLICATION (PART RETROSPECTIVE) TO ERECT, TAKE DOWN AND RE-ERECT POLYTUNNELS, ROTATED AROUND FIELDS AS REQUIRED BY THE CROPS UNDER CULTIVATION (SOFT FRUIT) AT PENNOXSTONE COURT FARM, KINGS CAPLE, HEREFORDSHIRE, HR1 4TX</b></p> <p><b>For: N J &amp; I E Cockburn per Mr Antony Aspbury, Unit 20, Park Lane Business Centre, Park Lane, Basford, Nottingham, NG6 0DW</b></p>
<b>WEBSITE LINK:</b>	<a href="http://www.herefordshire.gov.uk/housing/planning/58286.aspx?ID=100966&amp;NoSearch=True">http://www.herefordshire.gov.uk/housing/planning/58286.aspx?ID=100966&amp;NoSearch=True</a>

**Date Received: 26 April 2010**

**Ward: Old Gore**

**Grid Ref: 355972,228695**

**Expiry Date: 3 August 2010**

Local Member: Councillor BA Durkin

## 1. Update

- 1.1 The planning application was reported to the meeting of the Planning Committee on 24 April 2013. The application was refused in accordance with the recommendation.

It has since come to officers' attention that the report to Committee did not include the statement on positive and proactive working as required by article 31 1 (cc) of the Town and Country Planning (Development Management Procedure) (England) (Order) 2010/2184 (as amended).

The purpose of this report is to seek a Committee resolution to enable this to be added as an informative note to fulfil this statutory requirement. The informative is as follows:

"The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against planning policy and other material considerations and identifying matters of concern with the proposal and discussing those with the applicant. However, the issues are so fundamental to the proposal that it has not been possible to negotiate a satisfactory way forward and due to the harm which has been clearly identified approval has not, in this instance, been possible."

Subject to agreement the informative will be attached to the decision notice.

**RECOMMENDATION**

That Members resolve to approve the addition of the Statement of Positive and Proactive Working as an addendum to the Report to Committee for inclusion on the planning decision notice.

Decision: .....

Notes: .....

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**Background Papers**

Internal departmental consultation replies.