

MINISTRY OF HOUSING & LOCAL GOVERNMENT
Whitehall, London. S.W.1.

, ext. 126

10th April, 1962.

Ref: AFF/A/51293
HCC. Ref: W/140L61

Madam,

Town and Country Planning Act, 1947: Section 16
Land at Rear of Balmoral, Flaunden Lane, Bovington.

1. I am directed by the Minister of Housing and Local Government to say that he has considered the report of his Inspector, Mr. S. Robertson, B.Sc., A.R.I.C.S., F.A.I., on the local inquiry into your appeal against the decision of the Hemel Hempstead Rural District Council acting on behalf of the Hertfordshire County Council, to refuse permission for the erection of a bungalow on land at the rear of Balmoral, Flaunden Lane, Bovington.

2. The Inspector, a copy of whose report is enclosed, recommended that the appeal be dismissed for the following reasons :-

- (i) The site was in a part of the metropolitan green belt where no further residential development should be permitted except to satisfy some overriding local or agricultural need.
- (ii) The agricultural connection with this application was not sufficiently strong or permanent to constitute an overriding agricultural need.
- (iii) The proposed bungalow would spoil the outlook from existing residential property.
- (iv) The means of access from the road would be inconvenient for delivery and other services.

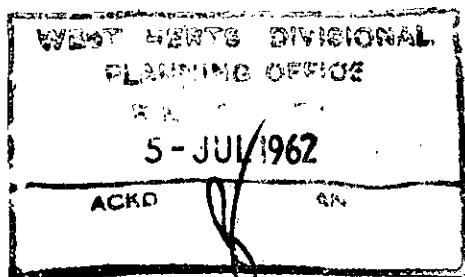
3. The Minister agrees with the findings of his Inspector and accepts his recommendation; accordingly he dismisses your appeal.

I am, Madam,
Your obedient Servant,

(MISS E.M. BARBER)
Authorised by the Minister
to sign in that behalf.

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Mrs. E. Harrod,
3, Bulstrode Cottages,
Chipperfield,
KINGS LANGLEY,
Hertfordshire.



ADMINISTRATIVE COUNTY OF HERTFORD.

The Council of the ~~Borough of~~ Rural District of Hemel Hempstead.

TOWN & COUNTRY PLANNING ACT, 1947

To Mrs. E.G. Harrod, 3, Bulstrode Cottages, Chipperfield, Herts.

Use of land for dwelling at off. Flaunden Lane, Bovington, Herts. (Pt. Parcels 19c and 19d on OS. HERTS. XXXV111.6)

12 SEP 1961 Brief description and location of proposed development.

In Pursuance of their powers under the above-mentioned Act and the Orders and Regulations for the time being in force thereunder, and under the ~~County of Hertford (Delegation of Planning Functions) Scheme, 1952~~, the Council on behalf of the Local Planning Authority hereby refuse the development proposed by you in your application dated 27/6/61 and received with sufficient particulars on 17/7/61 and shewn on the plan(s) accompanying such application.

The reasons for the Council's decision to refuse permission for the development are:—

- (1) The site falls within the Metropolitan Green Belt in which it is the policy of the Local Planning Authority to restrict further development to that required for the essential needs of the local community or for the housing of agricultural workers in order to prevent unnecessary expansion of villages and to maintain the amenities and character of the area generally. In the opinion of the Local Planning Authority the proposed development would not conform to their policy and would represent an extension of development in the countryside which has not been justified by any need arising from the local community or for the housing of agricultural workers.
(2) The proposed development would involve development on a double building line which would -
(a) constitute poor site development,

(Cont'd overleaf) Dated 5th day of September 1961

Clerk/Secretary of the Council.

NOTE.

(1) If the Applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, he may by notice served within one month of receipt of this notice, appeal to the Minister of Housing and Local Government in accordance with Section 16 of the Town and Country Planning Act, 1947. The Minister has power to allow a longer period for the giving of a Notice of Appeal and he will exercise his power in cases where he is satisfied that the applicant has deferred the giving of notice because negotiations with the local planning authority in regard to the proposed development are in progress. The Minister is not, however, required to entertain such an appeal if it appears to him that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the provisions of Section 14 of the Act and of the Development Order and to any directions given under the Order.

(2) If permission to develop land is refused, or granted subject to conditions, whether by the local planning authority or by the Minister of Housing and Local Government, and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Council of the County Borough or County District in which the land is situated a purchase notice requiring that Council to purchase his interest in the land in accordance with Section 19 of the Town and Country Planning Act, 1947.

(3) In certain circumstances, a claim may be made against the local planning authority or the Minister of Housing and Local Government for compensation, where permission is refused, or granted subject to conditions by the Minister on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 20 of the Town and Country Planning Act, 1947, and Part II of the Town and Country Planning Act, 1954.

(b) be likely to be detrimental to the amenities of the existing frontage development in the vicinity, and

(c) result in a lengthy access likely to lead to unnecessary cost and inconvenience in the provision of all kinds of services to the proposed dwelling when occupied