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TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)
(ENGLAND) ORDER 2015

REFUSAL

REFERENCE: DM/24/2943

DESCRIPTION: CONSTRUCTION OF A SINGLE-STOREY EXTENSION BETWEEN THE NORTH ELEVATION OF THE EXISTING DWELLING AND THE EXISTING STABLE BUILDING. CONVERSION AND ALTERATION OF EXISTING STABLE BUILDING TO HABITABLE ACCOMMODATION TO INCLUDE RAISING THE ROOF OF THE BUILDING. DEMOLITION OF THE EXISTING DETACHED GARAGE BUILDING AND CONSTRUCTION OF REPLACEMENT GARAGE AND STORE BUILDING WITH HABITABLE ACCOMMODATION TO THE REAR AND FIRST FLOOR. DEMOLITION OF THE EXISTING PORCH TO THE NORTH ELEVATION, REMOVAL OF EXISTING DOOR AND INFILLING OF EXISTING DOOR OPENING. INTERNAL ALTERATIONS TO THE EXISTING DWELLING TO REMOVE THE EXISTING KITCHEN, WIDEN AN EXISTING WALL OPENING AND INSTALL A GLAZED PARTITION WITH DOOR. ASSOCIATED HARD AND SOFT LANDSCAPING WORKS TO COMPRISE NEW TERRACING, STEPS AND LOW-LEVEL RETAINING WALLS. RELOCATION OF EXISTING OIL TANK AND INSTALLATION OF A REPLACEMENT SEWAGE TREATMENT PLAN.

LOCATION: BARLANDS, THE STREET, WARNINGLID, HAYWARDS HEATH

DECISION DATE: 15 SEP 2025

**CASE OFFICER: KATHERINE WILLIAMS -
KATHERINE.WILLIAMS@MIDSUSSEX.GOV.UK**

The Council hereby notify you that they **REFUSE** to permit the above development as shown in the submitted application and plans.

The reasons for the Council's decision are:-

1. The proposal, by virtue of design, form and scale of the single storey extension and alterations to the stable building, in combination with the proposed replacement garage building would overwhelm and dominate the listed building. This is considered to have a detrimental impact on the special interest and character of the listed building and the curtilage listed stable building. Whilst such harm is deemed to be less than substantial to the heritage asset, this factor should be given considerable importance and weight. As the proposal would not result in any public benefits, the harm caused by the development would clearly outweigh any public benefits and consequently the proposal cannot be supported. The proposal would therefore conflict with policies DP26 and DP34 of the Mid Sussex District Plan, the relevant provision of the NPPF and the Listed Building and Conservation Area (LBCA) Act 1990.

INFORMATIVES

1. In accordance with Article 35 of the Town and Country Planning (Development Management Procedure) (England) Order 2015, the Local Planning Authority has acted positively and proactively in determining this application by 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 within the reason(s) for the refusal, approval has not been possible.

Human Rights Implications

The planning application has been considered in light of statute and case law and any interference with an individual's human rights is considered to be proportionate to the aims sought to be realised.

Plans Referred to in Consideration of this Application

The following plans and documents were considered when making the above decision:

Plan Type	Reference	Version	Submitted Date
Location Plan	PL10		02.12.2024
Block Plan	PL09		02.12.2024
Existing Elevations	REF S23756	REV A Sheet 1	02.12.2024
Existing Elevations	ref s23756	Rev A Sheet 2	02.12.2024
Proposed Block Plan	PL01	REV A	06.03.2025
Proposed Site Plan	PL02	REV A	06.03.2025
Proposed Floor Plans	PL03	REV A	06.03.2025
Proposed Floor Plans	PL04		02.12.2024
Proposed Elevations	PL05		02.12.2024
Proposed Elevations	PL06	BB-CC	02.12.2024
Proposed Sections	PL07	AA-DD	02.12.2024
Proposed Elevations	PL08	Roof	02.12.2024

Topographical Survey

Existing Site
Plan

02.12.2024

Existing Floor Plans

Section
BandW

Outbuilding

06.01.2025



Ann Biggs
Assistant Director Planning and Sustainable Economy

REHOUZ

APPEALS TO THE SECRETARY OF STATE

Notes for Applicants

If you are aggrieved by the decision of your Local Planning Authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under Section 78 of the Town and Country Planning Act 1990.

As this is a decision to refuse planning permission for a householder application, if you want to appeal against your local planning authority's decision then you must do so within **12 weeks** of the date of this notice.

However, if

- (i) this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, and you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice; or
- (ii) an enforcement notice is subsequently served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within:
 - 28 days of the date of service of the enforcement notice, or
 - within 6 months (12 weeks in the case of a householder appeal) of the date of this notice, whichever period expires earlier.

Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>.

If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. [Further details are on GOV.uk](#).

