

Mr Tony Popham
Kimberley
High Street
Handcross
Haywards Heath
West Sussex
RH17 6BJ

TOWN AND COUNTRY PLANNING ACT 1990 (SECTION 96A)
TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE
ENGLAND) ORDER 2015

REFERENCE: DM/25/1520

DESCRIPTION: NON MATERIAL AMENDMENT TO PLANNING APPLICATION
DM/23/2956

LOCATION: KIMBERLEY, HIGH STREET, HANDCROSS, HAYWARDS HEATH

DECISION DATE: 24 JUN 2025

CASE OFFICER: JOSEPH SWIFT - JOSEPH.SWIFT@MIDSUSSEX.GOV.UK

In pursuance of its powers under the aforementioned Act, the Council hereby notify you that they **APPROVE** the Non-Material Amendment for the above development in accordance with the plans and particulars submitted with your application received on 11 June 2025 for the following reason(s):

1. This application seeks to amend the description of the development that was approved under reference DM/23/2956. The original description was as follows: *Alterations to the front ground floor bay window, relocation of front door, proposed pitched roof to existing ground floor and first floor extensions. Skylight windows and solar panels to roof space and proposed rendered exterior walls and replacement windows (Amended plans 22.03.2024) (Amended Plans 24.05.2024).*

This application seeks to change this description to read as follows: *Alterations to the front ground floor bay window, relocation of front door, proposed pitched roof to existing ground floor and first floor extensions. Skylight windows and solar panels to roof space and proposed rendered exterior walls and replacement windows.*

It is considered that the words relating to amended plans are superfluous and should not have been included within the description as the drawings were approved by condition 1 and listed on the decision notice.

The power to make a non-material amendment is contained in section 96A of the Town and Country Planning Act 1990. There is no statutory definition of non-material

as this will be dependent on the context of the overall scheme. In this case it is considered that the proposed amendment to the description of the original planning application is non-material. The proposed change will make no difference to the permitted scheme itself as the approved drawings are not changing as a result of this application. The amended description properly describes the application.

In light of the above, this non-material amendment application can be approved.

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.

Please note that the existing planning permission still stands, and that the conditions imposed upon it continue to apply, except that the plans listed below can be substituted for the originally approved plans.

A handwritten signature in black ink, appearing to read 'ABiggs', with a stylized, cursive script.

Ann Biggs
Assistant Director Planning and Sustainable Economy

PENONMZ

