Re: Windmill Meadow

Stuart Carruthers <stuarthcarruthers@gmail.com>

Fri 02/02/2024 09:32

To:Cramp, Robert <Robert.Cramp@southandvale.gov.uk>;info@yourroofingservices.co.uk <info@yourroofingservices.co.uk>

Cc:Turner, Emma < Emma.Turner@southandvale.gov.uk>

EXTERNAL

I think we are all agreed that confrontation is best avoided and have made darren aware.

Stuart HC

On Fri, 2 Feb 2024 at 08:29, Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>> wrote: Dear Mr Carruthers

Thank you for your email. The agreement is for one static caravan only. The presence of any other caravan on the site, albeit a touring caravan and albeit intermittant, will not benefit from the written permission of the council ('claimant') and will therefore be contrary to the court order. I have explained this to your client and I would ask that you strongly reinforce that message with him.

Regards

Rob Cramp Principal Planning Officer (Enforcement)

Email: <u>robert.cramp@southandvale.gov.uk</u> Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>

Sent: 01 February 2024 08:17

To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>

Cc: Turner, Emma < Emma.Turner@southandvale.gov.uk

Subject: Fwd: Windmill Meadow

EXTERNAL

I think that is all acceptable and has been agreed with darren

There is likely to be a tourer on the land intermittently

The sooner the building is finished the better.

Stuart h CARRUTHERS ------ Forwarded message ------From: **Cramp, Robert** <<u>Robert.Cramp@southandvale.gov.uk</u>> Date: Tue, 23 Jan 2024 at 14:32 Subject: Windmill Meadow To: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>> Cc: Turner, Emma <<u>Emma.Turner@southandvale.gov.uk</u>>

Dear Mr Carruthers

I attended the site this morning by arrangement with your client Mr Smith.

At the time of my visit Mr Smith indicated that he was willing to agree to just one static caravan (not a twin unit) being present on the site during operations to implement planning permission P22/S3712/FUL in accordance with . This caravan would be located next to the stable building and would be wholly within the red edged area approved in connection with planning permission P22/S3712/FUL and would be removed permanently from the land immediately following the completion of the operation, which is anticipated to take no longer than 6 months.

The caravan would be occupied only by those three persons names in your email of 11 December 2023 as the builders who would be employed in connection with the operation approved by planning permission P22/S3712/FUL, namely Darren Smith, Milo Lee and Darren Lee. No other person would occupy the caravan or the site at any time during the these operations or as long as the caravan remained present on the land.

The stationing of the caravan on the land would not of itself involve any alteration to the land (i.e. the laying of hardstanding material, services or the like). The only operations to be undertaken are those consistent with the implementation of planning permission P22/S3712/FUL.

Having regard to the size and extent of the approved operation, the council would regard the above terms as being consistent permitted development rights under Class A of Part 5 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015, when read in conjunction with Paragraph 9 of Schedule 1 to the Caravan Sites and Control of Development Act 1960.

I would be grateful if you could signal your clients complete acceptance of all of the above terms by return email, only then will the council consider giving your client written permission in accordance with the court order.

At the time of my visit Mr Smith also agreed to removal all but two of the 22 recently installed floodlight towers from the land, including all of those lights installed around the perimeter of the land. He agreed to do this by next week.

I agreed to allow him to temporarily retain two floodlights, for security purposes only. These are situated towards the centre of the site and are to be significantly reduced in height (to no more than 2.5m). This is on the proviso that these two lighting towers would also be removed upon

completion of the approved operation. In my opinion the existing lights constitute operations for which planning permission is required but unlikely to be granted in view of their adverse impacts on the amenity and character of the countryside and the council will enforce against them if they are not removed.

Mr Smith also agreed to remove the close boarded fence from the northern boundary of the site and replace it with open post and rail fencing.

I look forward to hearing from you

Kind regards

Rob Cramp Principal Planning Officer (Enforcement)

Email: robert.cramp@southandvale.gov.uk

Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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Re: Windmill Meadow

Cramp, Robert < Robert.Cramp@southandvale.gov.uk>

Tue 09/01/2024 15:04

To:Stuart Carruthers <stuarthcarruthers@gmail.com>

Cc:info@yourroofingservices.co.uk <info@yourroofingservices.co.uk>;Turner, Emma <Emma.Turner@southandvale.gov.uk> Dear Mr Carruthers,

I am not aware of the specific circumstances of the case to which you only allude and am therefore unable to comment on it.

The relevant policy, as you are well aware, is Class A of Part 5 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015, when read in conjunction with Paragraph 9 of Schedule 1 to the Caravan Sites and Control of Development Act 1960.

As is the case with most permitted development rights, compliance is a question of fact and degree, for which there is no further guidance.

I have already explained to you in some detail, why, in the circumstances of the present case, involving a self-build conversion of an existing building to a one bedroom dwelling only, your proposal does not comply with the above permitted development rights. I have also advised you regarding what I would consider to be acceptable and compliant with the above permitted development rights in those circumstances.

You clearly do not accept my views on the subject and should therefore either: 1) submit an application for a certificate of lawfulness under Section 192 of the Town and Country Planning Act 1990 for your client's preferred proposal and then exercise your client's right of appeal in the event that the application is refused; or 2) if you believe that the council has wrongfully withheld its written agreement to your client's proposal, make application to the court under the terms of the court order.

Yours sincerely,

Rob Cramp Principal Planning Officer (Enforcement)

Email: robert.cramp@southandvale.gov.uk Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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Sent: 09 January 2024 08:35

To: Cramp, Robert <Robert.Cramp@southandvale.gov.uk>

Cc: info@yourroofingservices.co.uk <info@yourroofingservices.co.uk>; Turner, Emma

<Emma.Turner@southandvale.gov.uk>; Complaints <Complaints@southandvale.gov.uk>; Planning South <planning@southoxon.gov.uk>

Subject: Re: Windmill Meadow

EXTERNAL

attached photograph

shc

On Tue, 9 Jan 2024 at 08:31, Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>> wrote: Dear Mr Cramp

Attached is a photograph of a self build barn conversion (4 bed) close to Windmill Meadow. It apparently had four static caravans on site (and touring caravans) whilst the building works were taking place. There were no problems with this site.

Could you provide a copy of the Council's guidance on caravans and self build.. as the whole issue seems to be out of proportion. It is simply a fact that the developers of Windmill Meadow are of Romany heritage. They are also builders. They simply want to implement the planning consent. Once a copy of the guidance is available a planning consent can if required be submitted. I would much rather follow the actual Council's guidance on this issue.

Mr Smith needs to be able to locate a maximum of three touring caravans on the land. It would be easier if there could be static caravans so that the family's of the builders can remain with the family. However !?

I would appreciate identification as to why the Council has not provided a copy of its guidance on caravan use and self build.. as it appears to be an issue.

Stuart H CARRUTHERS t: 01502 719 731

---------Forwarded message ------From: **Cramp, Robert** <<u>Robert.Cramp@southandvale.gov.uk</u>> Date: Mon, 8 Jan 2024 at 15:07 Subject: Re: Windmill Meadow To: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>

Dear Mr Carruthers,

I have already advised you of what the council might find acceptable and compliant with permitted development rights, under Class A of Part 5 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015.

Email - Cramp, Robert - Outlook

If you are not prepared to accept that advice, then you should either: 1) submit an application for a certificate of lawfulness under Section 192 of the Town and Country Planning Act 1990 for your client's preferred proposal and then exercise your client's right of appeal in the event that the application is refused; or 2) if you believe that the council has wrongfully withheld its written agreement to your client's proposal, make application to the court under the terms of the court order.

Yours sincerely,

Rob Cramp Principal Planning Officer (Enforcement)

Email: <u>robert.cramp@southandvale.gov.uk</u> Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>

Sent: 08 January 2024 11:15

To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>

Cc: <u>info@yourroofingservices.co.uk</u> <<u>info@yourroofingservices.co.uk</u>>; Turner, Emma

<<u>Emma.Turner@southandvale.gov.uk</u>>; Complaints <<u>Complaints@southandvale.gov.uk</u>>; Planning South <<u>planning@southoxon.gov.uk</u>>

Subject: Re: Windmill Meadow

EXTERNAL

Dear Mr Cramp

There will be a maximum of three touring caravans on the land whilst the self build takes place. There are three builders.. and these all normally travel and work with their touring caravan

There is a level of urgency as the site is being vandalised... and the issues and development needs to be completed

Stuart H CARRUTHERS

On Mon, 8 Jan 2024 at 10:53, Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>> wrote: Mr Carruthers,

We remain at an impasse. A reduction of one caravan only makes no material difference, when all of the other circumstances remain in dispute.

Email - Cramp, Robert - Outlook

Again, I would question the required presence of 12 people on the site in connection with an alleged self-build that will at the end of the day produce a one bedroom dwelling only.

You have the council's answer.

Rob Cramp Principal Planning Officer (Enforcement)

Email: <u>robert.cramp@southandvale.gov.uk</u> Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>

Sent: 08 January 2024 10:17

To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>

Cc: <u>info@yourroofingservices.co.uk</u> <<u>info@yourroofingservices.co.uk</u>>; Turner, Emma

<<u>Emma.Turner@southandvale.gov.uk</u>>; Complaints <<u>Complaints@southandvale.gov.uk</u>>; Planning South <<u>planning@southoxon.gov.uk</u>>

Subject: Re: Windmill Meadow

EXTERNAL

Dear Mr Cramp

1. The number of caravans required is the number required by the builders. This is normally no more than 3 on most sites.

2. The development is a family self-build and the family are all builders. They are also Gypsy / Travellers and it is normal for the builders to travel with their family's. They are building a house and doing ancillary works.

3. It is normal for self builders to have at least one static and a tourer on the land when they do work - this is normally as project manager.

4. The family just want to get the work done as rapidly as possible as the site is experiencing significant vandalism

SHC

On Mon, 8 Jan 2024 at 09:57, Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>> wrote: Dear Mr Carruthers, I have already explained to you in some detail, why I believe that your proposal of 11 December 2023 for the stationing of 4 caravans for occupation by 12 persons, does not comply with permitted development rights under Class A of Part 5 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015. Those reasons were clearly outlined in my emails of 15 and 21 December 2023.

You have asked me to provide you with some guidance, as to what the council might find acceptable and compliant with the above permitted development right, which I have now done in my email's below of 3 and 8 December 2024. Having given you that guidance, however, it is evident from your subsequent emails below, that your client is not prepared to accept anything less than what was put forward in your original proposal of 11 Dember 2023. We are therefore at an impasse.

If your client is not prepared to accept the council's guidance, then he has two option open to him, namely: 1) submit an application for a certificate of lawfulness under Section 192 of the Town and Country Planning Act 1990 for his desired proposal and then exercise his right of appeal in the event that the application is refused; or 2) if he believes that the council has wrongfully withheld its written agreement to your client's proposal, make application to the court under the terms of the court order.

Yours sincerely,

Rob Cramp Principal Planning Officer (Enforcement)

Email: <u>robert.cramp@southandvale.gov.uk</u> Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>> Sent: 08 January 2024 09:04 To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>

Cc: <u>info@yourroofingservices.co.uk</u> <<u>info@yourroofingservices.co.uk</u>>; Planning South <<u>planning@southoxon.gov.uk</u>>

Subject: Fwd: Windmill Meadow

EXTERNAL

Dear Mr Cramp

You also identified that a s192 Certificare was required.

There are to be three workers on the land. These are Gypsy / Travellers and it is normal for the workers to live with their family's.

It is anticipated that the works will require 3 - 6 months to complete. If any additional consents are required these shall be sought.

part of the work associate with the planning consent being implemented requires laying of hardstanding !?

The information was supplied to you on 11 December 2023.

Stuart H CARRUTHERS t: 01502 719 731 t: 01502 719 731

From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>
Sent: 11 December 2023 09:22
To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>
Cc: info@yourroofingservices.co.uk <info@yourroofingservices.co.uk>;
putnams@outlook.com <putnams@outlook.com>
Subject: Windmill Meadow

EXTERNAL

Hello Robert

These are the people who are seeking to live on the land to undertake the building works.

The workers will be Darren Smith, Milo Lee and Darren Lee. These all work as builders - and can undertake groundworks, brickwork, carpentry, plumbing etc.

Contact has also been established with Putnams to ensure that the required building regs requirements are met.

Emmanual Lee is unwell and needs constant medical supervision. I have attached a recent consultant's letter. Emmanual has recently ceased being tube fed. This is a recurrent problem amongst the Gypsy / Traveller community.

The extended family are Gypsy / Travellers and it is normal for the extended family to travel with therm when they are working. The family currently do not have a pitch elsewhere in UK.

The works will take a maximum of six months and will only be those identified in the extant consent.

Any changes etc will be the subject of a planning application/discussions with you before anything is done.

I believe that they need a minimum of 4 caravans (a mix of statics and tourers).

.Is the Council willing to sanction their occupation of the land for 6 months to secure compliance with the existing consent ? and if so what number of caravans

Stuart H CARRUTHERS t: 01502 719 731

------Forwarded message ------From: **Cramp, Robert** <<u>Robert.Cramp@southandvale.gov.uk</u>> Date: Mon, 8 Jan 2024 at 08:48 Subject: Re: Windmill Meadow To: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>> Cc: <u>info@yourroofingservices.co.uk</u> <<u>info@yourroofingservices.co.uk</u>>, Planning South <<u>planning@southoxon.gov.uk</u>>

Dear Mr Carruthers

You have my email of 3 January 2024 advancing my opinion as to the circumstances that the council is likely to find acceptable and compliant with pd rights in the normal course of event. Those circumstances were described as follows:

"I would not anticipate, in the normal course of events, that an operation involving the conversion of an exiting building to a one bedroom dwelling only, would require the employ more than <u>two person</u> who could reasonably be accommodated within a <u>single touring</u> <u>caravan during the course of that operation</u>. Those persons would need to be <u>employed</u> <u>specifically and exclusively in connection with that operation (i.e. not living on the land</u> <u>whilst employed elsewhere).</u>

Furthermore, the stationing of a caravan on the site during the course of the operation under the above permitted development right, <u>should not of itself require any alteration to the land</u> (*i.e. the laying of hardstanding material, services or the like*), for which separate planning permission would be required."

Is your client prepared to confirm in writing a detailed proposal that strictly matches all of the circumstances that are highlighted and underlined above? This should also include the details of who the intended occupiers of the touring caravan would be and in what capacity they would be employed in connection with the operation. It should also include a timetable for completion of the operation and an undertaking to remove the caravan upon completion of the operation.

The council will only issue its written agreement upon the submission of a full and unambiguous proposal addressing all of the above matters. For the avoidance of any doubt this should be in the form of an application for a certificate of lawfulness under Section 192 of the Town and Country Planning Act.

I hope that this provides sufficient clarity as to what the council expects.

Yours sincerely

Rob Cramp Principal Planning Officer (Enforcement)

Email: <u>robert.cramp@southandvale.gov.uk</u> Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE
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From: Stuart Carruthers < <u>stuarthcarruthers@gmail.com</u> > Sent: 05 January 2024 14:49 To: Cramp, Robert < <u>Robert.Cramp@southandvale.gov.uk</u> > Cc: <u>info@yourroofingservices.co.uk</u> < <u>info@yourroofingservices.co.uk</u> >; Planning South < <u>planning@southoxon.gov.uk</u> > Subject: Fwd: Windmill Meadow
EXTERNAL
Robert
The site has been vandalised again
The owners simply want to start the building works. How many caravans will the council allow without taking enforcement ?
Stuart HC
Forwarded message From: Cramp, Robert < <u>Robert.Cramp@southandvale.gov.uk</u> > Date: Wed, 3 Jan 2024 at 08:48 Subject: Re: Windmill Meadow To: Stuart Carruthers < <u>stuarthcarruthers@gmail.com</u> >
Dear Mr Carruthers
It is up to you to provide the details of any proposal from which you seek the written approval of the council. For the avoidance of any doubt, this should be in the form of an application for a certificate of lawfulness under Section 192 of the Town and Country Planning Act. This carries with it a right of appeal in the event that you disagree with the council's decision. Under the terms of the court order, your client is also at liberty to apply to the court, if he

believes that the council has wrongfully withheld its written agreement to your client's

proposal.

Email - Cramp, Robert - Outlook

I have already explained to you in some detail, why I believe that your proposal for the stationing of 4 caravans for occupation by 12 persons, does not comply with permitted development rights under Class A of Part 5 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015. I see no value in revisiting that matter in this email, when the way is open to you to challenge that opinion either by the submission of a certificate of lawfulness or by applying to the court. I offer you the following comments, however, in order to provide you with some guidance and as an expression of my own opinion.

I would not anticipate, in the normal course of events, that an operation involving the conversion of an exiting building to a one bedroom dwelling only, would require the employ more than two person who could reasonably be accommodated within a single touring caravan during the course of that operation. Those persons would need to be employed specifically and exclusively in connection with that operation (i.e. not living on the land whilst employed elsewhere).

Furthermore, the stationing of a caravan on the site during the course of the operation under the above permitted development right, should not of itself require any alteration to the land (i.e. the laying of hardstanding material, services or the like), for which separate planning permission would be required.

I hope that this is helpful.

Rob Cramp Principal Planning Officer (Enforcement)

Email: <u>robert.cramp@southandvale.gov.uk</u> Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>
Sent: 21 December 2023 15:03
To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>

Cc: <u>info@yourroofingservices.co.uk</u> <<u>info@yourroofingservices.co.uk</u>>; Complaints

<<u>Complaints@southandvale.gov.uk</u>>

Subject: Re: Windmill Meadow

EXTERNAL

Dear Robert

1. My clients are going to conduct the self building. Simply because their family's travel with them does not preclude them from exercising this right.

The issues are quite clear I don't understand why you are identifying that they do not benefit - particularly as they are seeking compliance with your court order.

The sooner the works are completed the sooner the issues are resolved. Please identify which people and how many caravans the Council will sanction.

Stuart H CARRUTHERS t: 01502 719 731

On Thu, 21 Dec 2023 at 11:31, Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>> wrote: Dear Mr Carruthers

Whether or not a development benefits from permitted development rights is determined by the facts. It is not a matter of me providing you with an arbitrary figure of what might be acceptable to the council by way of the number of caravans. Rather, it is for your client to demonstrate that what he is proposing will, in fact, comply with permitted development rights.

Class A of Part 5 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015, when read in conjunction with Paragraph 9 of Schedule 1 to the Caravan Sites and Control of Development Act 1960, grant a permitted development right for the: *"use as a caravan site of land which forms part of, or adjoins, land on which building or engineering operations are being carried out ... if that use is for the accommodation of a person or persons employed in connection with the said operations".*

Even a single caravan would not benefit from the above permitted development right if:

- it is not occupied by a person or persons, who as a matter of fact, are employed in connection with a building or engineering operation on the site or adjoining lands; or conversely
- is occupied by a person or persons, who as a matter for fact, are employed other than in connection with a building and engineering operation on the site or adjoining lands.

It is regrettable that your client and his extended family are in urgent need of a pitch to reside on, however, the above permitted development right is not the appropriate means of achieving that end, if the use does actually satisfy the above pd criteria. I have already explain to you, in my email of 15 December 2023, why your proposal for the stationing of 4 caravans for occupation by the 12 persons name in your email of 11 December 2023, does not comply with the above permitted development right.

Under the terms of the court order, your client is at liberty to apply to the court, if he believes that the council has wrongfully withheld its written agreement to your client's proposal.

Yours sincerely,

Rob Cramp Principal Planning Officer (Enforcement)

Email: robert.cramp@southandvale.gov.uk

Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>
Sent: 21 December 2023 09:28
To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>; Complaints
<<u>Complaints@southandvale.gov.uk</u>>;
info@yourroofingservices.co.uk <<u>info@yourroofingservices.co.uk</u>>
Subject: Fwd: Windmill Meadow

EXTERNAL

Robert

Attached is a copy of the court order. It is self explanatory.

All that I am seeking for Mr Smith is identifification of the number of caravans that the Council will tolerate for a period of six months to enable the building works.

There is a need for four caravans as the families travel with those who will be engaged in the building works

There is an urgent need. I have copied in the complaints function of the Council.

Stuart H CARRUTHERS t: 01502 719 731

------ Forwarded message ------From: **Stuart Carruthers** <<u>stuarthcarruthers@gmail.com</u>> Date: Wed, 20 Dec 2023 at 08:17 Subject: Fwd: Windmill Meadow To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>

Hello Robert

What level of builder would be acceptable in your opinion (how many caravans ?)

Stuart H C

-------Forwarded message ------From: **Cramp, Robert** <<u>Robert.Cramp@southandvale.gov.uk</u>> Date: Fri, 15 Dec 2023 at 14:24 Subject: Re: Windmill Meadow To: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>

Dear Mr Carruthers,

I thank you for your email of 11 December 2023 in reference to the above matter, proposing the stationing of 4 caravans (both static and touring), to be occupied by the 12 persons named in your email, during the implementation of extant planning permission P22/S3712/FUL.

Having considered the matters raised in your email, I do not believe that your proposal would be lawful by reason of Class A of Part 5 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015, when read in conjunction with Paragraph 9 of Schedule 1 to the Caravan Sites and Control of Development Act 1960.

The above cited provisions grant a permitted development right for the: "use as a caravan site of land which forms part of, or adjoins, land on which building or engineering operations are being carried out ... if that use is for the accommodation of a person or persons employed in connection with the said operations".

The above permitted development right applies specifically to *"persons employed in connection with the said operation"* but does not apply to extended family members. This remains true even in the sad circumstances referred to in your email.

The 12 persons named in your email, including 4 x children under the age of five years; 1 x teenage minor; and those individuals who are no doubt primarily responsible for the daily care and supervision of these children, cannot be said to be employed in connection with the operation.

The above provision would equally not apply to persons living on the site, who might be employed on land not forming part of, or adjoining, the land on which the building and engineering operations are being carried out. In this regard I note that at least two of the people named in your email are the sole directors of roofing companies, who are no doubt required to travel away from their homebase in the course of their regular employment. In order to support such a large expended family it is possible that other members of the family are similarly employed in work elsewhere. Your email is silent on this matter. It is the council's view that the 4 caravans and 12 persons referred to in your email, significantly exceeds what is required and might reasonably be expected in connection with a building operation for the conversion of an existing barn and stable building to a one bedroom dwelling only.

For all of the above reasons, your proposal would not be lawful by reasons of the above cited permitted development right.

The above comments are an expression of my own opinion. In order to obtain a more formal decision that is binding on the council, whether in connection with this or any other proposal, you should apply for a certificate of lawfulness of proposed use or development, under Section 192 of the Town and Country Planning Act 1990.

Yours sincerely

Rob Cramp Principal Planning Officer (Enforcement)

Email: <u>robert.cramp@southandvale.gov.uk</u> Mobile: 07717271908 Planning Service: 01235 422600 South Oxfordshire and Vale of White Horse District Councils Abbey House Abbey Close Abingdon OX14 3JE

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From: Stuart Carruthers <<u>stuarthcarruthers@gmail.com</u>>
Sent: 11 December 2023 09:22
To: Cramp, Robert <<u>Robert.Cramp@southandvale.gov.uk</u>>
Cc: info@yourroofingservices.co.uk <info@yourroofingservices.co.uk>;
putnams@outlook.com <putnams@outlook.com>
Subject: Windmill Meadow

EXTERNAL

Hello Robert

These are the people who are seeking to live on the land to undertake the building works.

The workers will be Darren Smith, Milo Lee and Darren Lee. These all work as builders - and can undertake groundworks, brickwork, carpentry, plumbing etc.

Contact has also been established with Putnams to ensure that the required building regs requirements are met.

Emmanual Lee is unwell and needs constant medical supervision. I have attached a recent consultant's letter. Emmanual has recently ceased being tube fed. This is a recurrent problem amongst the Gypsy / Traveller community.

The extended family are Gypsy / Travellers and it is normal for the extended family to travel with therm when they are working. The family currently do not have a pitch elsewhere in UK.

The works will take a maximum of six months and will only be those identified in the extant consent.

Any changes etc will be the subject of a planning application/discussions with you before anything is done.

I believe that they need a minimum of 4 caravans (a mix of statics and tourers).

.Is the Council willing to sanction their occupation of the land for 6 months to secure compliance with the existing consent ? and if so what number of caravans

Stuart H CARRUTHERS t: 01502 719 731

Darren Smith (20-08-1973) Ellen Gallagher (08-05-1976) Bonnie Blue Gallagher (23-01-2003) Ronaldo Gallagher (26-10-2008)

Milo Lee (14-04-2000) Taliajane Gallagher (19-10-2001) Milo Gallagher (12--7-2019) Emmanuel Gallagher (04-06-2020)

Darren Lee (24-09-1996) Whitney Price (27-09-1996) Darren Gallagher (29-09-2019 Delilah Gallagher (27-09-2020)

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