



# Appeal Decision Report

14 April 2017 - 12 May 2017

## WINDSOR URBAN

**Appeal Ref.:** 16/60068/ENF      **Enforcement Ref.:** 15/50554/ENF      **Plns Ref.:** APP/T0355/C/16/3150896

**Appellant:** Maninder Singh Virdi And Sukhpreet Kaur Virdi **c/o Agent:** Mr Anil Kakaria 18 Fairfield Avenue Datchet Slough SL3 9NQ

**Decision Type:** Enforcement Notice      **Officer Recommendation:** Enforcement Notice

**Description:** Appeal against the enforcement notice: Without planning permission the material change of use of the Land from residential to a mixed use of residential and business.

**Location:** **32 Montrose Way Datchet Slough SL3 9ND**

**Appeal Decision:** Dismissed      **Decision Date:** 4 May 2017

**Main Issue:** Enforcement Decision: The Inspector concluded that whilst the vehicle repair and maintenance activities may have been operating for some years at a level that might have been within the ambit of a use incidental to the use of the property as a dwellinghouse, it seems clear to him on the evidence that the vehicle repair and maintenance activity more recently, probably after the 2012-2014 period when Mr Virdi could not work, increased to a level where it became a significant separate use of the land, and one that materially affected the character and amenity of the neighbourhood. The Inspector considers therefore, as a matter of fact and degree, that the breach of planning control alleged in the notice occurred, and it follows that the appeal cannot succeed. Costs Decision: The Inspector concluded; he was not persuaded that the failure of the appellant in this case to fully comply with the requirements and deadlines of the appeal process has been such that it has caused the Council unnecessary or wasted expense in the appeal process. Accordingly he concluded that an award of costs is not justified.

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## Planning Appeals Received

14 April 2017 - 12 May 2017

### WINDSOR URBAN



The appeals listed below have been received by the Council and will be considered by the Planning Inspectorate. Further information on planning appeals can be found at <https://app.planninginspectorate.gov.uk/> Should you wish to make comments in connection with an appeal, please use the PIns reference number and write to the relevant address, shown below.

**Enforcement appeals:** The Planning Inspectorate, Room 3/23 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or email [teame1@pins.gsi.gov.uk](mailto:teame1@pins.gsi.gov.uk)

**Other appeals:** The Planning Inspectorate Room 3/10A Kite Wing Temple Quay House 2 The Square Bristol BS1 6PN or email [teamp13@pins.gsi.gov.uk](mailto:teamp13@pins.gsi.gov.uk)

**Ward:**

**Parish:** Eton Town Council

**Appeal Ref.:** 17/60041/REF      **Planning Ref.:** 16/02869/LBC      **PIns Ref.:** APP/T0355/Y/16/  
3167508

**Date Received:** 21 April 2017

**Comments Due:** 26 May 2017

**Type:** Refusal

**Appeal Type:** Written Representation

**Description:** Consent to replace four Georgian windows to the front elevation.

**Location:** **20 High Street Eton Windsor SL4 6AX**

**Appellant:** Mr Simon Kelsall 20 High Street Eton Windsor SL4 6AX

**Ward:**

**Parish:** Windsor Unparished

**Appeal Ref.:** 17/60049/REF      **Planning Ref.:** 16/02839/FULL      **PIns Ref.:** APP/T0355/D/17/  
3170900

**Date Received:** 4 May 2017

**Comments Due:** Not Applicable

**Type:** Refusal

**Appeal Type:** Householder

**Description:** First floor side extension.

**Location:** **41 Westmead Windsor SL4 3NN**

**Appellant:** Ms Demi Erdogan 41 Westmead Windsor SL4 3NN