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SUSTAINABLE DRAINAGE (SuDS) ENFORCEMENT NOTICES APPEAL

If you need this document in large print, on audio tape, in Braille or in another language, please contact our Helpline on 0303 444 5940.

WARNING: Your appeal must be received by The Planning Inspectorate within 4 weeks, beginning with the day you were given the Notice by the SuDS Approving Body or Local Planning Authority. *(NOTE: If any of the "Essential supporting documents" listed in Section I are not received by us within the appeal period, the appeal will not be accepted)*

PLEASE PRINT CLEARLY IN CAPITALS USING BLACK INK

A. APPELLANT - The name of the person(s) making the appeal **must** be a person who has been served with the Notice. **If this is not the case the appeal cannot be registered.**

Name	
Organisation Name (if applicable)	

B. AGENT (if any) FOR THE APPEAL

Name	
Organisation Name (if applicable)	
Reference	

C. SuDS APPROVAL BODY (SAB) / LOCAL PLANNING AUTHORITY (LPA)

Name of the SAB or LPA	
Type of Notice (Temp Stop / Enforcement / Stop)	
Date of issue of the Notice	
Date Notice takes effect	
Reference number on the Notice	

D. APPEAL SITE ADDRESS

Address	
Postcode	

	YES*	NO
Are there any health and safety issues at, or near the site which the Inspector would need to take into account when visiting the site? <i>*If yes, please explain</i>		

	Owner	Tenant	Developer
What is your/the appellant's interest in the land?			

	YES	NO*
If none of these apply did you/the appellant occupy the land under a written or oral licence BOTH on the date the Enforcement Notice was issued AND on the date of making the appeal?		
If "NO", what is your/the appellant's involvement in the land?		

E. GROUND AND FACTS

Please tick which of the following grounds of appeal apply to your case and give facts in support of each ground chosen.

Please tick which applies

a That the SAB's decision to give the notice was based on an error of fact

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Please tick which applies

b That the decision to give the notice was wrong in law

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E. GROUNDS AND FACTS (continued)

Please tick which applies

c That the decision to give the notice was unreasonable

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Please tick which applies

d That there is no breach of the requirement for approval

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F. PROCEDURE

The procedures for appeals is set out in the Sustainable Drainage (Enforcement) (Wales) Order 2018, and as such appeals dealt with under Part 4 of The Town and Country Planning (Referred Applications and Appeals Procedure) (Wales) Regulations 2017 can be considered on the basis of written representation, a hearing, an inquiry or combined proceedings. In accordance with the Town and Country Planning (Determination of Procedure) (Wales) Order 2017 the Planning Inspectorate must make a determination as to the procedure. We will take in to consideration your views when determining the procedure.

Please tick one box only

I consider the written representations procedure is appropriate.	<input type="checkbox"/>
I do not consider that the written representations procedure is appropriate for the reasons given in the box below. I accept that it will be the Inspectorate's discretion as to whether a hearing, inquiry or combination will take place.	<input type="checkbox"/>

If you feel that a hearing or inquiry is needed please provide your full reasons below, including the likely number of days you feel that the event will last and how many witnesses you intend to call.

G. APPLICATION FOR AN AWARD OF COSTS

	YES	NO
Do you intend to submit a costs application with this appeal? <i>If yes, please explain below. Please continue on a separate sheet if necessary</i>	<input type="checkbox"/>	<input type="checkbox"/>

H. PLANNING PERMISSION

	Yes	No
Is planning permission required for the development?		

Please give details regarding the status of any related planning application/ appeal, including reference number, if known.

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I. ESSENTIAL SUPPORTING DOCUMENTS

The documents listed below must be sent with your appeal form. If we do not receive all your appeal documents by the end of the appeal period, we will not deal with it.

Please tick the boxes to show which documents you are enclosing.



1	A copy of the enforcement notice and plan issued by the SAB/LPA.	
2	A copy of any related stop notice or temporary stop notice issued by the SAB/LPA.	
3	A copy of any other relevant correspondence with the SAB/LPA.	

Personal Details (these will not *be made publicly available*)

1. Appellant personal details

Address	
Postcode	
Daytime Telephone	
E-mail	

	English	Welsh
Language Preference		

	E-mail	Post
I prefer to be contacted by		

2. Agent personal details (if any)

Address	
Postcode	
Daytime Telephone	
E-mail	

	English	Welsh
Language Preference		

	E-mail	Post
I prefer to be contacted by		



The gathering and subsequent processing of the personal data supplied by you in this form, is in accordance with the terms of our registration under the Data Protection Act 1998. Further information about our Data Protection Policy can be found on our website under "Privacy Policy" (http://planninginspectorate.wales.gov.uk/privacy_policy)

PLEASE SIGN BELOWPlease tick all boxes

I confirm that all sections have been fully completed to the best of my knowledge and all the supporting documents are enclosed with this form.	<input type="checkbox"/>
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I confirm that I have sent a copy of this appeal form and all relevant documents to the SAB/LPA (if you do not your Appeal will not normally be accepted).	<input type="checkbox"/>
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I understand that you may use the information I have given for official purposes in connection with the Flood and Water Management Act 2010 and details including my name, the site description and my statement of case may appear online. By submitting this form I am agreeing to the use of the information I provide in this way.	<input type="checkbox"/>
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Signature	<input type="text"/>
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Name (in capitals)	<input type="text"/>	Date	<input type="text"/>
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On behalf of (if applicable)	<input type="text"/>
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SEND**1 COPY to us at:**

The Planning Inspectorate
Crown Buildings
Cathays Park
CARDIFF
CF10 3NQ

E-mail: wales@planninginspectorate.gov.uk

Helpline: 0303 444 5940

1 COPY to the SAB/LPA

Send a copy of the appeal form to the address from which the Enforcement Notice was sent (or to the address shown on any letters received from the SAB/LPA).

Please keep a copy for your records

When we receive your appeal form, we will write to you letting you know if your appeal is valid, who is dealing with it and what happens next.

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