PLANNING AND LICENSING COMMITTEE

10th August 2016

ADDITIONAL PAGES UPDATE

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Additional Representations on Schedule Items Pages 28 – 132

PLANNING AND LICENSING COMMITTEE

10th August 2016

ADDITIONAL PAGES ON SCHEDULE ITEMS

Item	Ref. No	Content
03	15/03931/FUL CD.8481/J	Case Officer Update -
		1. Further to the comments of the Council's Environmental Protection Officer, the Officer Recommendation has been amended to one of Delegated Permission, subject to the receipt of confirmation from the applicant that the remediation work, in respect of ground contamination, has been carried out, and it is verified by the Council's Environmental Protection Officer that no further remediation is required. Please refer to pages 109 and 113 of the Case Officer's report.
		2. Additional wording on conditions.
		Page 114 penultimate paragraph, add words "and be retained thereafter."
		Page 144 final paragraph, add words "Once approved those details shall be implemented within 2 months and retained thereafter."
		Page 115 final condition, add words "and be retained thereafter."
		"Supporting statement from applicant including photographs of animals on site" - Please see attached.
09	16/01509/FUL CD.9547	One Letter of Objection – Please see attached dated 4 th August 2016.
		Letter from Applicant's Agent – Please see attached dated 8 th August 2016.
		Email from Applicant – Please see attached dated 8 th August 2016.
		Letter of Support - 'I wish to reiterate my support for

		this application as it is essential that Planning Policy when applied in the real world recognises and supports the changing and evolving needs of a family which has been at the heart of the village community for decades. It is essential to the continuing sustainability of rural communities that farming families are able to remain in the locations they have maintained and preserved. The design in this case is sympathetic to the local context, and will not detract from the overall visual aspect of the village. I strongly urge that approval is granted'.
11	16/02323/FUL CD.2288/U	Response from Mickleton Parish Council - 'On behalf of Mickleton Parish Council we would like to object to this application on the following grounds. If this planning application is agreed along with the planning application 16/02322/FUL this appears to be the start of a small housing estate by accretion, given that two other houses have been previously agreed and are already under construction adjacent to the TOPS nursery site. We believe that as these houses, and in particular this development is outside the defined village boundary then this application should be refused. The addition of this additional dwelling also adds additional dangers to speeding cars on the Broadway Rd which is busy and outside of the 30mph speed limit.' One General Comment - 'Could you be so kind to address lighting towards Nineveh Farm. In the winter lights shine very brightly direct into my house, normally is when cars are pulling out from driveways on this road so tree planting and design would be appreciated to solve this issue.'
17	16/01839/FUL CT.4936/1/B	Objection Statement from Fairford Town Council - "The development would cause significant harm to the settings of two adjacent listed buildings (which, cumulatively, might be considered "substantial" in the case of Linden House) and there is no obvious public benefit of the proposal - paragraphs 133-134 of the NPPF refer We would make the following points by way of explanation:

- 1) We are concerned that this application is setting a bad precedent in a sensitive part of the Conservation Area, where the original outline permission (1973) states that the site was not appropriate for general residential development, and permission was only granted for the bungalow as staff accommodation for the school. (It is not clear from the Conservation Officer's report that he was aware of this document in the case file at CDC.)
- 2) The NPPF defines the Setting of a heritage asset as the surroundings in which it is experienced, and recognises that this may change over time. The garden on the South side may be (and arguably is) just as important as that to the East in the context of the present use of Linden House. The supposed historic "boundary" on the South side of the main house does not limit this setting, and indeed is probably no more than a dividing hedge or wall in the garden.
- 3) We do not accept that the proposed development would not have an appreciable impact on that part of the setting of Linden House. The presence of the existing bungalow is already visually intrusive (this really has to be experienced to understand fully), and the proposed development would make this significantly worse. There would also be 2 overlooking windows, only one of which is proposed by the applicant to be fixed closed with obscure glass. (Also, the proposed upper floor windows on the Southern and Western sides would overlook the garden of the White House.)
- 4) PPG 18a-013 indicates that the cumulative impact should be considered.
- 5) In the context of NPPF paras 133-134, this means that, even if the harm to the setting is not considered "substantial", there would have to be some public benefit to over-ride the impact on the setting. We cannot see that there is any, particularly given that the development site is hardly (if at all) visible from the public realm.



Moreover, our recent Neighbourhood Plan questionnaire indicated that there is a net demand for bungalows in Fairford, so converting one into a house is clearly not helpful.

6) Where the impact on Listed Buildings is concerned, the PPG (18a-013) makes it clear that the impact on the significance does not depend on there being public rights or an ability to access or experience the setting".

Agent - Amended Drawing (Please see attached).

Case Officer -

Additional condition.

In order to ensure the successful assimilation of the proposals with the host property, and given the sensitivity of the site within the Fairford Conservation Area and adjacent to the Grade II Listed Building at Linden House, it is considered necessary and reasonable to apply a condition to any planning permission that the walling and roofing material match the existing. This is indicated within the application form but not on the proposed plans.

Condition:

The materials to be used for the external walls and roof of the development hereby permitted shall match those used in the existing building.

Reason: To ensure that, in accordance with Cotswold District Local Plan Policies 15 and 42, the development hereby permitted is completed in a manner appropriate to the site and the surrounding Conservation Area.

2. For avoidance of doubt, the revised drawing suffixed revision K is the drawing that is now under assessment under this application. Reference within the Case Officer's report to 1538/1 revision J should now be supersede with 1538/1 revision K.

18 16/00361/FUL CT.2003/S

One further objection has been received on the grounds of the impact of the development upon the character of the host building - The objector also notes that (from memory) when the property was

converted, it was on the understanding that the front and side elevations be retained.
Additional drawings and email from neighbour (dated 13 th July 2016) submitted by Agent – (Please see attached).

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_			24/08/2015	41 Sheep	
<del></del>			24/08/2015	3 Sheep	
-			07/09/2015/	143 Sheep	
			14/09/2015	5 Sheap	. :
			14/09/2015	5 Sheep	
			28/09/2015	10 Sheep	
<u> </u>			25/09/2015	4 Sheep	
			07/10/2015	31 Sheep	
			07/10/2015	31 Sheep	
			07/10/2015	45 Sheep	
			12/10/2015	3(Sheep	
			15/10/2015	4 Sheep	
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# EDWARD GILDER & CO LIMITED UNAUDITED FINANCIAL STATEMENTS 30 APRIL 2012

HEM 03 43 15/03931/FUL CD 3491/J

# FINANCIAL STATEMENTS

# YEAR ENDED 30 APRIL 2012

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# DIRECTOR'S REPORT

# YEAR ENDED 30 APRIL 2012

The director presents his report and the unaudited financial statements of the company for the year ended 30 April 2012.

## PRINCIPAL ACTIVITIES

The principal activity of the company during the year was that of international haulage contractors.

# THE DIRECTOR AND HIS INTERESTS IN THE SHARES OF THE COMPANY

The director who served the company during the year together with his beneficial interests in the shares of the company was as follows:

E P Gilder

10

10

## SMALL COMPANY PROVISIONS

This report has been prepared in accordance with the provisions applicable to companies entitled to the small companies exemption.

Signed by order of the director

J Paul Company Secretary

Approved by the director on 23 April 2015

45 HEM 03 15/2931/FUL CD-9491/3

# CHARTERED ACCOUNTANTS' REPORT TO THE DIRECTOR ON THE UNAUDITED ACCOUNTS OF EDWARD GILDER & CO LIMITED

### YEAR ENDED 30 APRIL 2012

In accordance with our terms of engagement, and in order to assist you to fulfil your duties under the Companies Act 2006, we have compiled the financial statements of the company which comprise the Profit and Loss Account, Balance Sheet and the related notes from the accounting records and information and explanations you have given to us.

This report is made to the Company's Director, in accordance with the terms of our engagement. Our work has been undertaken so that we might compile the financial statements that we have been engaged to compile, report to the Company's Director that we have done so, and state those matters that we have agreed to state to him in this report and for no other purpose. To the fullest extent permitted by law, we do not accept or assume responsibility to anyone other than the Company and the Company's Director, for our work or for this report.

We have carried out this engagement in accordance with technical guidance issued by the Institute of Chartered Accountants in England and Wales and have complied with the ethical guidance laid down by the Institute relating to members undertaking the compilation of financial statements.

You have acknowledged on the balance sheet as at 30 April 2012 your duty to ensure that the company has kept adequate accounting records and to prepare financial statements that give a true and fair view under the Companies Act 2006. You consider that the company is exempt from the statutory requirement for an audit for the year.

We have not been instructed to carry out an audit of the financial statements. For this reason, we have not verified the accuracy or completeness of the accounting records or information and explanations you have given to us and we do not, therefore, express any opinion on the financial statements.

Chartered Accountants

23 April 2015

b 15/03931/FUL CD:343117

# PROFIT AND LOSS ACCOUNT

# YEAR ENDED 30 APRIL 2012

TURNOVER	Note	2012 £ 1,197,146	2011 £ 1,661,407
Cost of sales		986,153	1,526,870
GROSS PROFIT		210,993	134,537
Administrative expenses Other operating income		139,093 (264)	408,315 (1,818)
OPERATING PROFIT/(LOSS)	2	72,164	(271,960)
Interest receivable Interest payable and similar charges		(12,085)	(20,418)
PROFIT/(LOSS) ON ORDINARY ACTIVITIES BEFORE TAXATION		60,080	(292,377)
Tax on profit/(loss) on ordinary activities		-	_
PROFIT/(LOSS) FOR THE FINANCIAL YEAR		60,080	(292,377)

The notes on pages 5 to 8 form part of these financial statements.

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HEM 03 15/03931/FUL CD.9491/J

### BALANCE SHEET

### 30 APRIL 2012

		2012		2011	
	Note	£	£	£	
FIXED ASSETS					
Tangible assets	3		-	48,176	
CURRENT ASSETS			·==		
Stocks		6,450		6,450	
Debtors	4	240,033		312,840	
Cash at bank and in hand		8,389		36,146	
		254,872		355,436	
CREDITORS: Amounts falling due within one					
year	5	317,383		526,203	
NET CURRENT LIABILITIES			(62,511)	(170,767)	
TOTAL ASSETS LESS CURRENT LIABILITIE	S		(62,511)	(122,591)	
CAPITAL AND RESERVES			-		
Called-up equity share capital	7		10	10	
Profit and loss account	8		(62,521)	(122,601)	
DEFICIT			(62,511)	(122,591)	

For the year ended 30 April 2012 the company was entitled to exemption from audit under section 477 of the Companies Act 2006 relating to small companies.

## Director's responsibilities:

- The members have not required the company to obtain an audit of its accounts for the year in question in accordance with section 476; and
- The director acknowledges his responsibilities for complying with the requirements of the Act with respect to accounting records and the preparation of accounts.

These accounts have been prepared in accordance with the provisions applicable to companies subject to the small companies regime and with the Financial Reporting Standard for Smaller Entities (effective April 2008).

These accounts were approved and signed by the director and authorised for issue on 23 April 2015.

E P Gilder Director

Company Registration Number: 04153285

The notes on pages 5 to 8 form part of these financial statements.

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HEM 03 15/03/93/ FUL CD. 949/12.

### NOTES TO THE FINANCIAL STATEMENTS

### YEAR ENDED 30 APRIL 2012

### 1. ACCOUNTING POLICIES

## Basis of accounting

The financial statements have been prepared under the historical cost convention, and in accordance with the Financial Reporting Standard for Smaller Entities (effective April 2008).

### Turnover

The turnover shown in the profit and loss account represents amounts invoiced during the year, exclusive of Value Added Tax.

### Fixed assets

All fixed assets are initially recorded at cost.

### Depreciation

Depreciation is calculated so as to write off the cost of an asset, less its estimated residual value, over the useful economic life of that asset as follows:

Buildings Plant & Machinery Office Equipment,Fixtures & Fittings Motor Vehicles Commercial Vehicles

- 10% per annum reducing balance
- 15% per annum reducing balance
  - 15% & 40% per annum reducing balance
- 25% per annum reducing balance
- 15% & 10% per annum reducing balance

### Stocks

Stocks are valued at the lower of cost and net realisable value, after making due allowance for obsolete and slow moving items.

# Hire purchase agreements

Assets held under hire purchase agreements are capitalised and disclosed under tangible fixed assets at their fair value. The capital element of the future payments is treated as a liability and the interest is charged to the profit and loss account on a straight line basis.

# Finance lease agreements

Where the company enters into a lease which entails taking substantially all the risks and rewards of ownership of an asset, the lease is treated as a finance lease. The asset is recorded in the balance sheet as a tangible fixed asset and is depreciated in accordance with the above depreciation policies. Future instalments under such leases, net of finance charges, are included within creditors. Rentals payable are apportioned between the finance element, which is charged to the profit and loss account on a straight line basis, and the capital element which reduces the outstanding obligation for future instalments.

HEM 03 15/03931/FUL CD 0491/J

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## NOTES TO THE FINANCIAL STATEMENTS

## YEAR ENDED 30 APRIL 2012

## 1. ACCOUNTING POLICIES (continued)

### Operating lease agreements

Rentals applicable to operating leases where substantially all of the benefits and risks of ownership remain with the lessor are charged against profits on a straight line basis over the period of the lease.

### Foreign currencies

Assets and liabilities in foreign currencies are translated into sterling at the rates of exchange ruling at the balance sheet date. Transactions in foreign currencies are translated into sterling at the rate of exchange ruling at the date of the transaction. Exchange differences are taken into account in arriving at the operating profit.

# 2. OPERATING PROFIT/(LOSS)

Operating profit/(loss) is stated after charging:

	2012	2011
	£	£
	14,526	37,336
Depreciation of owned fixed assets	_	7,998
Loss on disposal of fixed assets	_	149,725
Net loss on foreign currency translation	5,779	3,069
		-



15/03931/FUL CD.03/431/5.

# NOTES TO THE FINANCIAL STATEMENTS

# YEAR ENDED 30 APRIL 2012

# 3. TANGIBLE FIXED ASSETS

				Office Equipment, Fixtures &	Motor C	Commercia	
		Buildings	Machinery	Fittings	Vehicles	1 Vehicles	Total
		£	£	£	£	£	£
	COST						
	At 1 May 2011	50,737	9,422	4,456	15,500	-	80,115
	Additions	-	550	_	7,018	123,869	131,437
	Disposals	(50,737)	(9,972)	(4,456)	(22,518)	(123,869)	(211,552)
	At 30 Apr 2012						
	DEPRECIATION						
	At 1 May 2011	18,034	3,557	2,860	7,488	_	31,939
	On disposals	(18,034)	(3,557)	(2,860)	(7,488)	_	(31,939)
	At 30 Apr 2012						
	NET BOOK VALU	UE					
	At 30 Apr 2012	-	_	-	_	_	_
	At 30 Apr 2011	32,703	5,865	1,596	8,012	=	48,176
4.	DEBTORS					,	
						2012	2011
						£	£
	Trade debtors					40,139	254,151
	Amounts owed by g	group underta	akings			183,839	23,652
	Od. III.					4,411	25.027
	Other debtors					11,644	35,037
						240,033	312,840

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HEM 03 15/03931/FUL CD. 3431/J

## NOTES TO THE FINANCIAL STATEMENTS

## YEAR ENDED 30 APRIL 2012

## 5. CREDITORS: Amounts falling due within one year

	2012	2011
	£	£
Bank loans and overdrafts	23,280	38,496
Trade creditors	147,879	328,262
Amounts owed to undertakings in which		
the company has a participating interest	38,901	-
Other taxation and social security	93,801	134,378
Other creditors	13,522	25,067
	317,383	526,203

### 6. RELATED PARTY TRANSACTIONS

The company was under the control of Mr E P Gilder throughout the current and previous year.

During the year the company sold its commercial vehicle fleet for £204,598, net of the hire purchase liability, to Edward Gilder BV, a company registered in Holland. Edward Gilder BV hired these vehicles to Edward Gilder and Son Limited for £120,945 for the year and also charged £60,000 consultancy resulting in a debtor in the books of Edward Gilder and Son Limited at the year end of £23,653.

## 7. SHARE CAPITAL

# Authorised share capital:

	1,000 Ordinary shares of £1 each			2012 £ 1,000	2011 £ 1,000	
	Allotted, called up and fully paid:					
	-7	2012		2011	2011	
		No	£	No	£	
	Ordinary shares of £1 each	10		10	10	
8.	PROFIT AND LOSS ACCOUNT					
				2012	2011	
				£	£	
	Balance brought forward			(122,601)	169,776	
	Profit/(loss) for the financial year			60,080	(292,377)	
	Balance carried forward			(62,521)	(122,601)	

HEM 03 15/03931/FUL

# EDWARD GILDER & CO LIMITED MANAGEMENT INFORMATION YEAR ENDED 30 APRIL 2012

The following pages do not form part of the statutory financial statements.

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15/03931/FUL CD.9491/J.

# DETAILED PROFIT AND LOSS ACCOUNT

# YEAR ENDED 30 APRIL 2012

	2012		2011	
TURNOVER	£	£ 1,197,146	£ 1,661,407	
COST OF SALES				
Opening stock - raw materials	6,450		6,450	
Purchases	705,285		1,050,499	
Vehicle hire	6,338		138,304	
Insurance	14,100		18,621	
	69,123		216,883	
	17,270		-	
	8,206		18,510	
Subcontractors	165,831		84,053	
	992,603		1,533,320	
Closing stock - raw materials	(6,450)		(6,450)	
	-	986,153	1,526,870	
GROSS PROFIT		210,993	134,537	
OVERHEADS				
Administrative expenses		139,093	408,315	
		71,900	(273,778)	
OTHER OPERATING INCOME				
Other operating income		264	1,818	
OPERATING PROFIT/(LOSS)		72,164	(271,960)	
Bank interest received		1	1	
		72,165	(271,959)	
Interest payable		(12,085)	(20,418)	
PROFIT/(LOSS) ON ORDINARY ACTIVITIES		60,080	(292,377)	

Hem 03 15/03931/FOL CD.034931/J.

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# NOTES TO THE DETAILED PROFIT AND LOSS ACCOUNT

# YEAR ENDED 30 APRIL 2012

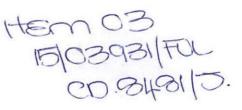
	2012		2011
A TON OFFICE OF A STREET PROPERTY OF STREET	£	£	£
ADMINISTRATIVE EXPENSES			
Personnel costs	14.500		27.226
	14,526		37,336
	727 25,842		2,696 41,703
			3,891
	2,246		3,891
₩.		43,341	85,626
Establishment expenses			
Rates and water	6,205		4,665
Light and heat	1,048		4,120
Insurance	4,507		30,538
Repairs and maintenance (allowable)	368		_
		12,128	39,323
		12,120	
General expenses			
Motor expenses	1,315		1,133
Travel and subsistence	1,188		1,077
Telephone	5,888		7,111
Rent	3,085		16,490
Hire of equipment	344		1,293
Repairs and maintenance	-		2,257
Printing and stationery	<del>-</del>		1,031
Postage	2,210		625
Computer software and maintenance	98		-
Staff welfare and recruitment	5,321		1,162
Sundry expenses	2,103		195
Cleaning	178		525
Subscriptions and donations	1,109		1,425
Advertising	2,028		2,636
Entertaining	160		308
Legal and professional fees	2,963		1,969
Bookkeeping services	8,599		17,434
Consultancy	36,000		60,000
Accountancy fees	2,250		2,455
Depreciation of other assets	-		7,998
Loss on disposal of fixed assets			149,725
		74,839	276,849

Carried forward

130,308

401,798



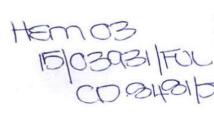


# NOTES TO THE DETAILED PROFIT AND LOSS ACCOUNT

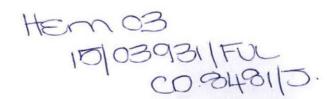
# YEAR ENDED 30 APRIL 2012

	2012		2011
ADMINISTRATIVE EXPENSES (continued)	£	£	£
Brought forward		130,308	401,798
Financial costs Bad debts Credit card charges Bank charges Foreign currency gains/losses	830 (1,034) 3,210 5,779	8,785 139,093	(2,198) 2,208 3,438 3,069 6,517 408,315
INTEREST RECEIVABLE Bank interest received		_1	1
INTEREST PAYABLE Bank interest payable Hire purchase and finance lease charges		1 12,084	71 20,347
		12,085	20,418





# EDWARD GILDER & CO LIMITED UNAUDITED FINANCIAL STATEMENTS 30 APRIL 2013





# FINANCIAL STATEMENTS

# YEAR ENDED 30 APRIL 2013

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15/03931/FUL CD.8431/7.

## DIRECTOR'S REPORT

# YEAR ENDED 30 APRIL 2013

The director presents his report and the unaudited financial statements of the company for the year ended 30 April 2013.

## PRINCIPAL ACTIVITIES

The principal activity of the company during the year was that of international haulage contractors.

# THE DIRECTOR AND HIS INTERESTS IN THE SHARES OF THE COMPANY

The director who served the company during the year together with his beneficial interests in the shares of the company was as follows:

Ordinary Shares of £1 each

At At 30 April 2013 1 May 2012

E P Gilder

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# SMALL COMPANY PROVISIONS

This report has been prepared in accordance with the provisions applicable to companies entitled to the small companies exemption.

Signed by order of the director

J Paul Company Secretary

Approved by the director on 23 April 2015

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HEM 03 15/03931/FUL CD.04/31/J.

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# CHARTERED ACCOUNTANTS' REPORT TO THE DIRECTOR ON THE UNAUDITED ACCOUNTS OF EDWARD GILDER & CO LIMITED

### YEAR ENDED 30 APRIL 2013

In accordance with our terms of engagement, and in order to assist you to fulfil your duties under the Companies Act 2006, we have compiled the financial statements of the company which comprise the Profit and Loss Account, Balance Sheet and the related notes from the accounting records and information and explanations you have given to us.

This report is made to the Company's Director, in accordance with the terms of our engagement. Our work has been undertaken so that we might compile the financial statements that we have been engaged to compile, report to the Company's Director that we have done so, and state those matters that we have agreed to state to him in this report and for no other purpose. To the fullest extent permitted by law, we do not accept or assume responsibility to anyone other than the Company and the Company's Director, for our work or for this report.

We have carried out this engagement in accordance with technical guidance issued by the Institute of Chartered Accountants in England and Wales and have complied with the ethical guidance laid down by the Institute relating to members undertaking the compilation of financial statements.

You have acknowledged on the balance sheet as at 30 April 2013 your duty to ensure that the company has kept adequate accounting records and to prepare financial statements that give a true and fair view under the Companies Act 2006. You consider that the company is exempt from the statutory requirement for an audit for the year.

We have not been instructed to carry out an audit of the financial statements. For this reason, we have not verified the accuracy or completeness of the accounting records or information and explanations you have given to us and we do not, therefore, express any opinion on the financial statements.

Chartered Accountants

23 April 2015

HEM 03 15/03931/FUL CD.9491/J.

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# PROFIT AND LOSS ACCOUNT

# YEAR ENDED 30 APRIL 2013

TURNOVER	Note	2013 £ 485,000	2012 £ 1,197,146
Cost of sales		407,401	986,153
GROSS PROFIT		77,599	210,993
Administrative expenses Other operating income		32,956 (2,265)	139,093 (264)
OPERATING PROFIT	2	46,908	72,164
Interest receivable Interest payable and similar charges		_ (14)	1 (12,085)
PROFIT ON ORDINARY ACTIVITIES BEFORE TAXATION	ſ	46,894	60,080
Tax on profit on ordinary activities		_	-
PROFIT FOR THE FINANCIAL YEAR		46,894	60,080

The notes on pages 5 to 7 form part of these financial statements.

HEM 03 15/03931/FUL CD. 9491/7

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# **BALANCE SHEET**

## 30 APRIL 2013

		2013		2012
	Note	£	£	£
CURRENT ASSETS				
Stocks		6,450		6,450
Debtors	3	449,018		240,033
Cash at bank and in hand		7,490		8,389
		462,958		254,872
CREDITORS: Amounts falling due within one				
year	4	478,575		317,383
NET CURRENT LIABILITIES			(15,617)	(62,511)
TOTAL ASSETS LESS CURRENT LIABILITIES			(15,617)	(62,511)
CAPITAL AND RESERVES				
Called-up equity share capital	6		10	10
Profit and loss account	7		(15,627)	(62,521)
DEFICIT			(15,617)	(62,511)

For the year ended 30 April 2013 the company was entitled to exemption from audit under section 477 of the Companies Act 2006 relating to small companies.

# Director's responsibilities:

- The members have not required the company to obtain an audit of its accounts for the year in question in accordance with section 476; and
- The director acknowledges his responsibilities for complying with the requirements of the Act with respect to accounting records and the preparation of accounts.

These accounts have been prepared in accordance with the provisions applicable to companies subject to the small companies regime and with the Financial Reporting Standard for Smaller Entities (effective April 2008).

These accounts were approved and signed by the director and authorised for issue on 23 April 2015.

E P Gilder Director

Company Registration Number: 04153285

The notes on pages 5 to 7 form part of these financial statements.

HEM 03.

#### NOTES TO THE FINANCIAL STATEMENTS

#### YEAR ENDED 30 APRIL 2013

#### 1. ACCOUNTING POLICIES

#### Basis of accounting

The financial statements have been prepared under the historical cost convention, and in accordance with the Financial Reporting Standard for Smaller Entities (effective April 2008).

#### Turnover

The turnover shown in the profit and loss account represents amounts invoiced during the year, exclusive of Value Added Tax.

#### Fixed assets

All fixed assets are initially recorded at cost.

#### Stocks

Stocks are valued at the lower of cost and net realisable value, after making due allowance for obsolete and slow moving items.

#### Hire purchase agreements

Assets held under hire purchase agreements are capitalised and disclosed under tangible fixed assets at their fair value. The capital element of the future payments is treated as a liability and the interest is charged to the profit and loss account on a straight line basis.

#### Finance lease agreements

Where the company enters into a lease which entails taking substantially all the risks and rewards of ownership of an asset, the lease is treated as a finance lease. The asset is recorded in the balance sheet as a tangible fixed asset and is depreciated in accordance with the above depreciation policies. Future instalments under such leases, net of finance charges, are included within creditors. Rentals payable are apportioned between the finance element, which is charged to the profit and loss account on a straight line basis, and the capital element which reduces the outstanding obligation for future instalments.

#### Operating lease agreements

Rentals applicable to operating leases where substantially all of the benefits and risks of ownership remain with the lessor are charged against profits on a straight line basis over the period of the lease.

#### Foreign currencies

Assets and liabilities in foreign currencies are translated into sterling at the rates of exchange ruling at the balance sheet date. Transactions in foreign currencies are translated into sterling at the rate of exchange ruling at the date of the transaction. Exchange differences are taken into account in arriving at the operating profit.

Hem 03 15/03931/FU

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#### NOTES TO THE FINANCIAL STATEMENTS

#### YEAR ENDED 30 APRIL 2013

#### 2. OPERATING PROFIT

Operating profit is stated after charging:

		2013 £	2012 £
	Net loss on foreign currency translation	5	14,526 5,779
	Net loss on foreign currency translation		3,779
3.	DEBTORS		
		2013	2012
		£	£
	Trade debtors	183,609	40,139
	Amounts owed by group undertakings	263,085	183,839
		2,324	4,411
	Other debtors	-	11,644
		449,018	240,033
4.	CREDITORS: Amounts falling due within one year		
		2013	2012
		£	£
	Overdrafts	_	23,280
	Trade creditors	161,279	147,879
	Amounts owed to group undertakings and undertakings in which the company		
	has a participating interest	176,549	38,901
	Other taxation and social security	128,921	93,801
	Other creditors	11,826	13,522
		478,575	317,383

#### 5. RELATED PARTY TRANSACTIONS

The company was under the control of Mr E P Gilder throughout the current and previous year.

During the year the company sold its commercial vehicle fleet for £204,598, net of the hire purchase liability, to Edward Gilder BV, a company registered in Holland. Edward Gilder BV hired these vehicles to Edward Gilder and Son Limited for £120,945 for the year and also charged £60,000 consultancy resulting in a debtor in the books of Edward Gilder and Son Limited at the year end of £23,653.

HEM 03. 15/03931/FUL CD. 9491/J

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# NOTES TO THE FINANCIAL STATEMENTS

## YEAR ENDED 30 APRIL 2013

#### 6. SHARE CAPITAL

Authorised share capital:

	1,000 Ordinary shares of £1 each			2013 £ 1,000	2012 £ 1,000
	Allotted, called up and fully paid:				
		2013		2012	
		No	£	No	£
	Ordinary shares of £1 each	10		10	
7.	PROFIT AND LOSS ACCOUNT				
				2013	2012
				£	£
	Balance brought forward			(62,521)	(122,601)
	Profit for the financial year			46,894	60,080
	Balance carried forward			(15,627)	(62,521)
				-	

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15/03931/FUL (0.8491/)

# EDWARD GILDER & CO LIMITED MANAGEMENT INFORMATION YEAR ENDED 30 APRIL 2013

The following pages do not form part of the statutory financial statements.

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Hem 03 15/03931/FUL C.O. 8491/2

# DETAILED PROFIT AND LOSS ACCOUNT

# YEAR ENDED 30 APRIL 2013

TURNOVER	2013 £	£ 485,000	2012 £ 1,197,146
COST OF SALES			
Opening stock - raw materials	-		6,450
Purchases	-		705,285
Vehicle hire	_		6,338 14,100
Insurance	-		69,123
	_		17,270
	_		8,206
Subcontractors 407	7,401		165,831
	7,401		992,603
Closing stock - raw materials	_		(6,450)
		407,401	986,153
GROSS PROFIT		77,599	210,993
OVERHEADS			
Administrative expenses		32,956	139,093
		44,643	71,900
OTHER OPERATING INCOME			261
Other operating income		2,265	264
OPERATING PROFIT		46,908	72,164
Bank interest received		-	1
		46,908	72,165
Interest payable		(14)	(12,085)
PROFIT ON ORDINARY ACTIVITIES		46,894	60,080

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HEM 03 15/03931/FUL CD. 8491/J

#### NOTES TO THE DETAILED PROFIT AND LOSS ACCOUNT

#### YEAR ENDED 30 APRIL 2013

	2013		2012
ADMINISTRATIVE EVDENCES	£	£	£
ADMINISTRATIVE EXPENSES			
Personnel costs			14,526
			727
	=		25,842
	_		2,246
		_	43,341
Establishment expenses			
Rates and water	_		6,205
Light and heat	-		1,048
Insurance	_		4,507
Repairs and maintenance (allowable)	_		368
			12 128
		_	12,128
General expenses			20.00
Motor expenses	_		1,315
Travel and subsistence	510		1,188
Telephone	_		5,888
Rent	_		3,085
Hire of equipment	-		344
Printing and stationery	50		_
Postage	_		2,210
Computer software and maintenance	_		98
Staff welfare and recruitment	_		5,321
Sundry expenses	-		2,103
Cleaning	_		178
Subscriptions and donations	-		1,109
Advertising	_		2,028
Entertaining	_		160
Legal and professional fees	930		2,963
Bookkeeping services	_		8,599
Consultancy	_		36,000
Accountancy fees	-		2,250
		1,490	74,839
Financial costs			
Bad debts	(525)		830
Loan write offs	31,628		-
Credit card charges	51,025		(1,034)
Bank charges	358		3,210
Foreign currency gains/losses	5		5,779
. O.		20.000	
		31,466	8,785
		32,956	139,093



HEM 03 15/03931/FUL CD9/1901

# NOTES TO THE DETAILED PROFIT AND LOSS ACCOUNT

#### YEAR ENDED 30 APRIL 2013

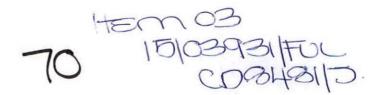
2013	2012
£	£
	-
_	1
1.4	1
14	10.004
	12,084
14	12,085
	£

- 11 -

69

Hem 03 15/03931/FU co 9491/5

# EDWARD GILDER & CO LIMITED UNAUDITED FINANCIAL STATEMENTS 30 APRIL 2014



# FINANCIAL STATEMENTS

#### YEAR ENDED 30 APRIL 2014

CONTENTS PA	AGE
Director's report	1
Chartered accountants' report to the director	2
Profit and loss account	3
Balance sheet	4
Notes to the financial statements	5
The following pages do not form part of the financial statements	
Detailed profit and loss account	10
Notes to the detailed profit and loss account	11



#### DIRECTOR'S REPORT

#### YEAR ENDED 30 APRIL 2014

The director presents his report and the unaudited financial statements of the company for the year ended 30 April 2014.

#### PRINCIPAL ACTIVITIES

The principal activity of the company during the year was that of international haulage contractors.

#### THE DIRECTOR AND HIS INTERESTS IN THE SHARES OF THE COMPANY

The director who served the company during the year together with his beneficial interests in the shares of the company was as follows:

E P Gilder

#### SMALL COMPANY PROVISIONS

This report has been prepared in accordance with the provisions applicable to companies entitled to the small companies exemption.

Signed by order of the director

J Paul Company Secretary

Approved by the director on 23 April 2015

HEM 03 15/03931/FUL CD. 949/15

-1.

72

# CHARTERED ACCOUNTANTS' REPORT TO THE DIRECTOR ON THE UNAUDITED ACCOUNTS OF EDWARD GILDER & CO LIMITED

#### YEAR ENDED 30 APRIL 2014

In accordance with our terms of engagement, and in order to assist you to fulfil your duties under the Companies Act 2006, we have compiled the financial statements of the company which comprise the Profit and Loss Account, Balance Sheet and the related notes from the accounting records and information and explanations you have given to us.

This report is made to the Company's Director, in accordance with the terms of our engagement. Our work has been undertaken so that we might compile the financial statements that we have been engaged to compile, report to the Company's Director that we have done so, and state those matters that we have agreed to state to him in this report and for no other purpose. To the fullest extent permitted by law, we do not accept or assume responsibility to anyone other than the Company and the Company's Director, for our work or for this report.

We have carried out this engagement in accordance with technical guidance issued by the Institute of Chartered Accountants in England and Wales and have complied with the ethical guidance laid down by the Institute relating to members undertaking the compilation of financial statements.

You have acknowledged on the balance sheet as at 30 April 2014 your duty to ensure that the company has kept adequate accounting records and to prepare financial statements that give a true and fair view under the Companies Act 2006. You consider that the company is exempt from the statutory requirement for an audit for the year.

We have not been instructed to carry out an audit of the financial statements. For this reason, we have not verified the accuracy or completeness of the accounting records or information and explanations you have given to us and we do not, therefore, express any opinion on the financial statements.

Chartered Accountants

23 April 2015

Hem 03 15/03931/FUL CD:9431/J

- 2 -

73

#### PROFIT AND LOSS ACCOUNT

#### YEAR ENDED 30 APRIL 2014

TURNOVER	Note	2014 £ 490,375	2013 £ 485,000
Cost of sales		424,200	407,401
GROSS PROFIT		66,175	77,599
Administrative expenses Other operating income		14,438	32,956 (2,265)
OPERATING PROFIT	2	51,737	46,908
Interest payable and similar charges		-	14
PROFIT ON ORDINARY ACTIVITIES BEFORE TAXATION	ſ	51,737	46,894
Tax on profit on ordinary activities		-	_
PROFIT FOR THE FINANCIAL YEAR		51,737	46,894

The notes on pages 5 to 8 form part of these financial statements.

74

Hem 03 15/03921/FUL CD. 3491/J

#### **BALANCE SHEET**

#### 30 APRIL 2014

	2014		2013	
	Note	£	£	£
FIXED ASSETS				
Tangible assets	3		90,981	_
CURRENT ASSETS				
Stocks		6,450		6,450
Debtors	4	354,600		449,018
Cash at bank		6,629		7,490
		367,679		462,958
CREDITORS: Amounts falling due within one				
year	5	422,540		478,575
NET CURRENT LIABILITIES			(54,861)	(15,617)
TOTAL ASSETS LESS CURRENT LIABILITIE	S		36,120	(15,617)
CAPITAL AND RESERVES				
Called-up equity share capital	7		10	10
Profit and loss account	8		36,110	(15,627)
SHAREHOLDERS' FUNDS/(DEFICIT)			36,120	(15,617)

For the year ended 30 April 2014 the company was entitled to exemption from audit under section 477 of the Companies Act 2006 relating to small companies.

#### Director's responsibilities:

- The members have not required the company to obtain an audit of its accounts for the year in question in accordance with section 476; and
- The director acknowledges his responsibilities for complying with the requirements of the Act with respect to accounting records and the preparation of accounts.

These accounts have been prepared in accordance with the provisions applicable to companies subject to the small companies regime and with the Financial Reporting Standard for Smaller Entities (effective April 2008).

These accounts were approved and signed by the director and authorised for issue on 23 April 2015.

E P Gilder Director

Company Registration Number: 04153285

The notes on pages 5 to 8 form part of these financial statements.

HEM 03 15/03031/FUL CD.90491/J

-4-

#### NOTES TO THE FINANCIAL STATEMENTS

#### YEAR ENDED 30 APRIL 2014

#### 1. ACCOUNTING POLICIES

#### Basis of accounting

The financial statements have been prepared under the historical cost convention, and in accordance with the Financial Reporting Standard for Smaller Entities (effective April 2008).

#### Turnover

The turnover shown in the profit and loss account represents amounts invoiced during the year, exclusive of Value Added Tax.

#### Fixed assets

All fixed assets are initially recorded at cost.

#### Depreciation

Depreciation is calculated so as to write off the cost of an asset, less its estimated residual value, over the useful economic life of that asset as follows:

Commercial Vehicles

15% & 10% per annum reducing balance

#### Stocks

Stocks are valued at the lower of cost and net realisable value, after making due allowance for obsolete and slow moving items.

#### Hire purchase agreements

Assets held under hire purchase agreements are capitalised and disclosed under tangible fixed assets at their fair value. The capital element of the future payments is treated as a liability and the interest is charged to the profit and loss account on a straight line basis.

#### Finance lease agreements

Where the company enters into a lease which entails taking substantially all the risks and rewards of ownership of an asset, the lease is treated as a finance lease. The asset is recorded in the balance sheet as a tangible fixed asset and is depreciated in accordance with the above depreciation policies. Future instalments under such leases, net of finance charges, are included within creditors. Rentals payable are apportioned between the finance element, which is charged to the profit and loss account on a straight line basis, and the capital element which reduces the outstanding obligation for future instalments.

#### Operating lease agreements

Rentals applicable to operating leases where substantially all of the benefits and risks of ownership remain with the lessor are charged against profits on a straight line basis over the period of the lease.

Item (

#### NOTES TO THE FINANCIAL STATEMENTS

#### YEAR ENDED 30 APRIL 2014

#### 1. ACCOUNTING POLICIES (continued)

#### Foreign currencies

Assets and liabilities in foreign currencies are translated into sterling at the rates of exchange ruling at the balance sheet date. Transactions in foreign currencies are translated into sterling at the rate of exchange ruling at the date of the transaction. Exchange differences are taken into account in arriving at the operating profit.

#### 2. OPERATING PROFIT

Operating profit is stated after charging:

	2014	2013
	£	£
Director's remuneration	-	
Depreciation of owned fixed assets	14,464	_
Net loss on foreign currency translation	-	5
		-

#### 3. TANGIBLE FIXED ASSETS

	Buildings £
COST Additions	105,445
Additions	
At 30 April 2014	105,445
DEPRECIATION	
Charge for the year	14,464
At 30 April 2014	14,464
NET BOOK VALUE	
At 30 April 2014	90,981
At 30 April 2013	

## Finance leases and similar agreements

Included within the net book value of £90,981 is £Nil (2013 - £Nil) relating to assets held under finance leases and similar agreements. The depreciation charged to the financial statements in the year in respect of such assets amounted to £Nil (2013 - £Nil).

HEM 03

- 6 -

77

#### NOTES TO THE FINANCIAL STATEMENTS

#### YEAR ENDED 30 APRIL 2014

#### 4. DEBTORS

		2014 £	2013 £
	Trade debtors	183,609	183,609
	Amounts owed by group undertakings	168,667	263,085
		2,324	2,324
		354,600	449,018
5.	CREDITORS: Amounts falling due within one year		
		2014	2013
		£	£
	Trade creditors	161,278	161,279
	Amounts owed to group undertakings	91,517	176,549
	Other taxation and social security	128,991	128,921
	Finance leases and similar agreements	28,928	-
	Other creditors	11,826	11,826
	*	422,540	478,575

#### 6. RELATED PARTY TRANSACTIONS

The company was under the control of Mr E P Gilder throughout the current and previous year.

During the year the company sold its commercial vehicle fleet for £204,598, net of the hire purchase liability, to Edward Gilder BV, a company registered in Holland. Edward Gilder BV hired these vehicles to Edward Gilder and Son Limited for £120,945 for the year and also charged £60,000 consultancy resulting in a debtor in the books of Edward Gilder and Son Limited at the year end of £23,653.

#### 7. SHARE CAPITAL

#### Authorised share capital:

1,000 Ordinary shares of £1 each			2014 £ 1,000	2013 £ 1,000
Allotted, called up and fully paid:				
	2014		2013	
	No	£	No	£
Ordinary shares of £1 each	10	10	10	10



Hem 03 15/03931/FUL CD.04/81/5

# NOTES TO THE FINANCIAL STATEMENTS

#### YEAR ENDED 30 APRIL 2014

#### 8. PROFIT AND LOSS ACCOUNT

	2014	2013
	£	£
Balance brought forward	(15,627)	(62,521)
Profit for the financial year	51,737	46,894
Balance carried forward	36,110	(15,627)

10/030 HEM CE

# EDWARD GILDER & CO LIMITED MANAGEMENT INFORMATION YEAR ENDED 30 APRIL 2014

The following pages do not form part of the statutory financial statements.

- 9 -



HEM 03 15/0393/FUL COB481/5.

# DETAILED PROFIT AND LOSS ACCOUNT

#### YEAR ENDED 30 APRIL 2014

	2014 £	2013 £
TURNOVER	490,375	485,000
COST OF SALES		
Subcontractors	424,200	407,401
GROSS PROFIT	66,175	77,599
OVERHEADS		
Administrative expenses	14,438	32,956
	51,737	44,643
OTHER OPERATING INCOME		
Other operating income		2,265
OPERATING PROFIT	51,737	46,908
Bank interest payable		(14)
PROFIT ON ORDINARY ACTIVITIES	51,737	46,894

- 10 -

81

tem 03 15/03931/FCC CD.9491/D

# NOTES TO THE DETAILED PROFIT AND LOSS ACCOUNT

## YEAR ENDED 30 APRIL 2014

2014		2013
£	£	£
		510
_		50
_		930
14,464		_
	14,464	1,490
(26)		(525)
-		31,628
_		358
-		5
_	(26)	31,466
	14,438	32,956
	14,464	£ £

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82

HEM 03 15/03931/FOL CD.94431/J Dated ------August 03rd 2016-----

# STATUTORY DECLARATION OF GERARD HENRY CHARLES DE THAME

IN THE MATTER OF

THE OLD QUARRY, BROADWELL

93

HEM 03 15/03031/FOL. CD.0401/J I, Gerard Henry Charles de Thame do SOLEMNLY AND SINCERELY DECLARE as follows:

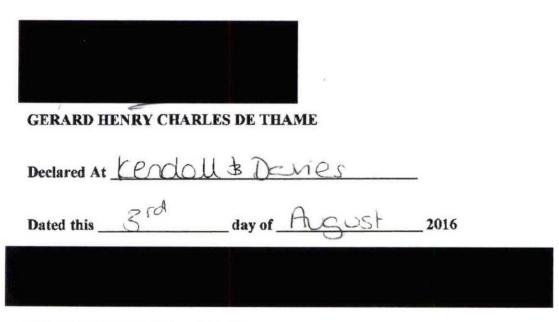
- I make this statutory declaration in the context of my continuing concern regarding the planning application reference number 15/03931/FUL which has been submitted by Edward Gilder & Co. to Cotswold District Council for development comprising a proposed permanent rural workers dwelling.
- 2) I am aware that national and local planning policy does not support the erection of a new dwelling in the open countryside unless justified by special circumstances. One such circumstance is the existence of an essential need for a rural worker to live permanently at or near their place of work in the countryside. (National Planning Policy Framework, 55). I am advised that this special circumstance is most typically relied upon by an applicant, where planning permission is sought for the erection of a dwelling to serve a farm or other enterprise involving the welfare and management of livestock.
- 3) I am advised that in the context of this policy framework the onus of proof that special circumstances exist to justify a new dwelling in the open countryside rests firmly with the applicant. To date I have been denied access to correspondence that has been submitted between the applicant and the Local Planning Authority which may or may not provide some form of justification. I am advised that planning authorities and the Inspectorate give weight to advice contained within Annexe to former Planning Policy Statement 7, which urges local planning authorities to be aware of potential abuses of the planning system.
- 4) As the owner of the adjoining property, Broadwell Manor, I am able to observe whether this site has been used for holding livestock since the application for retrospective planning permission has been submitted. I have taken photographs from my property during the period February 16th 2016 to May 13th 2016. These dated and timed photographs are displayed by me as **EXHIBIT GDT 1**. (25 pages)

84

15/03931/FUL CD. 9491/3

- 5) At no time have I observed any cattle being held at the site and at no time have I observed livestock being held at the site in any quantity. I estimate that at most the number of sheep would be in the order of 10 -12 head.
- 6) At most times when I have observed the premises no activity with livestock has been evident. The lack of activity - and the denial of access to documents which the applicant has submitted to the local planning authority - reinforces my belief that this application is not justified and is in fact an attempt to abuse the planning system.

AND I MAKE THIS SOLEMN DECLARATION CONSCIENTIOUSLY BELIEVING THE SAME TO BE TRUE AND BY VIRTUE OF THE STATUTORY DECLARATION ACT 1835.



Solicitor / Commissioner of Oaths

95

HEM 03 15/03931/FOL CD 8481/J

# THIS IS THE EXHIBIT GDT1 (25 pages)

# REFERRED TO IN THE STATUTORY DECLARATION OF

## GERARD HENRY CHARLES DE THAME

DATED THIS _	Wednesday August 03rd	DAY OF	2016
MADE BEFORE ME			

Solicitor / Commissioner for oaths

86

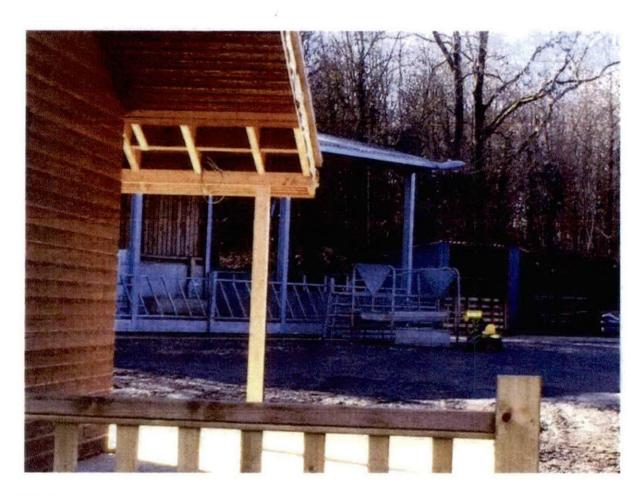
HEM 03 15/03931/FUL CD@491/5



Old Quarry 16/02/16 - 10.19am

Hem 03.

67



Old Quarry 18/02/16 - 10.45am

88

Hem 03 15/03931/FUL CD9491/5.



Old Quarry 19/02/16 - 02.57pm No livestock



HEM 03 15/03931/FUL CD.9481/5



Old Quarry 25/02/16 - 01.06pm







Old Quarry 14/03/16 - 02.26pm

M

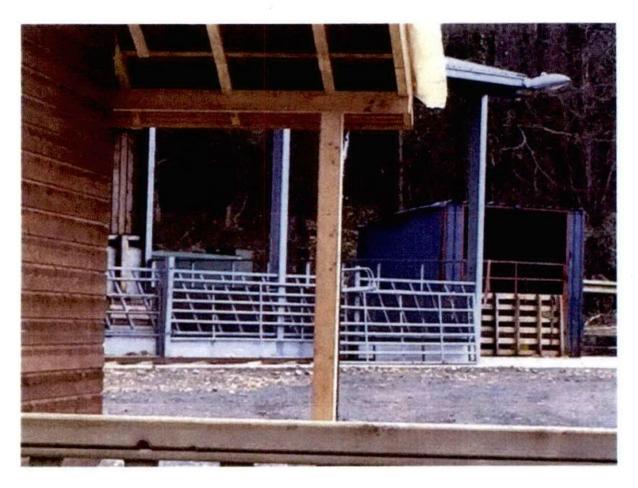
HEM 03 15/03931/FUL CD 03/91/5



Old Quarry 15/03/16 - 02.40pm

92

Hem 03 15/03931/Fil CD. 3491/J



Old Quarry 16/03/16 - 03.38pm

93

Hem 03 15/03931/FUL CD:8481/J



Old Quarry 17/03/16 - 12.42pm

No livestock

94

HEM 03 15/03931/FUL CD9431/J.



Old Quarry 18/03/16 - 10.51am

95

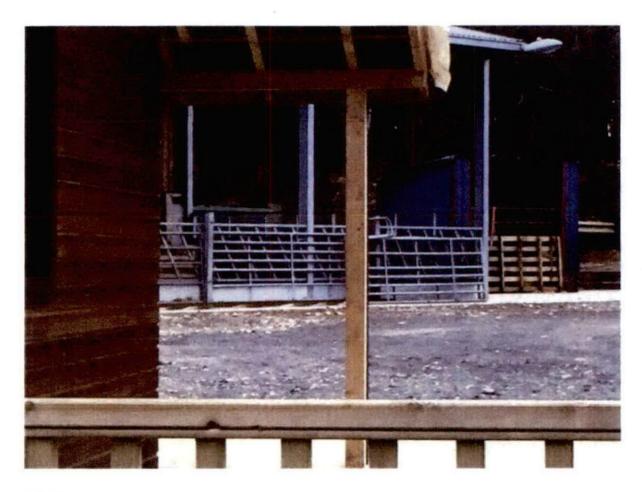
Hem 03 15/03931/FUL CD 3491/J.



Old Quarry 19/03/16 - 09.58am

96

Hem 03 15/03931/FUL CD 9431/J



Old Quarry 20/03/16 - 05.45pm

97

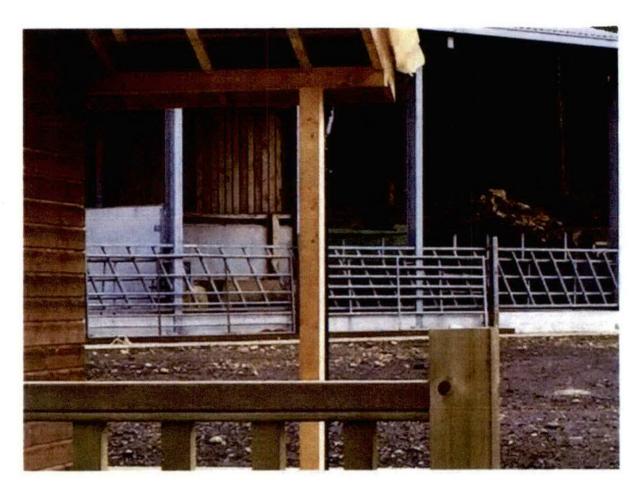
Hem 03 15/03/03/1/FUL CD 03/49/15.



Old Quarry 27/03/16 - 04.03pm



Hem 03. 15/03031/FUL CD9/401/J

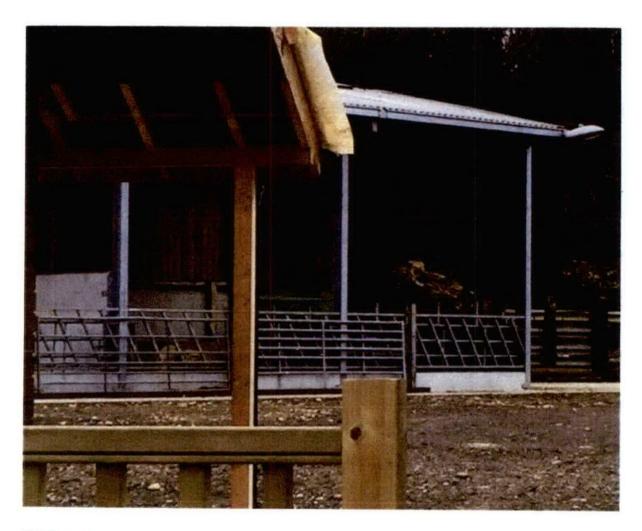


Old Quarry 31/03/16 - 02.39pm

2-3 sheep

99

Hem 03 15/03931/FUL CD 9491/J.



Old Quarry 01/04/16 - 01.14pm

2-3 sheep

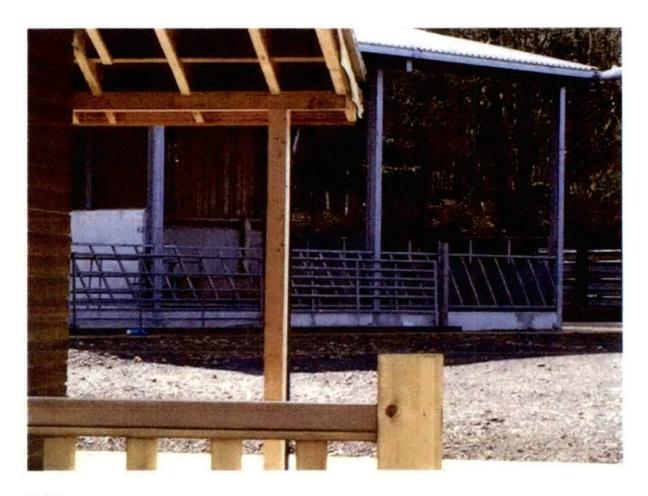


Hem 03 15/03031/FUL CD.03431/J.



Old Quarry 08/04/16 - 12.55pm

Hem 03 15/03/931/Fac CD.9/48/15.



Old Quarry 10/04/16 - 11.09am

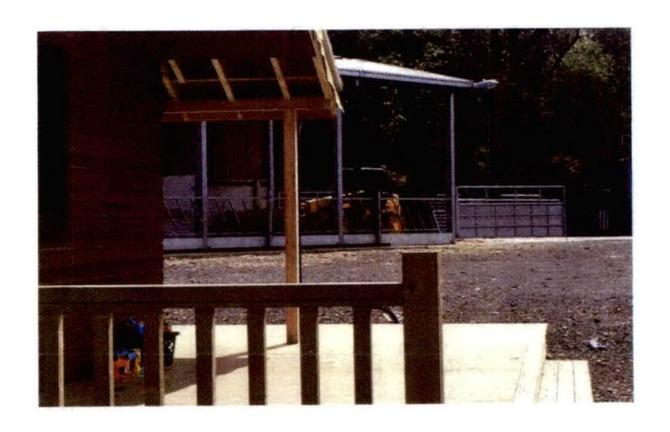
HEM 03 15/03931/FUL



Old Quarry 05/05/16 - 03.47pm

103

HEM 03. 15/03931/FUL CD. 3481/J.



Old Quarry 06/05/16 - 02.29pm

No livestock

104

Hem 03. 15/03931/FUL. CD.8491/J.



Old Quarry 07/05/16 - 01.43pm

105

HEM 03. 15/03/13/1/FUL CD9/1/3/1/5.



Old Quarry 08/05/16 - 19.51pm

No livestock

106

HEM 03 15/03931/FUL CO. 9491/J.



Old Quarry 09/05/16 - 10.36am

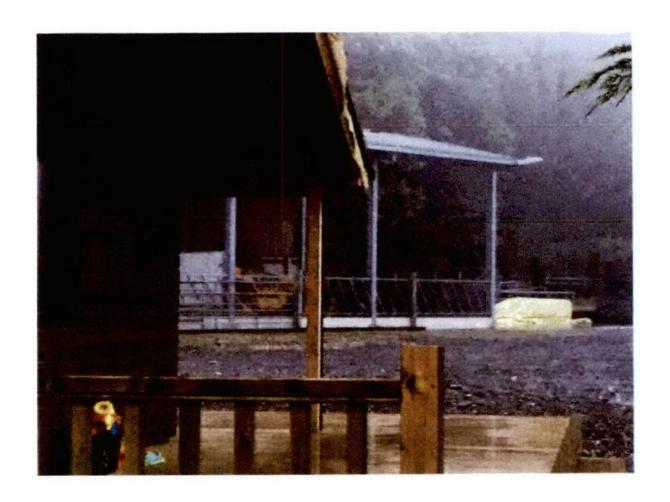
HEM 03. 15/03931/FUL 00/04/01/5.



Old Quarry 10/05/16 - 09.49am

103

Hem 03 15/03931/FUL C09431/5.

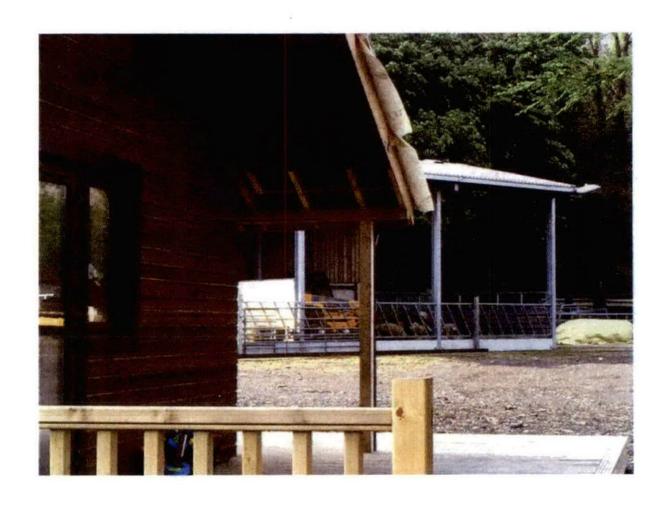


Old Quarry 11/05/16 - 05.53am

No livestock

100

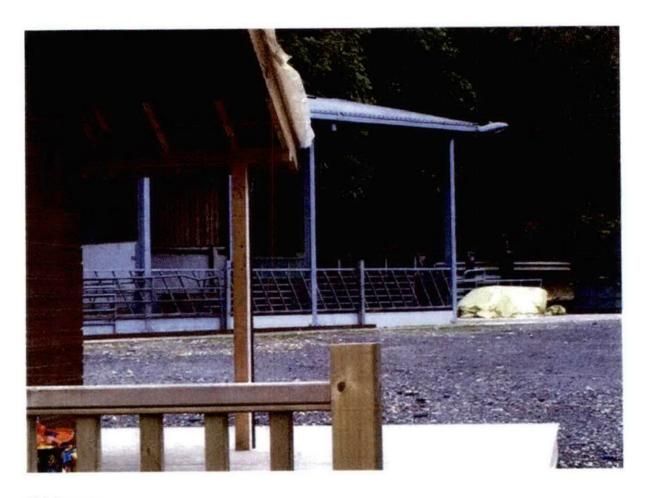
tem 03 15/03931/FUL CD.9491/J



Old Quarry 12/05/16 - 08.45am

8- 10 sheep





Old Quarry 13/05/16 - 09.01am

Hem 03 15/03931/FUL CD-9431/5



Our Ref: PJF/nss/PF/9548 (Please reply to Banbury office)

5th August 2016

Dear Councillor Hirst

TOWN AND COUNTRY PLANNING ACT 1990
PLANNING APPLICATION 15/03931/FUL
ERECTION OF A PERMANENT WORKERS DWELLING
THE OLD QUARRY BROADWELL

I act on behalf of Mr and Mrs G de Thame who are owners and occupiers of Broadwell Manor which adjoins the above site. I have made written submissions to your Authority regarding the lack of evidence available to the public so as to be able to scrutinise and comment upon the Applicant's claim that there are 'special circumstances' why he should be granted planning permission for a substantial dwelling in the open countryside and the AONB. These requests have been denied by your officers.

Oral comments will be made at the Committee regarding the principle of allowing this dwelling in an isolated open countryside location. It is submitted that there is not a 'functional' requirement for this isolated dwelling. As such the Applicant has not discharged the burden of proof that a dwelling should be permitted as an exception to national and local planning policy.

There is a second main issue which is the poor design of the dwelling. The fact the applicant has built the dwelling without planning permission is a risk he must bear. There is no justification for departing from national and local planning policies which require good design simply because an applicant has chosen to construct the dwelling he desires in advance of a determination of his planning application.

National planning policy and local plan policy (LR 42) emphasise properly the importance of good design for all developments which is an indivisible principle from good planning. The Applicant has chosen to construct a building which appears as described by your Officers as an 'Alpine chalet'. It would indeed be remarkable if such a form of building is to be considered as respecting the local context of the Cotswold AONB and the local vernacular for buildings in the open countryside within Cotswold District.

With respect to the comments made by your Officers in their report, such incongruous built form cannot be transformed into good design by the planting of a hedge and a different colouring to the external boarding. These works amount to no more than the placing of 'lipstick on the face of a gorilla'.

Planning permission for this building should be refused on the basis of its incongruous built form in its rural context, amounting to poor design. The Applicant should not be rewarded for undertaking authorised development and in effect placing your Authority in a position where poor design is accepted with superficial mitigation.

112

Oriel House, 42 North Bar, Banbury, Oxfordshire, OX16 0TH Aylesford House, 72 Clarendon Street, Leamington Spa, Warwickshire, CV32 4PE Oxford – Area Office, 4 Staplehurst Office Centre, Weston on the Green, Bicester, Oxfordshire, OX25 3QU



In my respectful submission the granting of consent on such a basis would send out the wrong message to others that poor incongruous design may indeed be acceptable to Cotswold DC especially if such development has already been undertaken.

I hence consider that planning permission should be refused for the reasons that:

- the applicant has failed to substantiate in the public domain, special circumstances to justify the erection of an isolated dwelling in the open countryside, and
- the dwelling as built comprises poor design which is incongruous in its local context on a site in the open countryside and AONB.

My Client will fully support your Authority in the event the Applicant appeals against a refusal of planning permission for this development.

Yours sincerely

Peter J Frampton

HEM 03 15/03931/FUL CD.8481/J.

Subject:

FW: evidence of the continued usage of the Old Quarry Lairage

From: Edward Gilder

Sent: 09 August 2016 13:06

To: Scott Britnell
Cc: Simon Lord

Subject: evidence of the continued usage of the Old Quarry Lairage

# STATEMENT/DECLARTION OF EDWARD GILDER IN THE MATTER OF THE OLD QUARRY BROADWELL

I Edward Gilder declare the following in the matter of the current planning application reference number 15/03931FULL

Proposed permanent rural workers dwelling photographic evidence of the continued usage of the old quarry site as an agricultural

Livestock Lairage/staging post used inconjunction with the national & international transportation of livestock of Edward Gilder & Co Ltd

I Edward Gilder & Co Ltd can also confirm that the above Lairage/staging post/control centre is fully licenced and approved by the Animal and Plant Health Agency

(Government body) and approved by Gloucestershire state veterinary services I can also confirm that the above site Lairage/staging post/control centre

Is also approved and farm assured as well as RSPCA Freedom Foods approved for the above purpose by CMI (farm assurance/Red Tractor RSPCA approval)

I Edward Gilder can also confirm that the site has been visited by Gloucestershire Trading Standards (July 2016) with regards to an inspection of the above site

And inspection of the movement records of the livestock entering and leaving the above site inconjunction with the licencing and standard

Procedure of the control of the movement of livestock and can confirm that the movement records for the above site are confirmed by Gloucestershire Trading

Standards to be completed present and correct with regards to the UK Governments requirements regarding the movement and control of livestock

I Edward Gilder can confirm that the above site inconjunction with the international approval of the said site was used for the international export of 95 Aberdeen Angus

Breeding Cattle to Mainland Europe Between the 19th & the 26th of April 2016 at this time during the use of the said site for the exportation of the 95 animals

The animals were inspected by a state veterinary services approved veterinary inconjunction with the welfare of animals act at the said site and that

Full international trade heath certification for the said animals was issued by Animal and Plant Health Agency from the Site to the following member states

Germany and Romania.

I Edward Gilder can also confirm that as per the approval and licencing of the above site the above site has continued to be used and continues to be used on a regular bases

For the gathering/control and Lairage of livestock (Farm Animals)

The attached photographs bellow are provided to The Cotswold District Council as supporting evidence of the usage of the site I can also confirm that The Cotswold District Council and

Agents acting on behalf of The Cotswold District Council have been provided with copies of Government Licences showing evidence of animals entering and leaving the site on a regular

Basis, I would also add that the supporting evidence are legal documents (licences) that are required for the movement of livestock by the following Governmental agencies

Trading Standards, Animal and Plant Health Agency

The Below picture is a picture of Organic Sheep being delivered to the Old Quarry (200 Organic Sheep)

To form part of a consignment of Organic Sheep 500 for onward delivery by one of our Articulated Livestock

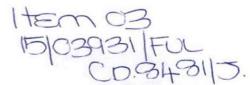
Vehicles

03/01/16 Time 09.45hrs this year this particular Cotswold Organic Sheep Farmer has brought to the said site to form

Part of onward consignments 699 sheep already this year (this is just one of many local livestock farmers that the above site enables us to provide this valued service to )



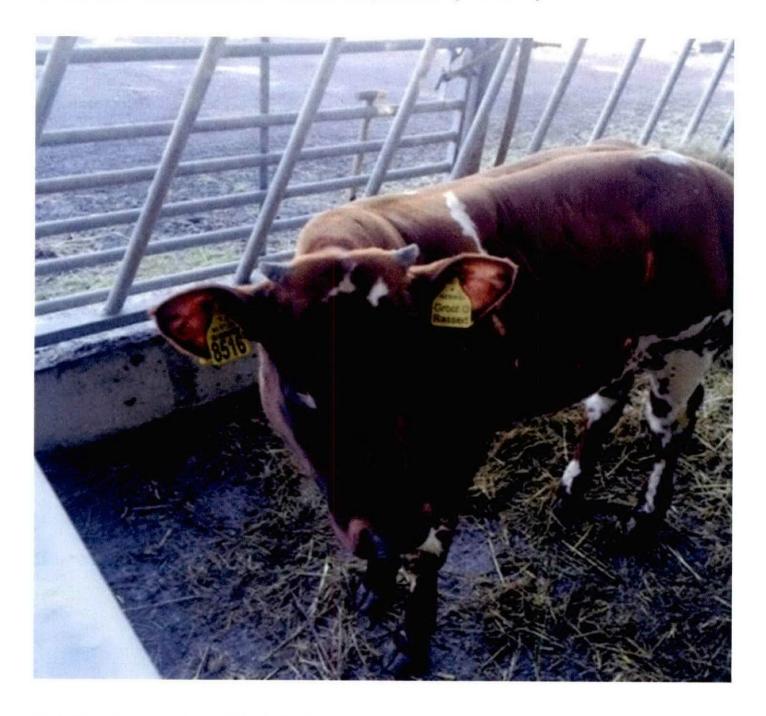




The Bellow picture is a picture of a rare Dutch breed of cattle which was imported from the Netherlands for a farmer in England the

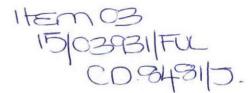
Bellow picture was taken at the Old Quarry Site on the 21st of November 2015 (Interestingly this is the same day of Councillor Beale's site visit

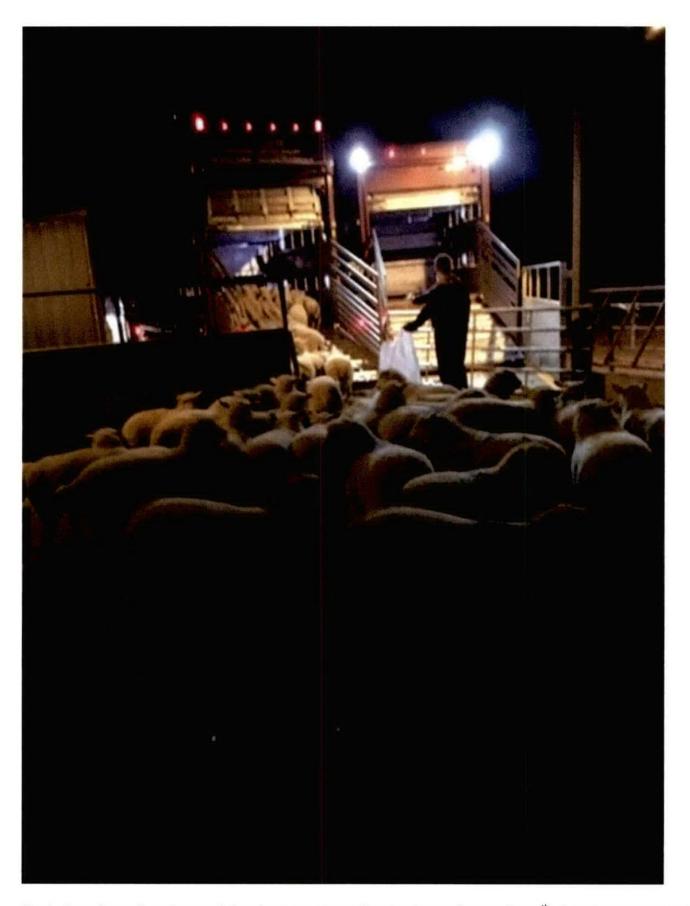
To which Councillor Beale claims that no livestock was present during his site visit)



The Bellow picture is a picture of lambs that have been gathered from local farms being loaded on to Two of our livestock vehicles for onward consignments to red meat retailers this photograph was taken on the 21st of March 2016 @ 21.00hrs

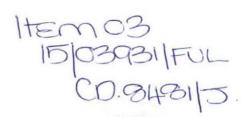






The bellow picture is a picture of Aberdeen Angus Breeding Cattle 48 taken on the  $19^{th}$  of April 2016 @ 21.30hrs the pictured cattle

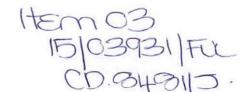
Were exported to Germany leaving on the site on the 20th of April 2016

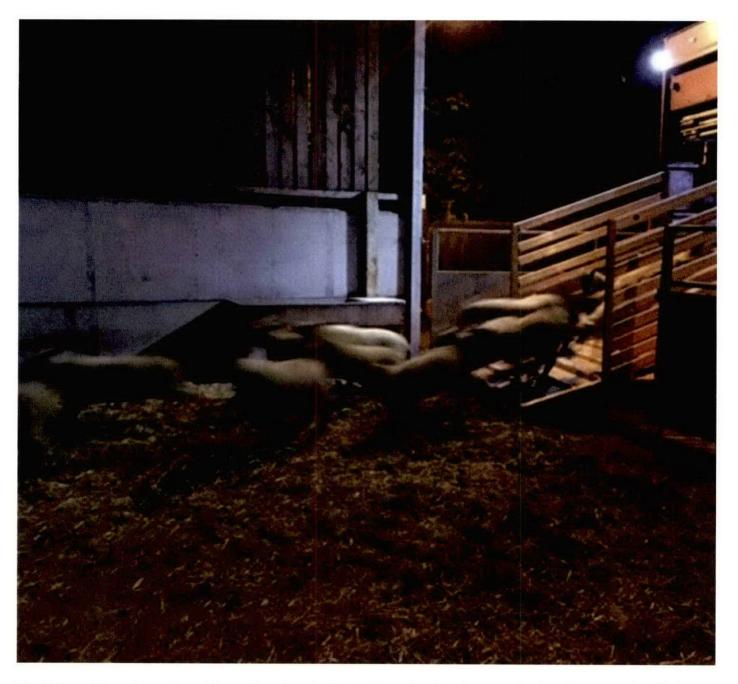




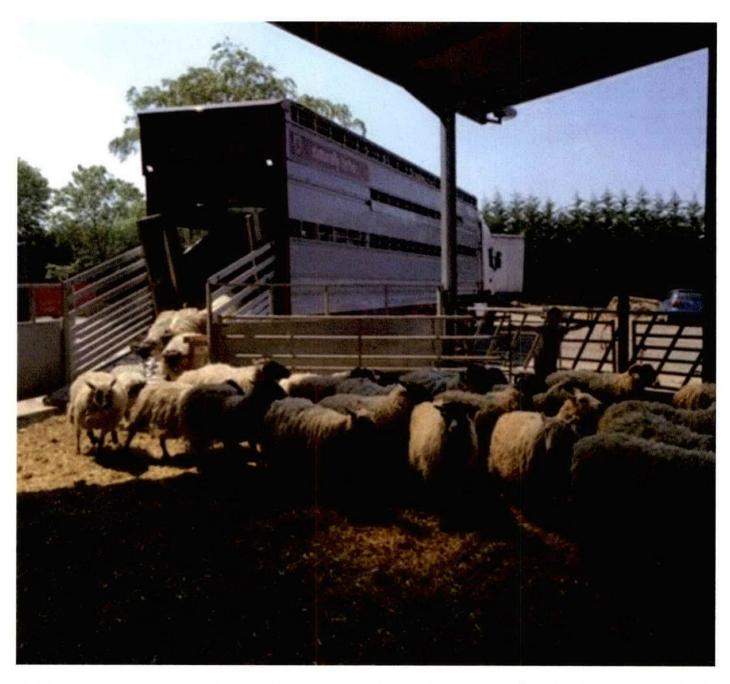
The Bellow picture is a pictures of lambs collected from surrounding farms and of loaded at the Old Quarry Site to form a larger

Consignment this picture was taken on the 23rd of May 2016 @ 22.00hrs





The Below picture is a picture of one of our livestock vehicles unloading sheep at the Old Quarry on the 5th of June 2016 @ 14.39hrs



The Below picture is a picture of lambs at the Old Quarry that was taken on the 30th of June @ 15.26hrs the lambs pictured
Were for delivery to a local abattoir



The Below picture was taken on the 21st of April 2016 @ 22.00hrs the picture shows one of our vehicles unloading dairy cows



I Edward Gilder provide the above pictures and statement as factual evidence to prove and support the current planning application

For the Old Quarry Broadwell I can also confirm that I have a number of more pictures proving the usage of the site

Edward Gilder

HEM 03 15/03931/FUL CD:8481/J Pilgrim's Cottage

**Todenham** 

Gloucestershire

GL56 9PA

4th August 2016

RE. Erection of a single storey dwelling in Todenham

Application no. 16/01509/FUL

Attn: Martin Perks, Case officer ref the above

Dear Sir,

My wife and I live in Pilgrim's Cottage, Todenham, opposite the above proposed development.

We object strongly to this application as it breeches a clear building line and would create a precedent where it would be difficult to resist further development proposals as I understand there are no strategic conditions attached to the property.

The charm of this area would be lost and the gap between Todenham village and Todenham End would begin to be filled, extending Todenham into a complete ribbon development.

We bought Pilgrim's Cottage as a retirement residence and very definitely not to see the aspect and delight of Todenham to be compromised in such an inappropriate way, given that it is a total departure from the development plan.

Much of my career has been associated with the conservation programme in the UK and indeed I enacted the first conservation officer in Chester and the first four pilot schemes of town and village conservation in this Country – Chester, York, Chichester and Bath.

In my view this is such a departure that it could be worthy of a Judicial Review, should that become necessary.

Kind regards,

John Broome, CBE

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16/01509/FUL CD.9547

16/01509/ FAL



8th August 2016

Our ref: ADM.LPC3944

Mr M Perks, Senior Planning Officer Cotswold District Council Trinity Road Cirencester GL7 1PX

Dear Mr Perks

# <u>Item Number 09, Planning and Licencing Committee – 10th August 2016</u> <u>Proposed erection of a single storey dwelling on</u> land to the south west of Firs Farm, Todenham

I am writing to respond to some of the points raised within the Committee report regarding this application and would be grateful if this letter could be copied to the Members of the Planning Committee. I shall endeavour to be as brief as possible.

#### **Conservation Area**

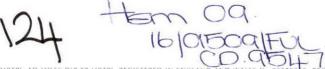
The proposed dwelling will be outside the Conservation Area and is proposed to be sited approximately midway between its two boundaries. The proposal will not affect the setting of the Conservation Area due to the intervening built development and vegetation to the north and the distance from the field further to the south, which has been included within the boundary. I would have thought that if this field was of such importance to the setting of the village, as is being alleged, it should have been included as part of the Conservation Area, like the part of the field to the south.

#### **Planning Policy**

There is no dispute that the site is outside a development boundary or that the Local Plan is out of date. In such circumstances, there is a presumption in favour of granting planning permission, as set out within the NPPF.

The NPPF seeks to boost the supply of housing and granting planning permissions should not stop if there is an adequate supply of housing land. If that was the case, the Cotswold District could find itself in the same situation that it did a few years ago with decisions being overturned on appeal. Small scale development of the type proposed contributes to the overall housing supply.

LPC (Trull) Ltd Trull Tetbury Gloucestershire G L 8 8 S Q





I consider that the location of this site, on the edge of the village, represents the type of development envisaged by Policy DS3 of the emerging Local Plan. In fact, this policy was revised from the previous consultation version to be more flexible.

### Sustainability

The appeal decision at Todthatch is mentioned and attached to the Committee report. At that time, sustainability was primarily concerned with access by modes other than the private car. Sustainability has changed subsequently as a result of the NPPF. It should be noted that the dwelling that was refused at Todthatch was subsequently permitted, built and makes an attractive contribution to the Conservation Area.

The NPPF has confirmed that sustainability should be viewed differently to the way that it was in 2002 with there being 3 dimensions to sustainable development – economic (ensuring that land of the right type is available in the right places and at the right time to support growth and innovation); social, supporting strong, vibrant and healthy communities by providing the supply of housing required to meet the needs of present and future generations and by creating a high quality built environment; and the environmental role contributing to protecting and enhancing the natural, built and historic environment.

So far as travelling by car is concerned, the applicants have lived most of their lives within the village and the close proximity of their family means that they seldom have to leave Todenham. Were they to relocate to Moreton-in-Marsh, there would be a significant increase in vehicle movements as Mr Duckett would be coming to the village several times a day to see his animals

#### **Heritage Asset Impact**

The Ward Councillor has stated that the proposal would have no impact on the church or the setting of the neighbouring listed building and this view appears to be the predominant one held locally. The siting of the proposed dwelling has been revised to take account of consultee comments and will be dug into the bank to further minimise the visual impact and set further away from Fir Farm. Whilst the building will be visible from some locations, it will not be harmful and will not affect the view of the church from the existing field gate that will provide access. There are buildings much closer to the church that have a more significant impact on its appearance.

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16/01509/FUL
CD.9547



#### **Character of Area**

The proposed dwelling will make a minor incursion into the gap between the two parts of the village but the siting is adjacent and closely related to existing built development. It is a small site on the edge of the village, well related to existing housing where the style of building proposed has been designed to have minimal impact on the visual amenity of the locality.

#### Benefits of the proposal

Whilst the Officer's report acknowledges the purpose of the application, there is little mention of the applicant's existing farmhouse and why it is so difficult for them to live there. It is a Listed Building which is in a deteriorating condition that would be sold and consequently improved in the hands of new owners so that there will be environmental and heritage assets benefits if this development is permitted, which would not otherwise take place.

#### The human factor

Whilst the report sets out the Planning Practice Guidance in respect of personal circumstances, the courts have held that personal circumstances are not to be ignored in the administration of planning control. We believe that existing and emerging planning policies support this proposed development but if the matter is finely balanced, the circumstances of the applicants should carry weight in the decision making process. Accordingly, the human factor can be taken onto account.

I trust that the Members of the Planning Committee will take these matters and those presented by the applicant into consideration when making their decision and grant planning permission for this proposal.

Yours sincerely

Andrew Miles Director

Hem cq.
16/01509/FU.

#### Subject:

FW: Planning application 16/01509/FUL

----Original Message----

From:

Sent: 08 August 2016 19:03

To: Lesley-Jane Weaver; planning@cotswold.gov.co.uk

Subject: Planning application 16/01509/FUL

#### Dear Sir/Madam

I am writing in respect of planning application 16/01509/FUL and I would be grateful if this letter could be copied to the planning committee.

It is essential that I stay in the village of Todenham as my main role in our farming business is the everyday husbandry and welfare of our 1500 flock of sheep.

If myself and my wife had to move to a nearby town it would increase my vehicle movements tenfold during busy times.

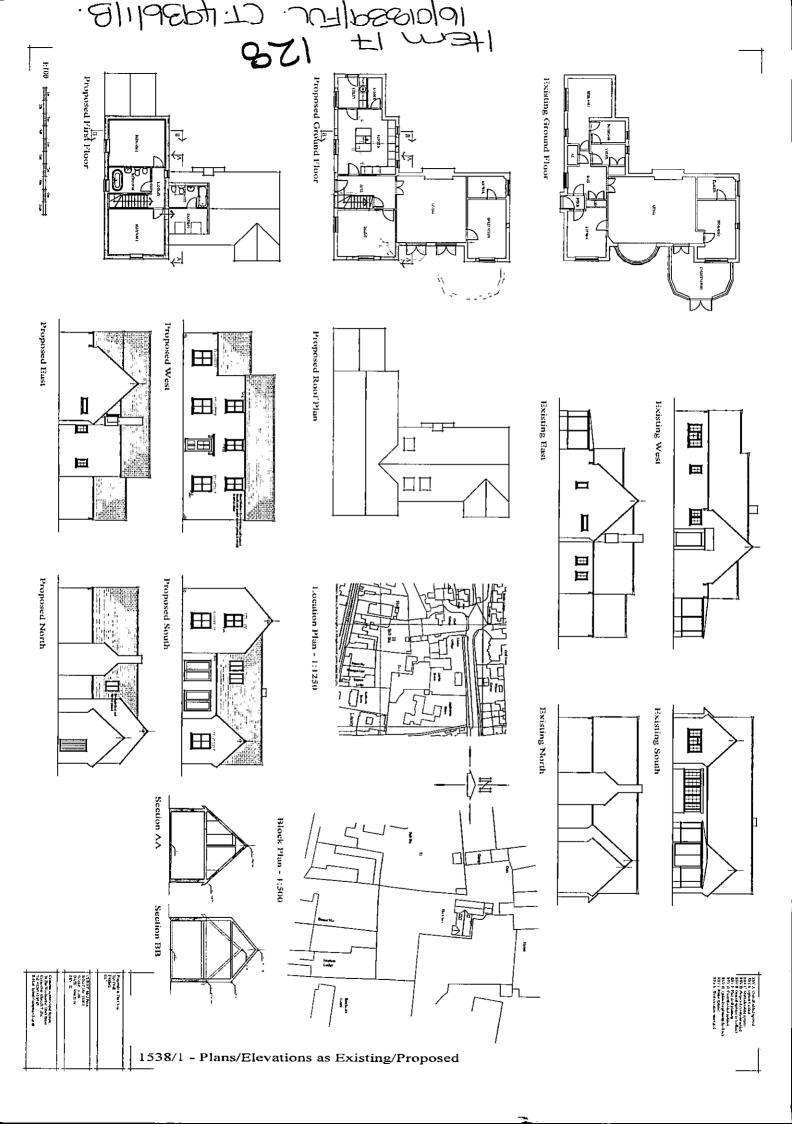
As we own all of the fields in the middle of the village we can assure the members there will be no further development.

This planning application is purely to provide me and my wife suitable accommodation within the village that we have spent our lives in, brought our family up in and built our business in, so that i can continue to be an active part of the business and we can both be surrounded by the support of our family and friends as we need it more.

Kind Regards
Charles Duckett

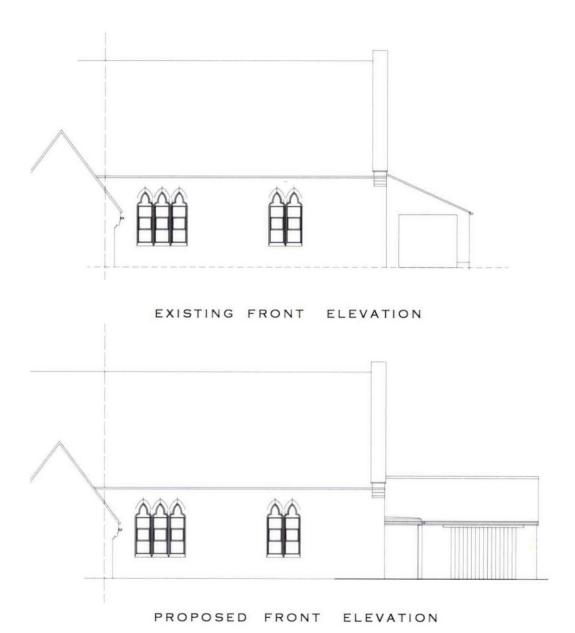
Sent from my iPad

16/01509/FUL



# Planning Application 16/00361/FUL - 2 The Old School, School Lane

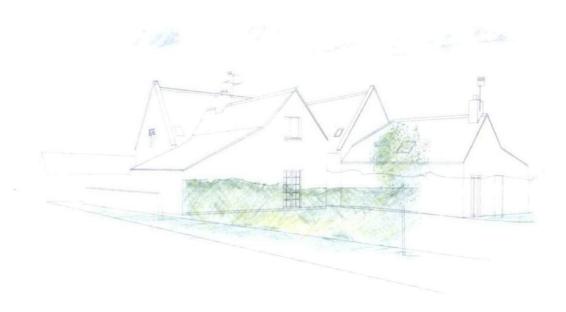
Support images and email from neighbour at 1 The School



16/00361/FUL



Existing photograph of rear and side showing no 1 & 2 The School



Existing sketch of rear and side showing no 1 & 2 The School

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16/00361/FUL



Proposed sketch of rear and side showing no 1 & 2 The School



Existing photograph of rear from rear garden of no 1 The School showing large extension

1tem 18
16/00361/FUL

## Conditional withdrawal of objection email from neighbour at 2 The School

Original Message
Subject: Urgent - for this evenings Parish Council Meeting
Sent: 13 Jul 2016 5:32 p.m.
From: James Hill
To: Philip Nicholas
Cc: Alan Richardsor.
Robert Cowley <

### Re Planning Application 16/00361/FUL - 2 The Old School, School Lane

Hi Philip

Our neighbour - Alan Richardson, has agreed to resubmit his planning proposal with an amendment to the position of the wall that would be next to our boundary on the east elevation.

This amendment will retain the height of the eaves at 2.2m but will set the wall back a further 12 inches – making the wall a total of 24 inches/600mm from the existing boundary fence.

This is to help reduce the 'corridor effect' the extra extension would have on this side of our property.

Furthermore, he is happy to make good the paving slabs on our side and provide and fit trellis and plants of our choosing in order to 'soften' the impact of the wall — which would be stone faced and in keeping with the stonework at the rear of the original parts of both our properties.

This amendment is very welcomed and so I would like to formally withdraw our objection to the extension proposed at 2 The Old School, School Lane.

Alan has given me a personal undertaking that the amendments will be submitted to the planning department as soon as practicable — but this cannot be done in time for this evening's Parish Council meeting. And so it is on this basis that I am happy to withdraw our objection and want to bring this to your attention ahead of this evening's meeting.

Many thanks

Regards

James

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Ib/0036/FUL
CT.2003

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