

R. (on the application of East Meon Forge and Cricket Ground Protection Association) v East Hampshire DC

Queen's Bench Division (Administrative Court)

31 October 2014

Case Analysis

Where Reported

[2014] EWHC 3543 (Admin)

Case Digest

Subject: Planning **Other related subjects:** Local government

Keywords: Assets of community value; Conservation areas; Cricket; Industrial use; Local plans; Planning permission; Sports and leisure facilities

Summary: Planning permission for the construction of residential accommodation above workshop premises was revoked where the planning report had rejected without adequate reasons Sport England's advice about a potential conflict between the residential use of the building and the use of an adjoining recreation ground for cricket, with particular regard to the risk of damage from cricket balls. The planning officer had failed to advise the committee that Sport England was a statutory consultee whose views should be given considerable weight and only departed from for good reason.

Judge: Lang, J.

Counsel: For the claimant: Robert Fookes. For the defendant: David Forsdick QC. For the second defendant and first defendant: No appearance or representation. For the second defendant: In person.

Solicitor: For the claimant: Prospect Law Ltd. For the defendant: In-house solicitor.

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