



University of Chichester  
Local Development Order  
June 2023

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Arun District Council Local Development Order: Statement of  
Reasons



## **1. Summary**

- Arun District Council (ADC) wishes to create a Local Development Order (LDO) to help facilitate development within The University of Chichester, Bognor Regis campus. The intention is to take a flexible approach to small scale development proposals, which will be centrally located within the sites and as such, not visible from outside the site.
- The LDO would have the effect of providing limited permitted development rights to small scale development.
- This area is located within the defined Built-up Area Boundary for Bognor Regis, within the designated Bognor Regis Town Centre Regeneration Area. Felpham is to the east and Bognor Town Centre to the west. The southeast of the site is located within Flood Zones 2 and 3, as identified by the Environment Agency's Flood Risk maps. The site is also located within the Upper Bognor Road and Mead Lane Conservation Area.

- 1.1 Article 34 8 (1) of the Town and Country Planning (Development Management Procedure) (England) (Order) 2015 (DMPO) requires that 'where a local planning authority propose to make a local development order (LDO) they shall first prepare— (a) a draft of the order; and (b) a statement of their reasons for making the order'.
- 1.2 A draft of the LDO is provided in Appendix A of this document.
- 1.3 Article 34 (2) of the DMPO states that 'the statement of reasons shall contain— (a) a description of the development which the order would permit; and (b) a plan or statement identifying the land to which the order would relate'.
- 1.4 The text in this document acts as the statement of reasons for making the LDO. A plan identifying the land to which the LDO relates is attached at Appendix B.
- 1.5 This guidance would apply to any existing or new building, structure, or enclosure within the University of Chichester, Bognor Regis Campus which is defined as being within the red edge on the map that accompanies the Local Development Order.
- 1.6 Consequently, anyone who wanted to erect a single storey extension to any existing building, structure, or enclosure within the campus or erect a new building, structure, or enclosure, within the site that is identified by a red edge on the map that accompanies the Local Development Order, would be able to do so subject to the criteria outlined below, without the need to apply for planning permission.
- 1.7 This would be on the conditions that these materials used in any exterior work shall be of a similar appearance to those used in the construction of the exterior of the existing building, structure or enclosure.

## **2. Justification for creation of LDO**

- 2.1 The University of Chichester, Bognor Regis Campus is located within the Arun District, with a total site area of approximately 10.8ha.
- 2.2 The ultimate objective for the LDO is to assist in reducing the number of applications which are received for small scale developments within the University Campus which are not visible from outside the site.

## **3. Statement of the Policies which the LDO would implement**

- 3.1 The LDO would implement Policy D DM1 (Aspects of Form & Quality) of the Arun District Local Plan and Policy 8d of the Bognor Regis Neighbourhood Plan.
- 3.2 Further, ADC believes that the LDO would assist with the regeneration of Bognor Regis Town Centre, by helping to facilitate development on this site.
- 3.3 It would accord with government policy contained within the National Planning Policy Framework.

#### **4. Lifetime of the LDO**

4.1 It is intended that the LDO is active for a period of three years following the date of its adoption. This is to allow Arun District Council to monitor the effectiveness of the LDO. Following the end of this five-year period, the LDO would cease to apply. The Council would then have the following options:-

- Renew the LDO under the same terms/ conditions as previously;
- Renew the LDO but modify its terms and conditions; or
- Choose not to have an LDO on the site.

4.2 Development which has started under the provision of the LDO will be allowed to be completed in the event that the LDO is revoked or revised.

4.3 Development which has started under the provision of the LDO can be completed following the expiry of the LDO after the end of the three-year period. Any development that has taken place under the LDO will be allowed to remain, but no new development will be allowed under the terms of the LDO following its expiry without planning permission.

#### **5. Monitoring the LDO**

5.1 It is intended that the LDO will be subject to continuous monitoring to assess its effectiveness. This will be carried out by annual site visits to assess what development has taken place and how many planning applications have been avoided. Regular liaison between ADC and the LDO sites will also be carried out to enable the Local Planning Authority to keep up to date with any development that is taking place on site.

5.2 It will also be the subject of a section in the Annual Monitoring Report, which will discuss further the impact of the LDO on The University of Chichester and on the reduction in planning applications received, if any.

#### **6. Residential Amenity issues**

6.1 The University of Chichester campus contains buildings which are used for student accommodation.

6.2 The University campus is bordered by Upper Bognor Road to the south and east of the site. Residential properties are located to the north of the site at Hook Lane. To prevent any adverse impact upon any of these residential properties, no development will be allowed within 5 metres of the boundary of the site. The site boundary is clearly identified by a red edge on the map that accompanies this Local Development Order.

#### **7 Environmental Impact Assessment (EIA) screening**

- 7.1 The proposed LDO has been considered against the relevant tests set out under the Town & Country Planning (Environmental Impact Assessment) Regulations 2017 and the Local Planning Authority has formally adopted an opinion that an EIA is not required.
- 7.2 It is considered that, subject to the appropriate conditions, the proposed Local Development Order is not likely to result in significant effect on the environment.

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## **Appendix A: The University of Chichester, Bognor Campus, Local Development Order**

Section 61 A-D and Schedule 4A of The Town and Country Planning Act 1990 and Articles 38 and 41 of the Town and Country Planning (Development Management Procedure) (England) Order 2015

Arun District Council

Local Development Order University of Chichester, Bognor Regis

1. This Local Development Order (“LDO”) is made by Arun District Council (“the Council”) under Section 61A (D) of the Town and Country Planning Act 1990 (as amended).
2. Within the areas of the University of Chichester, Bognor Regis (set out and shown edged with a bold red line on the attached map at Appendix A), planning permission is hereby granted for the development listed below.
3. This LDO takes effect on the date it is adopted by the Council and is limited to a three-year period following which the LDO shall lapse.

### **PERMITTED DEVELOPMENT TYPE I**

The enlargement, improvement or other alteration of a building, structure, or enclosure within the University of Chichester, Bognor Regis complex.

#### **Development not permitted**

Development is not permitted if –

- A. The height of the part of the building, structure or enclosure enlarged, improved, or altered would exceed the height of the highest part of the roof of the existing building, structure, or enclosure;
- B. The enlarged part of the building, structure or enclosure would:
  - (i) extend beyond any elevation of the building, structure, or enclosure by more than 10 metres, or
  - (ii) exceed 10 metres in height;
- C. It would consist of or include –
  - (i) the construction or provision of a veranda, balcony or raised platform except those accessed from the ground floor of any building.
  - (ii) an alteration to any part of the roof of the building, structure, or enclosure.
- D. The enlarged part of the building, structure or enclosure is within 5 metres of the boundary of the site.
- E. The building or structure is a designated listed building.
- F. The enlarged part of the building, structure or enclosure is within 10m of the boundary of a listed building.
- G. The proposal will lead to noise arising from or due to the development being audible beyond the boundary of the site at any time. Noise would be considered inaudible when it is at a sufficiently low level that it is not recognisable as emanating from the source in question and does not alter the perception of the ambient noise environment that would prevail in the absence of the source in question.

H. If the proposal will be used for the provision of student or staff accommodation.

**Development is permitted by Type I subject to the following conditions**

- (a) The materials used in any exterior work shall be of a similar appearance to those used in the construction of the exterior of the existing building, structure, or enclosure.

**PERMITTED DEVELOPMENT TYPE II**

The addition of Solar Panels, including Photovoltaic Panels to the roof of any existing building, structure or enclosure within the University of Chichester, Bognor Regis campus.

**Development not permitted**

Development is not permitted if –

- A. The alteration would protrude more than 150 millimetres beyond the plane of the slope of the original roof when measured from the perpendicular with the external surface of the original roof;
- B. It would result in the highest part of the alteration being higher than the highest part of the original roof.
- C. The building on which the solar panels are to be located is a listed building.

**PERMITTED DEVELOPMENT TYPE III**

The provision within the curtilage of the University of Chichester, Bognor Regis campus of a building, structure or enclosure required for purposes incidental to the enjoyment of residents and staff of the complex, or the maintenance, improvement, or other alteration of such a building, structure, or enclosure.

**Development not permitted**

Development is not permitted if –

- A. The building, structure or enclosure would have more than one storey;
- B. The height of the building, structure or enclosure would exceed –
- (i) metres in the case of a building, structure, or enclosure with a dual-pitched roof,
- (ii) 3 metres in any other case.
- C. It would include the construction or provision of a veranda, balcony or raised platform.
- D. No part of any building, structure or enclosure shall be within 25 metres of the boundary of the site.
- E. The proposal will lead to noise arising from or due to the development being audible beyond the boundary of the site at any time. Noise would be considered inaudible when it is at a sufficiently low level that it is not recognisable as emanating from the source in question and does not alter the perception of the ambient noise environment that would prevail in the absence of the source in question.
- F. The building, structure or enclosure is within 10m of the boundary of a listed building.

## INFORMATIVES

1. This LDO does not remove the requirement for advertisement consent where appropriate.
2. This LDO does not remove the requirement for consents required under other legislations, such as licensing regulations.
3. This LDO is confined to the parts of the University of Chichester, Bognor Regis Campus shown edged with a bold red line on the map attached as Appendix B
4. Should you require confirmation that the proposed use falls within the use classes permitted by the LDO it is recommended that a certificate of lawfulness be applied for from the Council.
5. The site falls within the Upper Bognor Road and Mead Lane Conservation Area.
6. The development proposed should not result in harm upon a listed building or its setting.

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## Appendix B: University of Chichester, Bognor Regis Campus, Local Development Order

