



Appeal Decision

Site visit made on 16 May 2022

by **M Chalk BSc (Hons) MSc MRTPI**

an Inspector appointed by the Secretary of State

Decision date: 6th June 2022

Appeal Ref: APP/L5810/W/21/3280730

76A Richmond Park Road, East Sheen, London, SW14 8LA

- The appeal is made under section 78 of the Town and Country Planning Act 1990 against a refusal to grant consent, agreement or approval to details required by a condition of a planning permission.
- The appeal is made by Mr Ian Philips (Barnes Home Guard Association) against the decision of the London Borough of Richmond Upon Thames.
- The application Ref 18/2353/DD06, dated 1 June 2021, sought approval of details pursuant to condition No 7 of a planning permission Ref 18/2353/FUL, granted on 25 April 2019.
- The application for approval of details was refused by notice dated 28 July 2021.
- Condition 7 states that: *Staff and customer/visitor travel surveys shall be undertaken in accordance with a survey methodology to be submitted to and approved by the Local Planning Authority prior to it being carried out. Within 6 months of the use commencing, a new travel plan based on the results of the survey shall be submitted with clear objectives, targets, actions and timeframes to manage the transport needs of staff and customer / visitors to the development, to minimise car usage and to achieve a shift to alternative transport modes. Following approval by the Local Planning Authority, the applicant shall then implement these actions to secure the objectives and targets within the approved plan. The travel plan (including surveys) shall be annually revised and a written review of the travel plan submitted and approved by Council by the anniversary of its first approval. At the third anniversary, the travel plan (including surveys) shall be re-written, and resubmitted for further approval by the Council.*
- The reason given for the condition is: *In order to comply with the objectives of national and local Planning Policies which promote sustainable development with particular regard to transport.*

Decision

1. The appeal is dismissed.

Preliminary Matters

2. The condition the subject of this appeal requires annual revisions to an agreed travel plan. As no travel plan has been agreed, the condition cannot be discharged.
3. The appellant has suggested that the condition is unnecessary, but it is not within the remit of this appeal to remove it. In any case, an appeal to remove a condition must be made within 6 months of the permission being granted.
4. Notwithstanding this, the appellant has provided sufficient information to satisfy the requirements for an initial travel plan to form the basis for an ongoing annual review in consultation with the Council.

M Chalk

INSPECTOR