



Costs Decision

Site visit made on 28 June 2022

by Samuel Watson BA (Hons) MSc MRTPI

An Inspector appointed by the Secretary of State

Decision date: 27th July 2022

Costs application in relation to Appeal Ref: APP/Q0505/W/21/3289046 45 Highworth Avenue, Cambridge CB4 2BQ

- The application is made under the Town and Country Planning Act 1990, sections 78, 322 and Schedule 6, and the Local Government Act 1972, section 250(5).
 - The application is made by Dyason Developments Ltd for a full award of costs against Cambridge City Council.
 - The appeal was against the refusal of planning permission for residential redevelopment comprising two detached dwellings to the rear and one detached dwelling on the site frontage along with car and cycle parking and associated infrastructure following demolition of existing buildings on site.
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Decision

1. The application for an award of costs is refused.

Reasons

2. The Planning Practice Guidance (the PPG) makes it clear that parties in planning appeals normally meet their own expenses. All parties are expected to behave reasonably to support an efficient and timely process. Where a party has behaved unreasonably, and this has directly caused another party to incur unnecessary or wasted expense in the appeal process, they may be subject to an award of costs.
3. The applicant has indicated that they wish to apply for costs but has not provided any evidence to support their claim. Therefore, in the absence of any evidence to support this claim, I find that this application should be refused.

Decision

4. In light of the foregoing, I find that unreasonable behaviour resulting in unnecessary or wasted expense in the appeal process, as described in the PPG, has not been demonstrated. I find that an award of costs would not be justified in this case.

Samuel Watson

INSPECTOR