

General Information	
Ministerial Decision Type	Deciding of: an Appeal/Case/Application/Public Inquiry
Report Title	Appeal Decision: P/2021/0772 (Chateau Vermont, Le Mont Sohier, St. Saviour, JE2 7HA)
Minister	Environment
Signatory	Minister
Lead Department	Strategic Policy, Planning and Performance (SP3)
Lead Directorate	Strategy and Innovation (SP3)
Ministerial Decision Summary: Public or Absolutely/Qualified Exempt	Public Select if more than one Absolutely/Qualified Exemption.
Date decision made if different to date 'Ministerial Decision Summary' signed.	Select date.
Report and Supplemental Report Details	
Report Author	Private Secretary
Date of Report	22/06/2022
Supplementary Report Title <i>(If applicable)</i>	Inspector's Report: P/2021/0772 (Chateau Vermont, Le Mont Sohier, St. Saviour, JE2 7HA)
Supplementary Report Author <i>(If applicable)</i>	D A Hainsworth LL.B (Hons) FRSA Solicitor
Date of Supplementary Report <i>(If applicable)</i>	20/05/2022
Ministerial Decision Report: Public or Absolutely/Qualified Exempt	Public Select if more than one Absolutely/Qualified Exemption.
Relevant Case/Application/URN <i>(Only complete if making a decision related to an appeal/case/application)</i>	Insert Relevant Case/Application.
Relevant Proposition Number <i>(Only complete if presenting Comments or if lodging an Amendment)</i>	Insert P. number.
Relevant Scrutiny Report <i>(Only complete if presenting a ministerial response)</i>	Insert S.R. number.
Associated Law(s) and/or Subordinate Legislation	Insert the law(s), regulations, order(s) either enabling or related to the decision.
Action required if recommendation agreed	Department to take necessary action.

Resource Implications	There are no new financial and/or manpower implications.
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Introduction

Following an appeal by Hélier and Julie Lucas against the grant by the Planning Committee of planning permission, Mr D. A. Hainsworth was appointed as the planning inspector to prepare a report for the Minister's consideration.

Recommendation

In line with the recommendations of the inspector so as to protect neighbours' amenities in accordance with the provisions of Policy GD1 of the Bridging Island Plan, to dismiss the appeal and vary the planning permission by deleting Condition 1 and imposing the following new additional conditions: -

- 1) The change of use shall not take place until a scheme of acoustic insulation to protect adjoining residential development from noise emanating from the lower ground floor has been submitted to and approved in writing by the Chief Officer responsible for planning. All works which form part of the scheme shall be completed in accordance with the approved details before the lower ground floor is occupied for the approved use and shall be retained thereafter.
- 2) The change of use shall not take place until a management plan relating to the use of the lower ground floor both on its own and as part of one cohesive music school has been submitted to and approved in writing by the Chief Officer responsible for planning. The measures which shall be contained in the management plan shall include restrictions on the hours of use and controls over the use of sound amplification equipment. The management plan shall be implemented as approved at all times thereafter.
- 3) The restriction imposed by Condition 4 of planning permission P/2008/1994 (which states that "there shall be no more than 12 weddings or other outside events in any 12-month rolling period and there shall be no more than 12 recitals or other indoor concerts in any 12-month rolling period") shall in addition apply to the use of the lower ground floor either on its own or as part of one cohesive music school.
- 4) The development shall commence within three years of the date of the Ministerial Decision.