

General Information	
Ministerial Decision Type	Deciding of: an Appeal/Case/Application/Public Inquiry
Report Title	Appeal Decisions: MS/2020/1646 and P/2020/1647 (Home Farm, Le Mont de la Hague, St. Peter)
Minister	Environment
Signatory	Assistant 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	Principal Policy Planner
Date of Report	30/03/2023
Supplementary Report Title <i>(If applicable)</i>	1. Inspector's Report: MS/2020/1646 and P/2020/1647 (Home Farm, Le Mont de la Hague, St. Peter) 2. Schedule of conditions
Supplementary Report Author <i>(If applicable)</i>	1. D A Hainsworth LL.B(Hons) FRSA Solicitor 2. Principal Policy Planner
Date of Supplementary Report <i>(If applicable)</i>	27/05/2022 30/03/2023
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>	MS/2020/1646 and P/2020/1647
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	Articles 108 - 111 of the Planning and Building (Jersey) Law 2002

Action required if recommendation agreed	Department to take necessary action.
Resource Implications	There are no new financial and/or manpower implications.

Introduction

Following an appeal against the refusal of moveable structures consent and planning permission, references MS/2020/1646 and P/2020/1647, Mr D A Hainsworth was appointed as the Independent Planning Inspector to consider the appeals and all statements and other plans and documents associated with the appeals.

The Inspector visited the site and surroundings and held a hearing before preparing and submitting a report for the Minister's consideration.

The appeals were, previously, dismissed by the Minister for the Environment (MD-ENV-2022-564) with the decision being appealed to the Royal Court. The Royal Court, in a Judgement dated 2nd February 2023 (ref: 2022/144) quashed the Minister's decision and remitted the appeal to the Assistant Minister for the decision to be retaken.

Recommendation

To allow the appeals in line with the Inspector's recommendation, and to grant moveable structures consent and planning permission, references MS/2020/1646 and P/2020/1647, subject to the conditions specified in the accompanying Schedule of Conditions.