Subject: RE: Tree planting at West Ashling Chapel



From: clocktrust [mailto:contact@clocktrust.com]

Sent: 08 December 2008 10:31

To: Stephen Harris

Subject: Re: Tree planting at West Ashling Chapel

Dear Stephen

I have not been over the site for a while. As far as we are concerned the project has been put on hault, due to no fault of us. This week the remainder of the collection of historic clockmaking tools and clocks will be removed. I will be phoning the councillor today to inform the councillor of the stress and harassment the project has caused us personally and why there is still no real indication of constructive collaboration towards this end.

I investigated the trees, apparently they where a gift from one of the locals. They have been removed and the kind person that gave them informed. No planting at all will now occur, whatsoever. Having no need for the wood, as the fire will not be operating, the wood will be removed from the garden.

Dr Paul Strickland

----- Original Message ----From: Stephen Harris
To: contact@clocktrust.com

Sent: Friday, December 05, 2008 4:00 PM Subject: Tree planting at West Ashling Chapel

Dear Dr Strickland

I understand that some tree planting has been carried out to the southern boundary of the parking area.

As we have previously discussed, when and if planning permission is granted for the museum use a condition would be imposed requiring the planting of these boundaries in accordance with a scheme to be agreed with the Council. We are likely to require either a mixed, native hedge or, possibly, something more appropriate to a religious building, for example yew.

Whilst planning permission isn't required to carry out the planting you are currently undertaking, I understand these trees are Leyland Cypress. For your information this species is unlikely to be considered appropriate as part of a landscaping scheme and, accordingly, I would suggest some caution before proceeding with further such planting elsewhere on the site.

Yours sincerely

Stephen Harris

Senior Planning Officer

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Subject: RE: Planning application for east ashling chapel Dr Paul Strickland

From: clocktrust [mailto:contact@clocktrust.com]

Sent: 05 December 2008 09:32

To: Stephen Harris

Cc: MIKE SALTER; vapouriser@talktalk.net; lydianorth@bbc.co.uk; francesnunn@smrsolicitors.co.uk; clock

trust; barry@hampshirecourthotel.co.uk

Subject: Re: Planning application for east ashling chapel Dr Paul Strickland

Dear Stephen

Thank you for emailing me the BAR details. It would have been embarrassing to have it on the BAR, when functional.

I am currently, reviewing the turret clocks within Chichester, one in particular causes concern, this is the one in the Greylingwell Grounds. I think, if memory serves me right there is also a master clock system within the 'hospital' buildings. Is there an officer in charge of this historic site? The clocktrust would certainly like to include it in the review. In the main the purpose of this is to determine the status, ongoing care, awareness and fund raising for them. I wondered if there was somebody in Chichester Council, if not West Sussex covered the issues of the long term planning of the historic clock systems? We will duly put an information system about each clock, past and present, on the East Ashling Hall website, with links to the technical pages of www.clocktrust.com

Thank you for informing us you have the plans and reports. I am currently re-designing the tri-telescope system to cater for the reduction of roof light dimensions. As you can imagine, the aperture size is very important, especially with equal distant multiple telescope system proposed. I have not gone into the background of the race4time project, which is international, and sure the local interest in such matter will be very positive for the area and supportive of tourist attraction within Chichester. The sky-lights and the floor to support, as you can imagine an enormous financial commitment of the clocktrust. All I can say is that sensory fusion, in this case three optical telescopes, with deep space imagery vision technology, is an extremely important project, especially with the matrix of them across the globe. The project is complemented by using master clocks to determine gravitational fields globally. I wont bore you with these details, but hope it reflects the initiative thinking of the clocktrust, which mission, to involve young people into an understanding of nature, the environment, science and engineering. The largest step forward, that young people now have computers with network links, providing an infinite program of involvement. Ironically, it is the advance of computer network that makes the clocktrust possible and the centre providing the hub for this.

Before I twittering on too much, getting back to the planning proposal, to provide a regional aspect to the case and the archetural merit of symmetry of roof lights on non-domestic building, the best example I forgot to include. Also the church that is a bar, opposite the cathedral. The former is a converted mill house in Emsworth, converted to workshop/offices, oppose the dolphin antique centre. It has 4 apertures per wall and they are matched within the roof space by four well balanced ski-lights. The windows of this building are simply breath taking. The elegance of the original design, reflected to the position of giving an historic building purpose for the future and providing environmental routes to light and heat buildings. If it would help I can take a picture of this. I cant see any comparison in design, when considering the domestic development of unsymetrical design, that of the chapel converted, which I included a picture, in the report.

If there is anything you need us to do to the plans, please inform us. We obviously need to get to a position of closure. Personally it would be a great weight off my shoulders and to get in a position where each morning there are not emails/questions about why the centre has not opened and more energetic excitement about when it does.

We have research, with advice of Stephen Wood, who manages the care of the trees on the site, about a horn thorn hedge. As suggested by you, this could be planted road side, providing a more 'rural look'. As a good will gesture we will pay for such a hedge, on acceptance of plans. This involves planting some 200 horn torn whips fairly soon (as it is the current planting season for these, we are informed). We hope now we have dealt with all the issues raised by lan's email. If we have not please inform us. We also hope the compromise in reduction of size of the sky-light and acceptance of your hedge proposal, shown the goodwill of the clocktrust in reaching a balanced plan, for a building which last purpose, superceded by the development of a new region community hall. We are sure we have made clear the advantage to chichester as a whole, effort the clocktrust has made to giving this building and grounds purpose. The attraction of Chichester, being a cultural city, with horological and astronomic interests. It was Chichester, not any of the other catherdral cities that

now has the future of the clocktrust within its region. The other sites being Exeter, Sailsbury, Winchester and Canterbury.

Very best wishes and seasonal greetings Paul, ever dyslexic Dr Paul Strickland www.clocktrust.com

----- Original Message ----From: Stephen Harris
To: contact@clocktrust.com

Sent: Thursday, December 04, 2008 2:14 PM

Subject: FW: Planning application for east ashling chapel Dr Paul Strickland

Dr Strickland

Please see email below from Ian Wightman confirming that the building is not on the Buildings at Risk Register.

I have this morning received the amended plans and additional information, thank you.

Regards

Steve Harris

From: Ian Wightman

Sent: 04 December 2008 13:12

To: Stephen Harris

Subject: RE: Planning application for east ashling chapel Dr Paul Strickland

Hi Steve,

This is not on the BAR register. It nearly was though.

lan

From: Stephen Harris

Sent: 03 December 2008 11:29

To: clocktrust **Cc:** Ian Wightman

Subject: RE: Planning application for east ashling chapel Dr Paul Strickland

Dr Strickland

With regard to the 'at-risk' register I am not convinced the building is actually on it. I have copied this to lan Wightman who may be able to clarify.

SH

From: clocktrust [mailto:contact@clocktrust.com]

Sent: 01 December 2008 12:03

To: Stephen Harris

Cc: clock trust; barry@hampshirecourthotel.co.uk

Subject: Re: Planning application for east ashling chapel Dr Paul Strickland

Thanks for that Stephen, I have now accessed the account on you website, very useful site. I see the Parish council had no objections, this was not a surprise as we have nothing but praise, regard to making the site look functional, safe and secure. I have resisted to inform the members of the clocktrust the website addresses (for the two planning sites) as we would get 500 odd comments about the centre which would only further complicate the situation.

Sorry for the delay in getting back to you, but we are facing a continual logistic problem, regard the collection, and a further project in north Hampshire. Again thank you for your time in the matter and comments when you visited the site. Sadly since then fly-tippers have dumped another load of tires in the field behind. I trying to deal with this this week, through the same routes I did last time, when a old horse box, full with rubbish, was dumped in the area before the chapel site, behind the trees.

I gave last week Brian Thorn a detailed report concerning interim comments. I hope you now have this with the covering letter from him. The clocktrust tried to put this information in a framework, relating to why the chapel ended up the way it is and what historic aspects the building has, which included the historic parade ground for the scouts. Also to take on board and duly noted, that west funtington community hall is to be redeveloped for residential use, because a tri-village community hall had been accepted and to be be built in Funtington. I suppose the chapel was lucky we came in when we did, as this development would have essentially made the current use and rights of the chapel, i.e. a community hall, effectively redundant.

I wondered if we where also in a position to get the building of the 'at risk' list and also to amend the historic listing, which details sash windows. From your inspection of the site and information given, they are not sash windows and fairly modern, as had pink undercoat. I would say probably changed with the main roof, the lean too and the flooring, 1970-80's. I know all that's left of the chapel is the walls, as such, but wondered if it could be re-listed accurately with details of how it was made from the dizzy heights of the cathedral. As it stands it sounds like a barn. Would be nice if people stumbled across the historic listing, it was not detailed 'more attractively'.

Very best wishes Steve Paul, ever dyslexic

I am going up to Brain's now to pick up a hard copy of the report and the covering letter to make sure you get it.

----- Original Message ----From: Stephen Harris
To: contact@clocktrust.com

Sent: Thursday, November 27, 2008 8:19 AM

Subject: FW: Planning application for east ashling chapel Dr Paul Strickland

Dear Dr Strickland

Your application has been validated and, if you'll pardon the pun, the clock is now ticking. You will probably know that I sent an email to your agent last week with regard to various aspects of the listed building application. I would be grateful if I could receive a response to my email at your earliest convenience.

Yours sincerely

Stephen Harris

From: DCPlanning

Sent: 24 November 2008 16:33

To: Stephen Harris

Subject: FW: Planning application for east ashling chapel Dr Paul Strickland

From: clocktrust [mailto:contact@clocktrust.com]

Sent: Mon 24/11/2008 1:56 PM

To: DCPlanning

Subject: Planning application for east ashling chapel Dr Paul Strickland

Dear Planning office,

We tried to look up the planning application so we could see the status. We must have the wrong number, or does it get included on the website, after verification?

We wondered what the position of the application is? Case manager is Steve.

Very best wishes Paul, ever dyslexic

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From:

Stephen Harris

Sent:

14 September 2009 10:18

To:

'francesnunn@smrsolicitors.co.uk'

Subject:

Land belonging to the Highway Authority at West Ashling Chapel, Funtington, West

Sussex - Our ref: FU/08/04128/FUL Your ref: FN/STRICKLAND

FAO FRANCES NUNN

Dear Sirs

I am in receipt of your letter of 8 September 2009 in connection with the above matter.

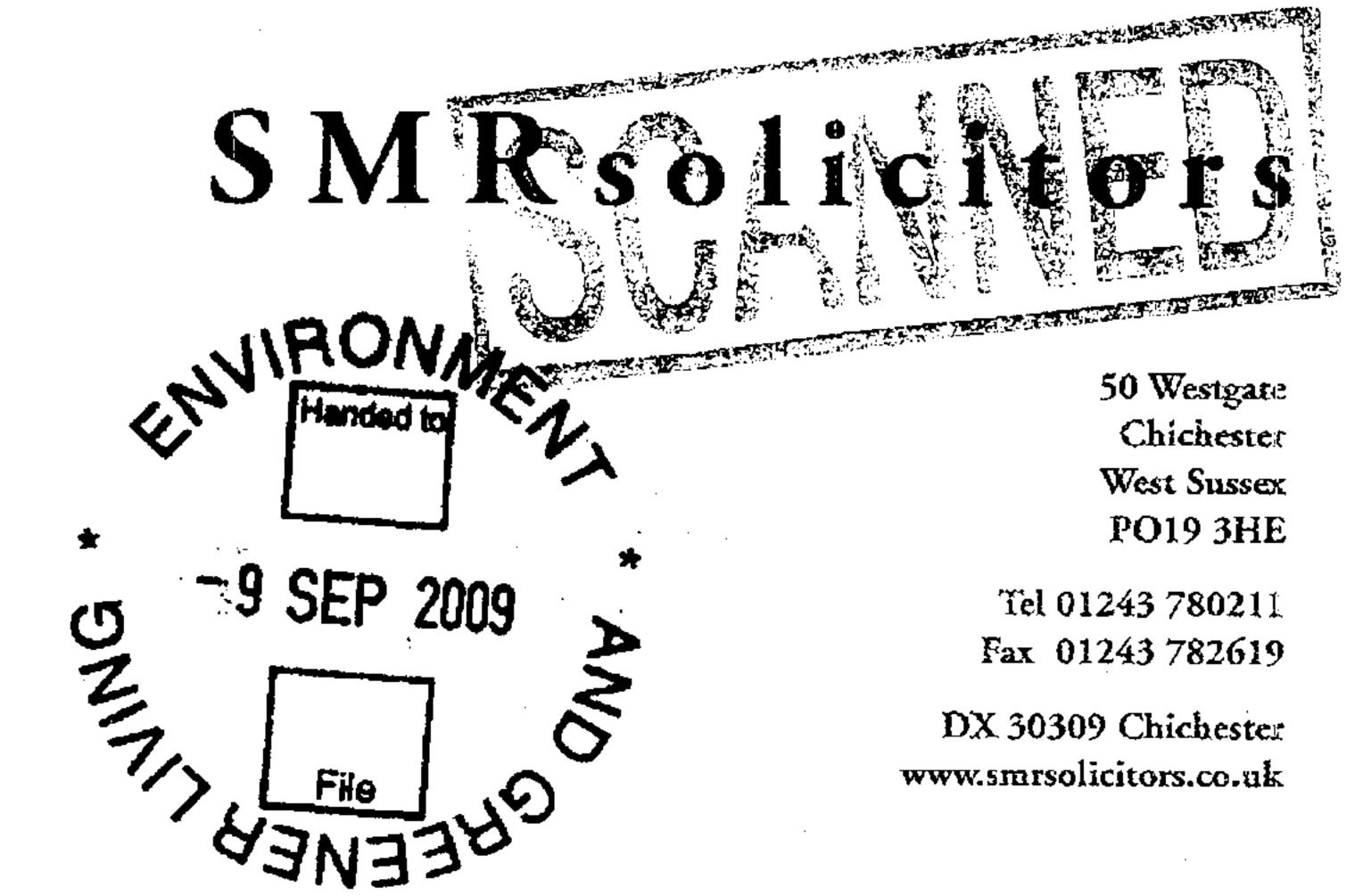
As you say in your letter the land in question belongs to the Highway Authority and, as such, any issues relating to its maintenance are matters between the County Council and your client. In the circumstances, therefore, I consider it would be inappropriate for me, on behalf of the District Council, to comment further on this matter.

Yours faithfully

Stephen Harris Senior Planning Officer

Chichester District Council, East Pallant House, 1 East Pallant, Chichester, PO19 1TY

Email: sharris@chichester.gov.uk
Direct Line: 01243 534566
Contact Centre: 01243 534734
http://www.chichester.gov.uk



Chichester District Council DX:30340 CHICHESTER FAO Steve Harris Planning.

Your Ref: FU/08/04128/FUL

Our Ref: FN/STRICKLAND

8th September 2009

Partners:

Roger J. Stone
Fiona H. Winskell Notary Public
Martin D. Milward BA
Alastair D. Sinclair BSc
Sarah L. Evans BSc

Solicitor:
Matthew Field LLB

Probase:

Katharine P. Green

E.INST.L.EX

Conveyancers:
Liz Birch
Frances Numn
LIC Conv

Consultants: (Non Practising)

David J. Mc Cahearty LLB

R. Bruce Minton

Dear Mr Hamis

RE: Land belonging to Highways at West Ashling Chapel Funtington.

We act for Dr Paul Strickland in respect of the many legal issues with this project.

Among many other matters that has caused our client concerns is the fact that they have since they bought the property they have maintained the boundaries including those that were supposed to be owned and maintained by Highways to an "acceptable" standard.

We are copying to you a letter, sent in original to Ian Gledhill, as our client has been instructed not to carry on with the excellent maintenance work he has been carrying out to date. However it is a real pity that the grass is allowed to slip into decline again, and our client has asked whether they could have permission on a "voluntary basis" to carry on cutting the grass areas, while they seek consent to purchase the additional land from Highways.

As with all matters when it comes to the district and county councils where does our client go to seek permission? As you know the delegated powers exercised by the local and county authorities are interpreted in various ways. We have therefore initially written to Ian Gledhill, and copied you and Gail Rowley of WSCC legal services in on the letter.

We look forward to hearing as to what part of the either the district or county authority we are to direct our query. We also hope that we can resolve the many other issues that our client has sadly had to cope with since trying to bring to the area a worthwhile and interesting project. We look forward to receiving some guidance on where to direct our client's request.

Yours/faithfully

SMR Solicitors

Direct Dial 01243 812303

Email: francesnunn@smrsolicitors.co.uk

Also at:
87 High Street
Selsey
West Sussex
PO20 0QL
Tel 01243 602832
Fax 01243 602644
DX 153584 Selsey





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Regulation Authority
Reg No: 00079017

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50 Westgate Chichester West Sussex PO19 3HE

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DX 30309 Chichester www.smrsolicitors.co.uk

8th September 2009:

Ian Gledhill

West Sussex County Council DX:30330

Partners

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Piona H. Winskell Notary Public

Martin D. Milward BA

Alastair D. Sinclair BSC

Sarah L. Evans BSC

Solicitor:

Matthew Field LLB

Probate:

Katharine P. Green

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R. Beuce Minton

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PO20 0QL
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DX 153584 Selsey





Regulated by the Solicitors
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Reg No. 00079017

Dear Mr Gledhill

Our Client: Dr P Strickland

Your Ref: FU/08/04128/FUL

Our Ref: FN/STRICKLAND

Re: WestAshling Chapel Common Road Funtingdon - Grass cutting.

I confirm that this firm is appointed to represent the legal interests of Dr Paul Strickland in respect of this project. Since the grant of the planning permission for the work at The Old Chapel, our clients have tried to not only maintain the land in their ownership, but also the surrounding boundaries with a view to raising the aesthetic profile of the environment. Part of this has meant cutting the grass verges, and indeed returning them to looking like neat "cared for" areas. Indeed through their skills of "good husbandry" it is possible for the locals to access the bus stop without battling through stinging nettles and brambles.

Our clients have been asked to stop this work, as part of it is on land owned and "maintained" by Highways. Our clients have ceased carrying out the work, but would like permission to voluntarily cut the grass verges, as the areas have improved and recovered under their care.

To maintain the grass areas it needs regular cutting, and is due for another cut imminently. Therefore please can you confirm that our clients are permitted to carry on with this worthwhile exercise? If you are unable to give the required permission for this, please can you refer my letter to the authority who has the required delegated power.

We look forward to hearing from you further.

Yours sincerely

Frances M C Nunn
SMR Solicitors

Direct Dial 01243 812303

Email: francesnunn@smrsolicitors.co.uk

cc Steven Harris – Planning, Chichester District Council,
Gail Rowley – WSCC Legal Department.

Subject: RE: Building inspection



From: clock trust [mailto:contact@clocktrust.com]

Sent: 05 March 2010 12:58
To: Julie Tassell (External)

Cc: Brian Thorns; clock trust; Stephen Harris

Subject: Building inspection

Dear Julie and Steve

I am please to confirm that Mr. Mike Pinkney visit today. I told me he would now issue a completion certificate for the building work.

I assume that we now have met all permit conditions.

As to future:

I attach is the acceptance from hygiene regulation of the current plans for the disabled toilet, which Mr. Pinkney will inspect once completed, if plans accepted by the historic side. We are waiting for this to start any work necessary.

This work in no way alters any of the historic features of the chapel and in main temporary, as the reinstatement of the east bound building will have provision for disabled toilets, heating system, security system and also archive facility. The current toilet will then be used as a store room and back up facility.

Brain Thorn has conveyed, Steve Harris's vision of the reinstated building and harmonization of it with the west side building, to the clocktrust.

The other matter that needs to be resolved would be what sort of storage could be used for the fire wood. We have made a few proposals to Julie to try and establish what might be best approved by the locals. The neighbors we have and the local police representative spoken to. I wondered before we go into any necessary loops, if Steve could inform us what he would prefer. Do remember, the heating system relies on wood burners and we will always need a fairly large quantity to buffer us against bad weather, this year being an example of this.

Very best wishes Paul Dr Paul Strickland www.timemachinefun.com

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Subject: RE: Attension of Simon Neville

From: clock trust [mailto:contact@clocktrust.com]

Sent: 05 March 2010 12:39

To: highways.western@westsussex.gov.uk **Cc:** Julie Tassell (External); Stephen Harris

Subject: Attension of Simon Neville

Importance: High

Dear Simon

Firstly we would like to thank (in the capacity of the local community representative) WSCC for the recent work to the trees at the wood end turning.

The reason I am writing is that Steve Harris (Chichester District Council Planning Officer) has concerns about 'the openness of the parade grounds, in the main due to the degrading row of trees on the southern boundary on the highway. He said that he is willing for you to contact him on this matter. The dead, dyeing and diseased elm tries, now mostly dead. This has exposed the area, over looking the parade ground.

Although obviously nothing to do with us, although in the 1968 conveyance, we do have the right to maintain the planted trees, we thought as a good will gesture, would be to suggest that we would undertake, removal of the dead trees and roots, stopping the Dutch Elm disease, to propagate further and we would then plant a hedge, 3ft from the fence, of mixed native species, as specified by Steve Harris.

We plan for GG, cubs and scouts then to put their name on a stone and for each tree to represepent the grout of the next generation of the surrounding area.

Julie Tassell, the local CDC councilor has spoken to parishioners about this matter and sure would not mind you contacting her. (She is copied to this email so is Steve Harris)

All we would need is written permission for this to be done, as its outside the scope of simply maintaining the trees. There is a sense of urgency to the matter, because we are at the tale of the planting season, although the bad winter, might ironically extend this a further two weeks.

I look forward to your comments and very best wishes Paul Dr Paul Strickland www.timemachinefun.com
Old Chapel Funtington
PO18 9DH
01243 576890
contact@clocktrust.com
07966007984

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From:

Gail.Rowley@westsussex.gov.uk

Sent:

26 March 2010 12:49

To:

clock trust

Cc:

Julie Tassell (External); Stephen Harris

Subject: Re: Collaboration with WSCC

Dear Dr Strickland,

Further to our telephone conversation on Wednesday 24th March, 2010, I can confirm that I have now spoken with my colleague at the Area Office.

He has confirmed that the County Council would not be in a position to agree to a hedge being planted within the public highway. This is not unusual as the County Council has to take into account the future problems such planting can cause, such as obstruction, impeding visibility, possible danger, etc, as well as the drain on the public purse maintenance of it could cause at some time in the future.

Although this is not possible, it may be that you would nevertheless like to maintain some of the highway in other ways, as suggested in my letter to your solicitor dated 24th September 2009. If you would like to take up the offer of a licence, which would, of course, come with conditions as to what could be planted/maintained, please contact Steve Johnson on 01243 642105 to discuss this further.

Yours sincerely,

Gail Rowley

Gail Rowley | Senior Legal Officer, Travellers & Enforcement, Environment Legal, West Sussex County Council Location: Room 232, County Hall, Chichester, PO19 1RQ

Internal: 77840 | External: 01243 777840 Fax: 01243 756874 | E-mail: gail.rowley@westsussex.gov.uk

"clock trust" <contact@clocktrust.com>

24/03/2010 15:24

Please respond to "clock trust" <contact@clocktrust.com>

To "Stephen Harris" <Sharris@chichester.gov.uk>
cc <Gail.Rowley@westsussex.gov.uk>, "Julie Tassell"
<julie.tassell@virgin.net>

Subject Collaboration with WSCC

Dear Steve

To persue matters further, I have phone up WSCC again. The lady this morning I dealt with was Tracie Web (Highway Manager), she passed it to Gail (Snr Solicitor for WSCC), who kindly spent the time to talk to me. She was in conference with Simon line manager and will be getting back to me reference the hedge issue. I hope you can open a dialogue with them and together put forward a plan to further improve the safety and appearance of the area. This has always been are aim, as you know. I also spoke about the idea of a new hedge in the parade ground compromise safe use by young members, some with learning differculites.

I have explained the kind offer for us employ somebody to remove the DDD elm trees and for us to employ somebody to plant the native hedge you desired.



Subject: RE: Timing and progress

From: clock trust [mailto:contact@clocktrust.com]

Sent: 20 April 2010 13:07

To: Gail.Rowley@westsussex.gov.uk

Cc: Stephen Harris; clock trust; Julie Tassell (External)

Subject: Re: Timing and progress

Importance: High

Dear Gail

Email 2 please ack receipt and 1. Also that you have recieved email from Neil Baker Lawson.

Please again excuse the English. Dyslexia, no sleep and stress are not a good combination. I hope you appreciate the effort I have gone to trying to find a solution and compromise. I am sure WSCC could do without the expense, bad press and also claims, I see nothing than you to gain further problems, by your actions.

As it seems that Francis Nunn has not resolved the issue (not helped by the large times to respond or be able to contact), which should have been brought to are attension at purchase (did not seem to be on the highway map then), pre-planning and post-planning periods, we will be appointing a new solicitor. He will also be looking into the fact, after no objections of the planning, Mrs. Bateman was able to tell us in March/April (3 months after the permit) that 'we had fenced off too much land', pointing to the car park. This knowledge not disclosed at the Parish Council. They had a clear diagram showing the approximate fence position before the permit. A FOI request for the information held by them about us, should make this very clear. We will then proceed with a complaints procedure against the Parish Council, to determine what route Mrs. Bateman got this information. If it was from the Highways department, the same critieria will be dealt with here.

The new solicitors details will certainly be reflected in the press release, so people know who to contact. I have just got back from London from a rather interesting visit. That reminds me, must get on-line to pay the congestion charge. We are currently looking for alternative accomodation. It is obvious that the car park could not be used as a public car park, as not to the correct standard and is registored, in your words as 'highway verge'. Also the remainder of the garden, relating to your scheme would have to be accessed by the road, this too does not meet the H&S requirments we have to adhere to. We have to have a secured car-park and secure route between this, building and garden. Some of the children we deal with have learning disabilities, one group requires secure boundaries. Here the couch comes into the carpark and is secured, making the entire property secure.

I will now cancil the opening event, we had asked Fred Dinage and the mayor of Chichester to open it and all bookings. This was recently changed because of CDC planning issue, its not a pleasant task to do it again. I am meeting the Mayor on the 29th of this month, so I can explain it to him then. Obviously we tried 12 months to resolve the issue. I am in the processes of selling the collection to have a budget for legal actions and we plan to recover the project investment and all other losses.

I will have to inform the Chair of CDC, who kindly made an enquiry to WSCC about the matter and very clear who was doing what. I will also inform CDC that we cant open because we would be in breach of planning conditions laid down in the permit, regard providing adequate private car parking spaces. This ironically why WSCC passed the plans, as detailed in the huge documents I hold on file.

I went to one of the members homes yesturday. We went through all the maps and images we have. It appears you did not registor the northern boundary of the property, on map, but have in writting. The mistake was to take a historic ditch line (which is not a boundary line), not present on 1940 airila photos, as a boundary, when it is not. This is clear from the map. It draws a continued line to the building and as no boundary line. There is no boundary line on the east side land and the colour spills in to make the assumption that has caused the problem. The mistake so clear because the building is drawn very inaccurate and you effectively put a building on the highway.

You knew this at the start and why I was informed by Francis Nunn, that you where going to correct what seemed to be a mapping error and also put a stopping order on the additional land. Obviously Louise Goldsmith (collegue of Steve, as on the same committee) meeting changed everything. Nobody asked to talk to us and see the other side of the picture though. Something I sure will come an haunt Loiuse, after the press releases. Or ask us to share the evidence we have. We did ask you three times for evidence of your claim.

We have still not got it and this in breach of the highway act.

The evidence in the land registry is clear, so the mistake is not there. Also that the equivalent of WSCC at the time, fenced the area, this is in writting. Also that we have the right to maintain a hedge on the southern WSCC side of the building. This is something you recently refused rights to continue maintaining this verge.

I dont know what local knowledge you have been given, but you will be getting letters from locals and visitors that confirm the boundary fence has been unaltered in position since 1968. We will also get post-4-post statement from the professional firm that put the fence in and ironically because of a previous part of the ongoing harassment from FPC, CDC enforcement officer inspected the fence before and after.

Also your assumption about the carpark clear on the same foundation of informations and sources, and clearly wrong, we have proof to this matter. We made the car park before that it was densely populated by weeds and plants. I think any application for your order would have to have these concerns raised, as you now been informed of the matters and concerns.

We again asked you not to go to the expense of what you say you will enforce, share evidence and give time, quite rightly:

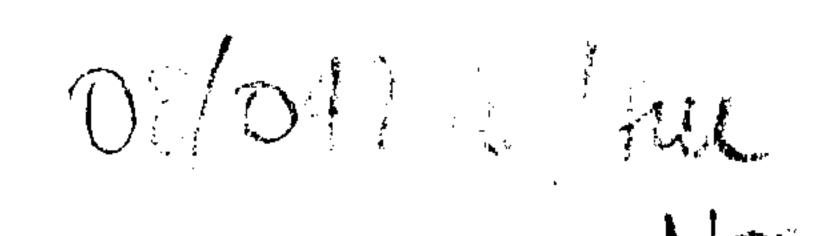
- 1) Time for the new solicitor to get up to speed. It is a solicitor that is very used to working with WSCC and expert in highway matters and able to bring the situation, if need be to the Royal Courts of Justice (they have some really nice clocks).
- 2) I have asked to see the highway maps under the highway act. That this includes two buildings, that of the Chapel and Mrs. Batemans. The email says it will take upto 20 days for a reply and then I need to book an appointment. This should determine when and how the mistake was made. As a trained research it should not take me too long to get up to speed and spend the many days planned doing this.
- 3) I am currently talking to Julie, Trustees and the 600 members of the clock trust about the press release, obviously the public supportive of the project and need to be informed, why again it is unable to open.
- 4) For locals to the area to confirm that the boundary is unaltered.

I look forward to the answers to my questions individually and request for information under the FOI act and also the evidence you base your claim on. I will be by that time, have collaborated with the Secretary of States office further and CDC about the development stopping, and unable to continue to phase two. Only last month I was talking to Steve Harris of CDC planning office about these plans. This includes the east building, thermal system for the well, disabled parking bay, restoration of the porch and barn for storage of wood and garden tools, on the shaded area of the garden, which is extremely important area, for children to avoid the sunny side

I would think it highly unlikely that CDC would change the historic boundary, it would literially make the chapel look out of place. We will be asking permission for the ground work to show the historic boundaries. The verge you are talking about, half the width of the garden, 12 ft. The garden and chapel would look totally out of place. You seem also to be unaware of the TPO trees in the areas of question. Again, as you have no real knowledge of the situation I can understand you cant put in perspective what is obvious with a site visit. 4 posts, been there since 1964 and put there by WSCC equivalent, on the north side. According to your map, we seem to own right up to the ditched area, and own more than we have fenced.

Very best wishes Paul Dr Paul Strickland

LEGAL DISCLAIMER



From:

Stephen Harris

Sent:

23 April 2010 09:55

To:

'clock trust'

Subject: RE: Private and confidential and without predigest Phase II

Dr Strickland

I must again stress that it would be inappropriate for me to become involved in your discussions with WSCC there is no need for me to view your correspondence with them. If there is a specific planning issue you would like to discuss with you then I am happy to meet you. It is currently likely (although subject to change) that I will passing your way late morning next Thursday if you are likely to be around then? Ian will unfortunately not be available then.

S Harris

From: clock trust [mailto:contact@clocktrust.com]

Sent: 22 April 2010 16:41

To: Stephen Harris **Cc:** Brian Thorns

Subject: Re: Private and confidential and without predigest Phase II

Thank you for that Stephen, I am at my wits end. I really don't know what can be throw at us, by FPC. I presume we would have to apply to re-apply the fence, if it all goes terribly wrong.

As you can imagine, looking for a way forward, as usual. I would welcome a visit. Perhaps we can tie it up with Brian and lan to make the whole thing one step forward.

This Friday Anne Bone is coming down from Museum services Next Monday I am at Museums, Libraries and archives meeting

Apart from that I volunteer for the remainder of the week at the Museum.

can show you the letters that we have received, from WSCC to clarify matters.

Very best wishes

---- Original Message -----From: Stephen Harris

To: clock trust

Sent: Thursday, April 22, 2010 4:12 PM

Subject: RE: Private and confidential and without predigest Phase II

Dear Dr Strickland

I presume you are referring to removing part of the fence that has recently been erected. Although all of this fence is arguably located within the curtilage of the listed building, given that it is presumably not attached to the building and that it post-dates 1947 my view is that neither planning permission nor listed building consent would be required to remove it.

It would be inappropriate for me to become involved in or comment upon a private legal matter between your organisation and the West Sussex County Council. However, if you would like me to visit you on site and advise you as to the planning issues relating to the removal and possible relocation of the boundary fence I would be happy to do so.

Please note that the forgoing comments regarding the need or otherwise for consent are offered in good faith and on an informal basis. If you require a formal determination as to the lawfulness of any proposed works then it is open to you to make an application for a Certificate of Proposed Lawful Use or Development, details of which can be provided on request.

Yours sincerely

Stephen Harris
Senior Planning Officer

Chichester District Council, East Pallant House, 1 East Pallant, Chichester, PO19 1TY

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From: clock trust [mailto:contact@clocktrust.com]

Sent: 22 April 2010 15:18

To: Stephen Harris

Cc: Julie Tassell (External)

Subject: Re: Private and confidential and without predigest Phase II

Dear Stephen

Henry Whitby was very knowledgeable about the situation, I assumed you where in the loop, we actually found out about the matter from him to a certain extent and the progress of it, or lack of it, from him.

WSCC were meant to put a stopping order because some of the land we own is according to them, by mistake on the highway map. It is a simple mistake which we have evidence to support is and they cant produce any their side. The problem arose where a ditch marker was taken for a boundary, and the northern boundary not updated after the 1968 conveyance.

FPC got to know about it and you know what they think of us, they have caused problems between us and CDC and WSCC before. Initially this relationship so good, we where going to buy the additional land, as you know.

Well FPC did not get any where with Julie Tassell, as you know see's the big picture and highly supportive of the centre/museum. So they turned to Louise Goldsmith and probably as you are aware set up a meeting with Shona Archer about us. Without any communications with us, I may add. The tone with WSCC changed from this point.

They have now insisted we take down the fence to the north and that all land in front of the chapel and the car park is on the highway. They have noted that it is Gradell listed land and that we would have to ask permission to take the fence down, I can just see the travelers queuing up to take advantage of this. Refusal to take the fence down from CDC would be to ever bodies advantage.

We have checked legally and there case is weak.

Quoting legal advise: Whilst it is possible for a highway to run over private land, the highway history should be able to demonstrate the time when it is said the land acquired these highway rights (if indeed such rights were ever acquired). If the land is currently recorded with such rights, the County Council must have evidence of dedication by a landowner and acceptance by the public or such other statutory process that resulted in such a designation. If it does not have that evidence then it is not entitled to seek to enforce the claimed highway status against you.

They have been asked three times to provide such evidence, they have not, nor can provide it.

We have a few options:

- 1. Short term CDC refuse permission to take the historic boundary down.
- 2. Not sure that Grade II listed land can be highway anyway, but it is impossible for buildings to be on highway and not owned or some rights to them. The land includes the porch and pillars, showing the lack of knowledge when the blocking error occurred.
- 3. We get permision to escavate the land at the front of the chapel to show the historic boundary, you dont know this but their is a foundation of a flint wall there. We where very much aware of FPC when we repaired the old fence, why we went to the expense of using a profession firm, in case there was any dispute.
- 4. We apply to the Secretary of state, phase II of the plans submitted and application for a stopping order.

The car park we formed, it was just rough fenced land before this, is termed a highway verge according to them and would not meet the specification of a public car park. For the SOS to be involved, need to show the development stopped and cant proceed without a stopping order.

The garden area, goes to the property line not the boundary, so we would not have safe passabge between garden either, the shaded area very important on highway. As you know we are dealing with children.

I know sounds very complecate, probally best if I come in sometime. I would like to set up a meeting with you and Julie if possible.

The purpose of the email, to make you to be aware of the situation and the ongoing harassment caused by FPC, it is them that insist that they are 'legally correct' to insist that WSCC enforce the issue. They too have got piggy in the middle syndrome.

Refusal for permission for the fence to be removed would give us some time. I have had to go to the expense to employ another solicitor. Forwarding the plans to phase two gives us options, which we have already progressed.

I have copied this email to Julie.

Very best wishes Paul Dr Paul Strickland

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From:

Stephen Harris

Sent:

06 May 2010 12:04 'porthotel@tiscali.co.uk'

To:

'clock trust'

Cc: Subject:

West Ashling Chapel - FU/08/04218/FUL and FU/08/04217/LBC

Dear Dr Strickland

I am writing further to your two emails of 02 May 2010 in connection with the above matter. For the sake of convenience I have copied both emails below and have responded as best I can to the queries you have raised in blue typeface.

Please note that as of 4th May 2010 the Council has introduced a charging scheme in respect of pre-application advice, details of which can be found on the Council's website - http://www.chichester.gov.uk/index.cfm?articleid=14644. Accordingly, any future advice you require which is not directly related to the planning permission reference FU/08/04218/FUL will be subject to the scheme.

Yours sincerely

Stephen Harris Senior Planning Officer

Chichester District Council, East Pallant House, 1 East Pallant, Chichester, PO19 1TY Email: sharris@chichester.gov.uk
Direct Line: 01243 534566
Contact Centre: 01243 534734
http://www.chichester.gov.uk

----Original Message----

From: hampshire court, support www.timemachinefun.com, join the face book [mailto:porthotel@tiscali.co.uk]

Sent: 02 May 2010 07:09
To: Stephen Harris

Cc: clock trust; Julie Tassell (External)

Subject: Old Scout Hall, Importance: High

Dear Steve

Thank you for your visit on Thursday. I submit the landscape scheme, the last issue to resolve, I have had a long think about the current one, which I think needs to be re-addressed. We certainly have not met all the contractual obligations of customers, some with disabled children or ones suffering from learning difficulties with the current scheme, nor proposals to the Southdown's committed regard cyclist and horse riders.

I will deal with the current WSCC situation which I was duty bound to bring to your attention. We can apply to the secretary of state under the current planning submission as

- 1) The project is stopped. We cant continue with the project without a stopping order.
- 2) The specific work has not started, i.e. the outside land scapeing scheme, that affects the area.

Point 1)

- 1) A specific area in the car park of a disabled parking space. noted
- 1b) That an area of the car park have provision to lock bikes

The structure, which is outlined in your second email below, may require the further grant of planning permission.

2) A specific path way to allow for disabled access to the chapel side door.

I will need details of these works before deciding if they can be approved under the terms of the landscaping scheme 3) Restoration of the chapel porch.

These works may require the further grant of Listed Building Consent

4) Provide a shaded area of horses to be watered and fed. These horses used for disabled enrichment.

These structures may require the further grant of planning permission. You should submit further details of their construction and appearance and confirm how long they would be erected - would they be removed every day?

5) Temporary structures (UART/four poled open tents, like what the pigs get in Basil Bairds fields) to provide shaded

West Ashling Chapel - Discharge of conditions - FU/08/04218/FUL and FU/08/04217... Page 1 of 5

SCAN AS ONE

DOCUMENT

PLEASE

Stephen Harris

From:

clock trust [contact@clocktrust.com]

Sent:

24 March 2010 14:48

To:

Stephen Harris

Cc:

clock trust

Subject: Re: West Ashling Chapel - Discharge of conditions - FU/08/04218/FUL and FU/08/04217/LBC

Dear Steve

I have tried as the effort today to be as constructive as possible, I cant comment on your interpretation, but I have done everything in my power to resolve the issue. I will try and get into the office in the next couple of days, obviously we need to sort this out to get the centre open. This would be all academic, if we can all collaborate with WSCC.

I hope you can take on board even further routes forward, surely the way forward is, as I have today, phone WSCC up. Simon is not the only person in the WSCC highways section.

Very best wishes Paul

---- Original Message -----From: Stephen Harris

To: clock trust

Sent: Wednesday, March 24, 2010 2:38 PM

Subject: RE: West Ashling Chapel - Discharge of conditions - FU/08/04218/FUL and FU/08/04217/LBC

Dear Dr Strickland

I would respectfully point out that you are wrong to describe this matter as 'your issue'. The responsibility for ensuring that conditions are discharged and complied with rests solely with the person who implements the planning permission to which they are attached.

If it is the case that the land outside of the fence is not in your ownership then, as I have suggested on numerous previous occasions, it is open to you to submit and carry out a planting scheme incorporating a hedge to the inner side of the fence.

I have not 'gone against' my original advice with regard to enforcement action. These comments where made in the spirit of co-operation but were qualified insofar as they were conditional upon you actively trying to resolve the issue. However, based on your latest comments it is clear to me that you no longer intend to pursue any planting to the site's boundaries.

I have just received your latest email. I am afraid I cannot accept a planning application by email. I would suggest that you bring the hard copy forms together with any written justification for your proposal into the Planning Office and run through them with a member of our Planning Administrative Section. The hours this service is available are Mon-Fri 09.00 to 13.00, but I would be grateful if you could let me know when you will be visiting the office so that I can brief my colleagues as to the background to this case. Before visiting the office I would suggest you ensure you bring copies of all documents and have provided the correct application fee as set out at Section 9 of the application form. It is not sufficient to simply say that the Council already has copies of certain documents.

Yours sincerely

Stephen Harris

Senior Planning Officer

Chichester District Council, East Pallant House, 1 East Pallant, Chichester, PO19 1TY

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From: clock trust [mailto:contact@clocktrust.com]

Sent: 24 March 2010 11:09

To: Stephen Harris

Cc: clock trust; Julie Tassell (External)

Subject: Fw: West Ashling Chapel - Discharge of conditions - FU/08/04218/FUL and FU/08/04217/LBC

Importance: High

Dear Steve

I have spent this morning talking to WSCC highways to try and resolve your issue.

The problem has arisen because the trees on WSCC land have died and made the site visible. This is not are fault, its an issue with you and WSCC. We have agreed a planting scheme, grass. We even showed over and above good will, by offering to pay for a hedge on WSCC land. As for the fence posts, the same posts where used in the repaired fence. Nothing has changed with the look of the old fence and the repaired one.

I have emailed (and copied the guidelines) to you, to have landscape condition removed, so don't understand you email. If you refuse, I think its something that should be brought to the planning committee, under 'any other business'. I have written to Councilor Tassell about this.

I see now you are going against your original advice, to say we can open but unlikely to get enforcement. As far as I can see it you cant have an enforcement action against somebody's right to appeal. We have plenty of time to reach an agreement with the landscaping according to the permit.

I give you 48 hours to make your final decision, unless positive, we will have no other option than to cancel all events. We would be in breach of planning and insurance policy to open, other than for public consultation, as with any development. The positive request, is that we have met all conditions and you will issue us with a completion certificate.

am spending this afternoon going over phase II of the plans for the chapel and would hope that Brian will then submit these plans. I think communication over this and the one outstanding issue very important, I don't enjoy writing long emails, but important and thank Julie's effort in the matter.

Very best wishes Paul Dr Paul Strickland

From:

Stephen Harris

Sent:

24 March 2010 09:51

To:

'clock trust'

Subject:

West Ashling Chapel - Discharge of conditions - FU/08/04218/FUL and FU/08/04217/LBC

Importance: High

Dear Dr Strickland

I am writing further to your email of 23 March 2010.

The power to impose planning conditions is provided principally by Sections 70, 72, 73 and 73A of the Town and Country Planning Act 1990 (as amended). The Government's policy on the use of planning conditions is found principally in Government Circular 11/95. Circular 11/95 includes examples of landscaping conditions that are similar in nature to those imposed by the Local Planning Authority in this case.

I have already explained why, as part of the requirements of these conditions, I consider the planting of a hedge (adjacent to either side of the fence line) to be reasonable, necessary and fully in accordance with the tests set out in the above policy guidance. I should also point out that during our discussions at the time of the application (i.e. before it was determined) you agreed, in your email of 5 December 2008, to plant a hedge, and permission was granted on the understanding that such planting would take place (as part of a landscaping condition) in order to soften the views of parked cars and the activity and attendant visual clutter within the recently exposed 'garden' area which you say would be used by visitors to the museum.

In my email of yesterday's date I advised you that you have the right to appeal to the Secretary of State against the Local Planning Authority's imposition of the landscaping conditions. Having checked the regulations I can advise you that any such appeal must be submitted within 6 months of the date of planning permission being granted. Clearly, this period has now elapsed and, consequently, this process is unfortunately not open to you.

Having said that, I can advise you that it is open to you to make a formal planning application to the Local Planning Authority to have the planning conditions removed or varied. Information relating to the submission of such applications can be found at http://www.chichester.gov.uk/index.cfm?articleid=8734. As part of this process you will be able to make representations as to why you consider a landscaping scheme, including the planting of a hedge, is not necessary. If this application is unsuccessful, then you would be entitled to appeal to the Secretary of State against the refusal of permission.

In order that I can best determine what course of action I should take with respect to non-compliance with these conditions I would be grateful if you could confirm whether you intend to:

- 1. submit for my approval (and then carry out) a landscaping scheme along the lines I have previously indicated as being acceptable; or
- 2. submit an application to the Local Planning Authority to remove or amend the conditions

In my view the point has now been reached where there is little is to be gained by continuing with an exchange of further, lengthy correspondence. Accordingly, I would be grateful for a clear and concise response with regard to points 1 and 2 above.

If I have not heard from you within 14 days of the date of this email then I must advise you that it will be my intention to pass this matter to the District Council's Planning Enforcement Section in order that they can bring this matter to a satisfactory conclusion.

Yours sincerely

Stephen Harris Senior Planning Officer

Chichester District Council, East Pallant House, 1 East Pallant, Chichester, PO19 1TY Email: sharris@chichester.gov.uk

West Ashling Chapel - Discharge of conditions - FU/08/04218/FUL and FU/08/04217... Page 2 of 2

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