

From: info@nelsonplanthire.co.uk
To: [Tanner, Matt](#)
Cc: ["Jones, Michael"](#)
Subject: FW: Whitehouse field
Date: 04 March 2023 23:33:06
Attachments: [image007.png](#)
[image008.png](#)
[image009.png](#)
[image010.png](#)
Importance: High

Matt,

Further to the previous correspondence received to yourself from the LPA as part of their statutory consultee response. It is clear that their response letter does confirm the obligation further and outlines the position if the scheme is not completed in line with the approval.

Please also see below further email and confirmation from the head of planning.

This once again confirms that there is an obligation to complete the works in line with the approval, inspectorates decision and enforcement plan. This also demonstrates that as part of this obligation we are using the minimum amount of waste needed under the planning approval. This being that the enforcement plan is the same as the plan within our permit application and WRP.

To that note there can be no doubt that there is a clear obligation to do the works and that we are using the minimum amount of waste necessary under the approved planning permission to complete the scheme.

I would be grateful if you could now confirm that this is the case and that you are in agreement and can agree that the project does meet recovery and in turn issue us with an environmental permit so that we can complete the project.

Kind regards,

Simon Nelson



Phone: 01264 726121 or 01264 357627

Mobile: 07920 100 120

Email: info@nelsonplanthire.co.uk

Website: www.nelsonplanthire.co.uk

Confidentiality Note:

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From: Finch, Simon <SFinch@testvalley.gov.uk>

Sent: Friday, March 3, 2023 5:35 PM

To: info@nelsonplanthire.co.uk
Cc: James, Andrew <AnJames@testvalley.gov.uk>
Subject: RE: Whitehouse field

Dear Mr Nelson,

Apologies for not coming back sooner. Please note that I am leave the first half of next week.

We have reviewed the situation again in light of recent correspondence and the email from Paul Jackson in 2018.

The reason we advised the Environment Agency that you were intending to proceed with a standalone 5 hole golf course was because that was set out in your pre-application enquiry which Emma Jones responded to. In your email to her of 22nd September you twice refer to the development being standalone. This was reiterated a few weeks ago when the Chief Executive, Andrew Ferrier, and I met with you.

Our view is that building and opening a standalone 5 hole course would not be in line with the 1997 permission which authorises only an extension of the neighbouring course.

However, it is still our opinion that you can construct an extension to the golf course in accordance with the 1997 approval, including its conditions, and meeting the requirements of the enforcement notice. It would be somewhat unusual to do this, given that there is no understanding or agreement in place for the additional 5 holes to be used by the existing golf course so the extra holes would not be used, but appreciate that is a matter for you.

This being the case it seems to us that the letter to the EA did reflect the appropriate planning position regarding the land. Our letter specifically says that we would be prepared to review the position in light of any information provided by you which we have done.

I trust this is helpful and we would be happy to discuss further if useful.

Regards,

Simon Finch
Head of Planning & Building
Planning & Building

Test Valley Borough Council
Beech Hurst
Weyhill Road
Andover
SP10 3AJ
01264 368186



From: info@nelsonplanthire.co.uk <info@nelsonplanthire.co.uk>

Sent: 02 March 2023 16:02

To: Finch, Simon <SFinch@testvalley.gov.uk>

Subject: RE: Whitehouse field

Mr Finch,

Please do call me I am looking forward to clearing matters up and finding out why your enforcement manager is telling lies and acting in a defamatory and liabless way.

Regards,

Simon Nelson



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From: Finch, Simon <SFinch@testvalley.gov.uk>

Sent: Thursday, March 2, 2023 3:33 PM

To: info@nelsonplanthire.co.uk

Cc: Ferrier, Andrew <AFerrier@testvalley.gov.uk>

Subject: RE: Whitehouse field

Dear Mr Nelson,

Thank you for your email and I will respond tomorrow. Apologies for missing your call earlier today but I have been in meetings for the last few hours.

Regards,

Simon Finch

Head of Planning & Building
Planning & Building

Test Valley Borough Council
Beech Hurst
Weyhill Road
Andover
SP10 3AJ
01264 368186



From: info@nelsonplanthire.co.uk <info@nelsonplanthire.co.uk>
Sent: 01 March 2023 14:06
To: Finch, Simon <SFinch@testvalley.gov.uk>
Cc: Ferrier, Andrew <AFerrier@testvalley.gov.uk>
Subject: FW: Whitehouse field
Importance: High

Both,

Please see below my email to your enforcement manager.

There seems to be a misinterpretation somewhere.

For both of your benefits.

The approval that stands is what we are constructing. This will be carried out in line with the planning approval, inspectors decision and enforcement plan. This is what was discussed in our meeting and I hope this is clear enough to understand

Kind regards,

Simon Nelson



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From: info@nelsonplanthire.co.uk <info@nelsonplanthire.co.uk>

Sent: Wednesday, March 1, 2023 2:04 PM

To: 'James, Andrew' <AnJames@testvalley.gov.uk>

Cc: 'Jones, Michael' <Michael.Jones2@tetrattech.com>

Subject: RE: Whitehouse field

Importance: High

Andrew,

I am now in receipt of your statutory consultee reply to the EA. This has been forwarded to me by Matt Tanner of the EA.

There are some points within the letter which are not factually correct and which I need to make explicitly clear at this point from a planning perspective.

Your comments regarding me indicating to the council that I intend to build a 5 hole self contained golf course as opposed to an extension to the hampshire golf course site are completely untrue and fabricated. I would like to know where you have gleaned this information and why you have decided to write this to the EA ? Please tell me where this is stated and why you have reached this absurd conclusion which is untrue & has the potential to prejudice my position commercially in regards to our position. This tantamounts to a fabrication of the truth and it could also be construed as a libellous and defamatory action for which I would be entitled to seek recourse.

I am glad you have taken counsels advice on this matter and I must be clear with you that we are **ONLY INTENDING TO COMPLETE THE CURRENT PLANNING PERMISSION IN LINE WITH THE CURRENT APPROVAL, INSPECTORATES DECISION, & ENFORCEMENT PLAN, NO MORE, NO LESS.** I understand entirely that anything that differs from the approved planning permission will need a new planning application and then full permission from the council. Your understanding that the works are being carried out as an extension of the existing course are correct as detailed above and approved with the current permission and this will remain the case. This was confirmed over 20 times to the previous head of planning Mr Jackson who I believe has now left the councils employment.

The extant enforcement notice that you draw reference to can only be discharged when the development approved by the current permission has been completed, this permission in turn cannot be completed until we obtain an environmental permit from the EA.

Therefore the best way forward is for both authorities to stop trying to halt the works and to accept that we are lawfully able to complete the current permission in line with the inspectorates decision, planning approval and enforcement plan. The quicker this is done the quicker we can complete the development.

Kind regards,

Simon Nelson



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From: James, Andrew <AnJames@testvalley.gov.uk>

Sent: Thursday, February 23, 2023 11:55 AM

To: info@nelsonplanthire.co.uk

Cc: 'Tanner, Matt' <Matthew.Tanner@environment-agency.gov.uk>; 'Jones, Michael' <Michael.Jones2@tetrattech.com>

Subject: RE: Whitehouse field

Dear Mr Nelson,

Thank you for your email.

Apologies for the delay and please be assured that I am not ignoring you. I was on annual leave last week and have been attending to a number of pressing matters since my return.

I can confirm that I will, before the end of this week, have provided Matt Tanner at the Environment Agency a consultation reply.

Thank you for your patience in this matter.

Kind Regards,

Andrew James

Planning Enforcement Manager

Planning & Building

Tel: 01264 368 049

Test Valley Borough Council

From: info@nelsonplanthire.co.uk <info@nelsonplanthire.co.uk>

Sent: 22 February 2023 16:30

To: James, Andrew <AnJames@testvalley.gov.uk>

Cc: 'Tanner, Matt' <Matthew.Tanner@environment-agency.gov.uk>; 'Jones, Michael' <Michael.Jones2@tetrattech.com>

Subject: Whitehouse field

Importance: High

Andrew,

I am yet to receive a call back from yourself. I have called again today and left another message and have been advised by your reception to start emailing the complaints@testvalley.gov.uk email in order that it can be looked at internally as to why I am being unnecessarily delayed and ignored by yourself. I have called in excess of 5 times now and sent numerous emails to both yourself and the head of planning and still have had absolutely no response.

Could you please call me back in order to confirm that you are liaising with Matt Tanner from the EA regarding the above and providing him with the information that he requires.

This is becoming quite frustrating and I am keen to bring matters to a swift resolution so that we can complete the works for which we have planning permission of which I am sure your aware we are currently been stopped from doing these works by yourselves and the EA.

Kind regards,

Simon Nelson



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