



Isle of Man
Government

Beilltes Eilan Vannin

Department of Environment, Food and Agriculture

Rheynn Chymmyltaght, Bee as Eiryns

Please reply to the signatory and quote our reference on all correspondence.

Our Ref: RB295

Your Ref:

Tel: (01624) 685915

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Email: thomas.sinden@gov.im

Chief Executive

Mr R Lole

Port Erin Commissioners

12 Bridson Street

Port Erin

IM9 6AN

28th October 2021

Dear Sir/Madam,

Registered Building No:	295
Proposal:	Application for de-registration of a building
Address:	Cosy Nook, Shore Road, Port Erin
Decision:	Refused
Applicant:	Port Erin Commissioners

An appeal to the Department has been lodged against the abovementioned application which accords with the Town and Country Planning (Registered Building) Regulations 2013, Article 11.

Article 11(2) of that Order requires the Department to forward the appeal to the Office of the Chief Secretary for referral to a planning inspector.

The planning inspector must then comply with the obligations of their role as set down in Article 11(7) which includes;

- (a) must consider the application and any written submissions made with respect to it;
- (b) may in the case of an inquiry only, hold a pre-inquiry meeting to be convened on his or her behalf by the Chief Secretary;
- (c) must in the case of an inquiry only, give to the appellant, the Department and every interested person, an opportunity to appear before him or her on a date fixed and to make oral representations and to call and examine witnesses;
- (d) may invite any Government Department (including any Division of the Department) or any other body or person to provide technical advice; and
- (e) must make to the Department a report in writing that includes the planning inspector's recommendations as to the determination of the appeal.

The Minister, on behalf of the Department, will consider the report of the planning inspector before making a decision on the appeal.

At the request of the appellant the appeal will be considered in the form of an inquiry. This request has been conveyed to the Chief Secretary.

Please be aware that if an appellant fails without reasonable cause to appear at the time and place appointed under Article 7 (an inquiry), they may be held liable for costs and expenses incurred by the Department or any interested person in connection with the appeal.

As soon as is possible after reaching a decision the Department will give notice in writing to all parties. Such notice will include details of where the planning inspector's report may be viewed and, where a decision may not follow the recommendation of the planning inspector, the reasons for the Departments decision.

Yours faithfully

Redacted

Thomas Sinden
Assistant Registered Buildings Officer



Mr R Brazier
Registered Buildings Officer
Department of Environment, Food and Agriculture
Planning & Building Control
Murray House
IM1 2SF

26 October 2021

Dear Mr Brazier,

**Re: Cosy Nook, Shore Road, Port Erin
Town and Country Planning (Registered Buildings) Regulations 2013
Regulation 11**

Port Erin Commissioners has resolved to appeal the decision of the Department to refuse an application by Port Erin Commissioners, to remove **Cosy Nook, Shore Road, Port Erin** from the Protected Buildings Register (Registered Building No.295) as per the notice issued 5th October 2021.

The Board does not agree with the ruling and parts of the information provided by the Department and requests that the appeal be conducted by means of an inquiry.

Should you need to discuss or require any additional information at this stage, please do not hesitate to contact me.

Yours sincerely,

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Clerk
On behalf of Port Erin Commissioners