

HBF Conference - Legal Update

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- Introduction – law in the virtual world
- A highly kinetic environment
 - Consultation on revision to Standard Method
 - Consultation on Changes to the Current Planning System
 - Consultation on White Paper
- Strong recommendation for need for constructive engagement
- Future (potential) changes to law and policy not for this talk

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Topics to be covered

- A selection of relevant case law on
 - Local plans, housing and green belt
 - C2 and C3 use
 - Section 106 obligations
 - Out of date development plan policies and the tilted balance
 - Listed buildings – correctly weighing the public benefit
- The JR challenge to the Government's new permitted development and use class changes
- Reflections on virtual inquiries and hearings

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Local Plans, housing and green belts

*Aireborough NDF v Leeds CC, Secretary of State
HCLG, Avant Homes (England) Ltd and Gallagher
Estates Ltd [2020] EWHC 1461 (Admin)*

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C2 and C3 use

Rectory Homes Ltd v Secretary of State HCLG
[2020] EWHC 2098 (Admin)

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Section 106 obligations

Norfolk Homes Limited v (1) North Norfolk District Council (2) Norfolk County Council [2020] EWHC 2265 (QB)

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Out of date development plan policies and the tilted balance

Peel Investments (North) Ltd v Secretary of State HCLG and Salford City Council [2020] EWCA Civ 1175

Gladman Developments Ltd v Secretary of State HCLG and others [2020] EWHC 518 (Admin)

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Listed buildings – correctly weighing the public benefit

Kay v Secretary of State & Ribble Valley BC
[2020] EWHC 2292 (Admin)

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The JR challenge to the Government's new permitted development and use class changes

*Rights: Community: Action v Secretary of State
HCLG*

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Some reflections on virtual inquiries and hearings

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