

**Trustees of the Ethelston & Bestic School Foundation**

*Penfold  
Cannington Cottages  
Cannington Lane  
Uplyme  
Dorset DT7 3SW  
UK*



Tim Spurway

Planning Policy Section

EDDC

The Knowle

Sidmouth

EX10 8HL

EAST DEVON DISTRICT COUNCIL ECONOMY			
25 JAN 2017			
ACK	CIRC	SEEN	FILE

223<sup>rd</sup> January 2017

Dear Mr Spurway

UPLYME NEIGHBOURHOOD PLAN Representation Form

I enclose a representation form which has already been submitted online but I have had some problems where there is a PDF attachment so I am sending the completed forms to you also.

The alternative wording that I have shown on the form has been approved by Chris James, the chairman of the Uplyme Neighbourhood Plan group and so I hope its inclusion will be a formality. Its purpose is simply to clarify the position and make it clear that the land in question is in the ownership of the school trustees and that their preferred option would be to change its use to residential, after giving due consideration to other possible uses when the time comes.

Yours sincerely

Martin Whithead



Accession	Rep No.
For Council Use Only	For Council Use Only

# Uplyme Neighbourhood Plan – Submission Version Representation Form



The Uplyme Neighbourhood Plan has been prepared by Uplyme Parish Council. It has now been formally submitted to East Devon District Council who are legally required to undertake public consultation.

**Please return this form to East Devon District Council by Friday 27 January 2017. Representations received after this time will not be accepted.**

## Part A – Personal Details Please note we cannot accept anonymous responses.

Personal Details		Agent's Details (if applicable)*	
Title	MR	Title	
First Name	IAN MARTIN	First Name	
Last Name	WHITEHEAD	Last Name	
Job Title (where relevant)	TRUSTEE	Job Title (where relevant)	
Organisation (where relevant)	MRS ETHELSTON'S SCHOOL FOUNDATION	Organisation (where relevant)	
Address	PENFOLD 4 CANNINGTON COTTAGES UPLYME	Address	
Postcode	DT7 3SW	Postcode	
Tel. No.		Tel. No.	
Email Address		Email Address	

\*if an agent is appointed, please fill in your title, name and organisation and the full contact details of the agent. Where an agent is used the agent will be the point of contact for correspondence.

Name/Organisation Please complete for each sheet	TRUSTEES OF MRS ETHELSTON'S SCHOOL FOUNDATION
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Please indicate whether you wish to be notified of any of the following:

- The publication of the recommendations of any person appointed to carry out an independent examination of the Uplyme Neighbourhood Plan.
- The adoption of the Uplyme Neighbourhood Plan.

## Representation details

Please use a separate form for each representation

1. To which section of the Neighbourhood Plan does this representation relate?

(Please note that a separate form must be completed for each representation)

Policy Number (Include policy, paragraph or other reference no. if appropriate)	7.2 Policy WEM5
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2. Please use the box below to set out why you are supporting or objecting to this part of the plan. If your comment relates to a specific area of land or site if possible please identify it on a map. Continue on a separate sheet if necessary

THE SCHOOL TRUSTEES ARE OBJECTING TO THIS PART OF THE PLAN,  
THE TRUSTEES OWN THE EXISTING SCHOOL SITE AND WHEN THE SCHOOL RE-LOCATES THE EXISTING SCHOOL SITE WILL HAVE TO BE SOLD. UNDER CHARITY LAW THE TRUSTEES HAVE TO MAXIMISE ITS VALUE AND OUR PREFERRED OPTION IS TO CHANGE ITS USE TO RESIDENTIAL, SUBJECT TO A FULL REVIEW OF POTENTIAL USES WHEN THE TIME COMES,  
THE SITE IS IN A RESIDENTIAL AREA NEXT TO THE CHURCH AND WE BELIEVE THE VILLAGE COMMUNITY WILL BEST BE SERVED BY A SYMPATHETIC RESIDENTIAL DEVELOPMENT. THIS IS NOT THE RIGHT SITE FOR ANY COMMERCIAL DEVELOPMENT.

Name/Organisation Please complete for each sheet	TRUSTEES OF MRS ETHELSTON'S SCHOOL FOUNDATION
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**3. What changes would you suggest should be made to the plan?**

It will be helpful if you are able to put forward your suggested revised wording of any policy or text or suggested alternative policy boundary. Please be as precise as possible.

TEXT  
RE-USE OF THE CURRENT SCHOOL SITE.  
AS NOTED IN SECTION 8.3.2, THERE IS A LONGSTANDING PROPOSAL TO BUILD A NEW SCHOOL IN UPLYME ON A SITE ADJACENT TO THE VILLAGE HALL. WHEN THIS TAKES PLACE, CONSIDERATION WILL NEED TO BE GIVEN TO THE RE-USE OF THE EXISTING SCHOOL SITE AND BUILDINGS.  
THE SCHOOL IS OWNED BY THE SCHOOL TRUSTEES WHOSE INTENTION WILL BE TO DISPOSE OF THE SITE. UNDER CHARITY LAW THEY ARE OBLIGED TO MAXIMISE ITS VALUE AND THEIR PREFERRED OPTION IS TO CHANGE ITS USE TO RESIDENTIAL, SUBJECT TO A FULL REVIEW OF POTENTIAL USES AT THE TIME.  
POLICY UEM5 - SCHOOL SITE  
ANY CHANGE OF USE OF CURRENT SCHOOL LAND FOLLOWING THE RE-LOCATION OF THE SCHOOL TO ITS NEW SITE ON LYME ROAD WILL BE FULLY REVIEWED AT THE TIME AND ALL POTENTIAL USES WILL BE CONSIDERED. THE PREFERRED OPTION OF THE TRUSTEES IS CURRENTLY RESIDENTIAL IN ORDER TO MAXIMISE INCOME WHICH IS A REQUIREMENT UNDER CHARITY LAW.

Continue on a separate sheet if necessary

**4. If your representation is seeking a change, do you consider it necessary to speak at the examination? (please tick one box only)**

Please note this will not be regarded as a binding decision but will help us in our planning.

If you select No your representation(s) will still be fully considered by the independent Planning Inspector by way of written representations.

No, I do not wish to speak at the examination.

Yes, I wish to speak at the examination.

Name/Organisation Please complete for each sheet	MAS ETHELSTANE SCHOOL FOUNDATION
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5. If you wish to speak at the examination, please outline why you consider this to be necessary:

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*Please note the Inspector will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate in the examination. If the Inspector does not consider it necessary to hold a public examination consideration will be given by way of written representations.*

*Please note that your comments and your contact details will be publically available, although your signature, private e-mail address and telephone number will not be visible on our web site.*

Signed	
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A signature is required by the Planning Inspectorate. If filling in the form electronically it can be an 'electronic signature' by typing in your name in the box. If you provide a handwritten signature we will ensure that it is not published on-line but it will be visible on the paper copies available at our offices and sent to the Inspector.

Date	23.1.2017
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**Please e-mail the completed form(s) and any additional information to [localplan@eastdevon.gov.uk](mailto:localplan@eastdevon.gov.uk) or send to Tim Spurway, Planning Policy Section, East Devon District Council, The Knowle, Sidmouth, EX10 8HL**

## 7.2 Re-use of the current school site

As noted in section 8.3.2, there is a longstanding proposal to build a new school in Uplyme on a site adjacent to the Village Hall. When this takes place, consideration will need to be given to the re-use of the existing school site and buildings.

The school is owned by the school Trustees whose intention will be to dispose of the site. Under charity law they are obliged to maximise its value and their preferred option is to change its use to residential, subject to a full review of potential uses at the time.

### Policy UEM5 – School site

Any change of use of current school land following the relocation of the school to its new site on Lyme Road will be fully reviewed at the time and all potential uses will be considered. The preferred option of the Trustees is currently residential in order to maximise income which is a requirement under charity law.