

Date of Report:

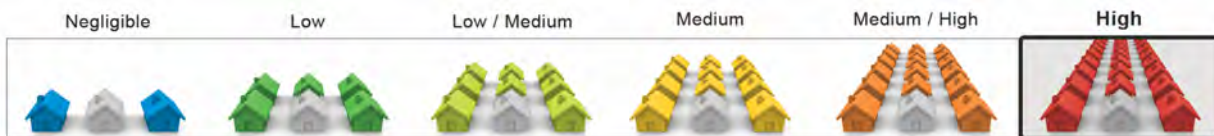
Your Reference: Sample DevAssess

Order Number: DA DA 02 Sample DevAssess

Our Reference: DA39011

Property: **Flat 5, 15, Marine Parade, Folkestone, Kent, CT20 1TX**

The risk of development within a 75m radius taken from the centre of the structure in this location is:



SUMMARY

Are there major development proposals of concern to the subject property?	YES
Are any important views that the subject property enjoys going to change?	YES
Is the immediate area currently under threat from development?	YES

Is there a potential risk to a lender? YES

If the answer is 'yes' to any of the above questions it will be expanded upon further within this report.

Data Provider

The DevAssist product range of DevAssess, DevAssess Premium, DevCheck, DevProbate and DevCity are services provided by DevAssist. Reports are compiled by DevAssist Ltd. Registered with the Property Codes Compliance Board.

Search Details

This search is subject to DevAssist's standard terms and conditions which can be sent on request or viewed on our website www.devassist.co.uk.

DevAssist is registered with the Property Codes Compliance Board (PCCB) as a subscriber to the Search Code, further details of which can be found at www.pccb.org.uk

Data Provided by:



KEY FINDINGS

There are development risks in the vicinity of the property address given. The likelihood of these sites being developed is medium/high and high. Site 1 is subject to a live planning consent and can be considered a high risk of development. Development of site 1 may impact the subject property. Development of site 2 may impact the subject property. We believe that any lender involved in this transaction should be notified of the potential for development.

Please note: Sites identified as suitable for development may not be under current planning policy. As planning policies evolve or change, further development opportunities or risks may arise. They may also remove sites from being vulnerable to development.

This report is a prediction of where development may take place, but it cannot be guaranteed what will or will not occur in the future.

Searches undertaken to compile this report:

1. Professional analysis of Ordnance Survey to identify development opportunities
2. A desk top inspection of the aerial maps over the identified area
3. Birdseye rotational inspection of the surrounding area (where available)
4. Inspection of the Local Plan / LDF
5. Study of attached planning report to establish which major applications may affect the searched property.

The choices this report presents

This report seeks to establish the development opportunities that exist within a 75m radius of the property you propose to purchase. You can use this information to decide whether to buy the property, conscious of what may happen in the future. Your property may sit within a conservation area and, as such, any development may not be favourably looked upon. It may sit next to green belt that is vulnerable to rezoning for development. It may be next to some large gardens that have development potential. Perhaps the property you propose to buy could itself have an involvement in a development with great financial benefit to you. It may of course have none of the above and you have bought some peace of mind that your home and the surrounding area are unlikely to change in the near future.

Please note that identified sites may not be developed because the landowners will not sell, or for any other reason that could make the development unviable. Some policies change more frequently than governments. All you can do is make an informed decision by assessing the risk and this report will help, by informing you which areas of the locality may change in the future.

Finally, please note that we cannot identify single dwellings that are replaced with a more substantial dwelling than the existing. These one for one replacements are generally not economic. When there is a buyer with a special interest, however, the economics are sometimes not considered relevant. Equally, some properties may be converted into flats, which again is almost impossible to predict.

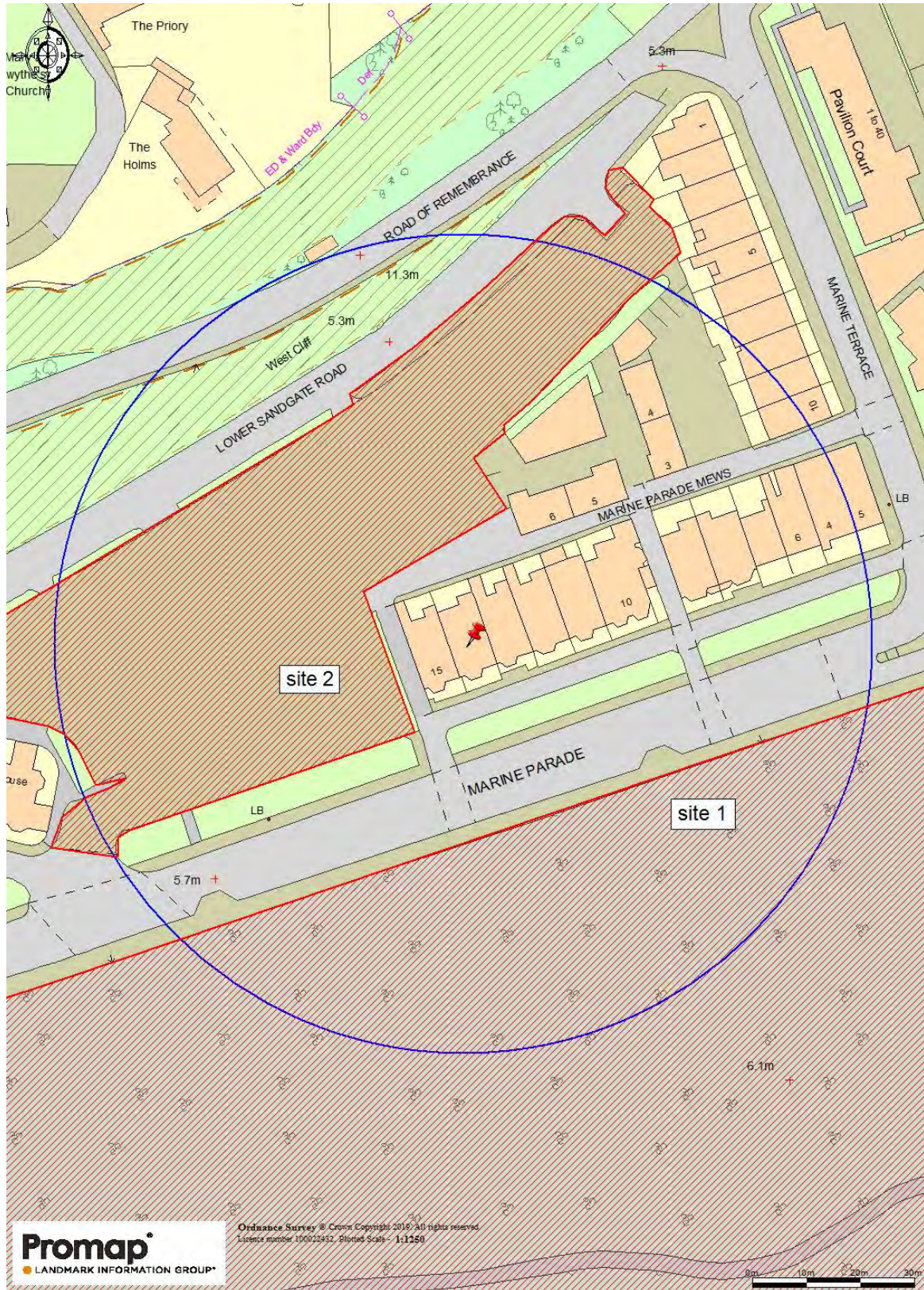
Planning is a subject where you can never say 'never'! There may always be situations when planning permission is considered acceptable.

Next Steps

You may wish to discuss the findings of this report with your legal adviser.

If you have any development or valuation questions arising from this report, or would like to investigate any aspect in greater depth, specialist advice is available on request. Detailed reports are also available on planning and neighbourhood information, valuation of development land, impact and risk. Contact DevAssist on 01342 890010 or email info@devassist.co.uk for further information including pricing.

DevAssist is the trading name for DevAssist Ltd. Company No 07915521



Legend

Do not scale



Search Property



75m Search Radius

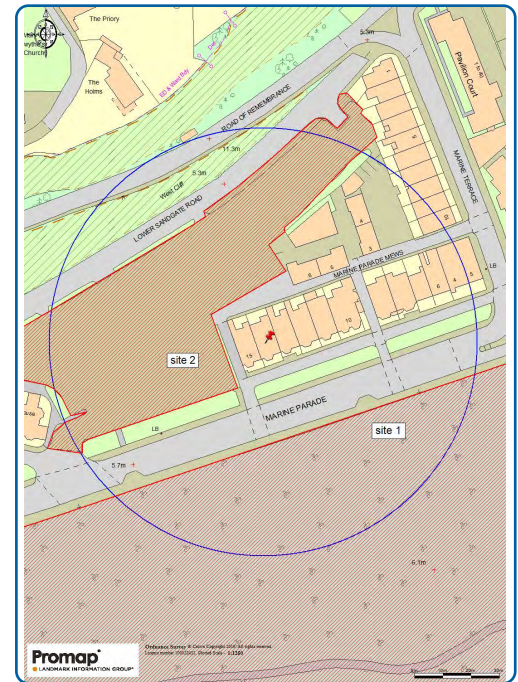


Identified Development Sites

Identified Development Sites

Site	Size (acres)	Capacity (houses)	Capacity (Flats)	Development Risk	Impact if Developed
1	n/a	mixed	use	High	Negative
2	1.35	27	70	Medium / High	Significant

On those sites that do not yet have planning history the table above provides typical density guidance only. Densities may be higher in certain locations and lower in others.


Local Planning Policy

The land is zoned within the settlement/urban area of Shepway District Council. Development is presumed acceptable when within the settlement, subject to it conforming to development control policies and standards. It is also zoned as a conservation area, which creates a tighter layer of development control and makes development harder to gain consent upon. This may make development unattractive to a developer. Trees and listed buildings may also be a barrier to development proposals in such areas.

Development Potential of the Subject Property

The subject property has no development potential. The property is a listed building and therefore new build development is extremely unlikely to be permitted. Householder improvements and extensions may still be permitted.

Summary of Immediate Area

Site 1 is a live site. In 2015 planning permission was granted for outline planning application with all matters (access, scale, layout, appearance, landscaping) reserved for the redevelopment of the harbour and seafront to provide a comprehensive mixed use development comprising up to 1000 dwellings (C3), up to 10,000 square metres of commercial floorspace including A1, A3, A4, A5, B1, D1 and D2 uses as well as seaports and beach sports facilities. Improvements to the beaches, pedestrian and cycle routes and accessibility into, within and out of the seafront and harbour, together with associated parking under reference number Y12/0897/SH. We understand that construction has begun. In our view the site can be considered a high risk of development. The site may have a negative impact on the subject property. Relevant plans of the consented development are attached for your consideration. If you are not supportive of the development of this site we would recommend you request more detailed reports on the application site title from your solicitor. Whilst this would reasonably incur an extra legal fee it may uncover a covenant that may control the development potential of this land. It is our belief that development on this site could impact the value, or future marketability, of the subject property. If the property is to be purchased with a mortgage we strongly recommend that this is referred to the valuer. It is for the valuer to have the final word on whether this will affect the value of the property.

Site 2 has been assessed through the Strategic Housing Land Availability Assessment (SHLAA) process as a potential location for development. The site was found to be suitable for development. This indicates that planning permission could be granted in the future. It should be noted that whilst these circumstances make the land vulnerable it does not guarantee that development will occur. The site can be considered a medium / high risk of development. If it was ever granted planning permission the site will have a significant impact on the subject property. If development was to be attempted on this site and you were not supportive we would recommend you request more detailed reports on the application site title from your solicitor. Whilst this would reasonably incur an extra legal fee it may uncover a covenant that may control the development potential of this land.

Immediate Area Continued.

Whilst the open space to the north is zoned within the urban area it is reasonable to assume that this is Public Open Space and as such will be protected from development. Policy would have to shift dramatically to enable development.

Site 1





Site 1

***REGM20/PLAN/DEACAC0E2/PL/SEC01/1ST/01**

Application No: **Y12/0897/SH**

TOWN AND COUNTRY PLANNING ACT 1990

Notification of Grant of Outline Planning Permission to Develop Land

Folkestone Harbour (GP) Ltd
C/o Ms S Round
Savills Inc. The London Planning Practice
Lansdowne House
57 Berkeley Square
London
W1J 6ER

Take notice that The Shepway District Council, the Local Planning Authority under the Town and Country Planning Acts has **GRANTED PERMISSION** for the development of land

situate at: FOLKESTONE HARBOUR AND SEAFRONT FOLKESTONE KENT

and being: OUTLINE PLANNING APPLICATION WITH ALL MATTERS (ACCESS, SCALE, LAYOUT, APPEARANCE, LANDSCAPING) RESERVED FOR THE REDEVELOPMENT OF THE HARBOUR AND SEAFRONT TO PROVIDE A COMPREHENSIVE MIXED USE DEVELOPMENT COMPRISING UP TO 1000 DWELLINGS (C3), UP TO 10,000 SQUARE METRES OF COMMERCIAL FLOORSPACE INCLUDING A1, A3, A4, A5, B1, D1 AND D2 USES AS WELL AS SEASPORTS AND BEACH SPORTS FACILITIES. IMPROVEMENTS TO THE BEACHES, PEDESTRIAN AND CYCLE ROUTES AND ACCESSIBILITY INTO, WITHIN AND OUT OF THE SEAFRONT AND HARBOUR, TOGETHER WITH ASSOCIATED PARKING, ACCOMPANIED BY AN ENVIRONMENTAL STATEMENT.

referred to in your application for permission for development received on 1st October 2012.

This Approval is subject to the following conditions:

CONDITIONS

- 1 Approval of the details of the access, appearance, layout, landscaping and scale (hereinafter called "the reserved matters") for each phase or sub-phase of the development shall be submitted to and approved in writing by the local planning authority before any development is commenced within that phase or sub-phase. The development shall be carried out as approved.

Site 1





Site 2



What is DevAssess?

DevAssess is a unique report that contains information about current and historic planning applications together with a professional opinion about future development opportunities within a 75m radius of a property address, and other local neighbourhood information. It is of particular help in urban areas or where you want to know or are concerned about the risk of any potential future development nearby that could materially affect the enjoyment, view from or value of your intended purchase.

How is the professional opinion reached?

It is reached following an Ordnance Survey desk top search and by using land identification techniques and skills that developers use to identify development opportunities. DevAssess is produced by a team of residential property consultants who are all land buyers with extensive experience identifying where developers will want to prospect. They are trained in land assembly and the planning system, which gives them a tremendous insight into what can and can't be developed.

Is this just guesswork?

No. The consultants diagnose where the risk of development exists. Their experience in the house building industry and extensive knowledge of the planning system gives them the skills to assess what land developers will want to buy.

How accurate is this report?

Whilst every care has been taken in the formation of this report the accuracy of it must be taken in the spirit that it has been written. It is a prediction of where development may take place. We cannot guarantee what will or will not occur in the future. As planning policies and density standards change this may remove or create further areas of development that could not have been foreseen at the time this report was commissioned. It has been written in good faith to provide better information to buyers who would not otherwise understand the planning system or where development may take place. We cannot of course know which land owners will sell to developers, or if at all. This report is based on our professional opinion of development opportunities within the vicinity of the property. Please note though that it is a prediction of where development may take place and does not, in any way, guarantee what will or will not occur in the future. Please refer to the 'Useful Information' section for details of other data sources used to produce this report.

Hasn't all the land been developed in urban areas?

No. This is a myth. On average 50-60% of housing land comes from windfall developments within existing urban areas. There are still huge areas of land yet to be developed and, due to a chronic housing shortage, the need to identify land for development is expected to increase further over the next few years. It is inevitable that urban areas will continue to shoulder the vast majority of that burden.

What will this report show that can't be found in a local authority search?

Apart from road and rail information, a local authority search is restricted to past planning and building regulation history of the property itself. DevAssess considers current and historic planning applications within the boundaries of the property and in the wider area. It is the only report that also identifies where future development may take place.

What will this report show that can't be found in a planning report?

Whilst a planning report considers current and historic planning information, DevAssess is the only report that considers the future, ie, identifies potential opportunities that a developer would also be looking for that do not yet have relevant planning history.

What will not be shown in the report?

The report will not identify large buildings that, due to their condition or scale, may be suitable for conversion or replaced with another structure that is made up of flats or split vertically. It will not identify one for one replacements, extensions or home improvements. The report does not forecast when developments will take place; it identifies where they might.

How likely is it that development will occur that wasn't identified in the report?

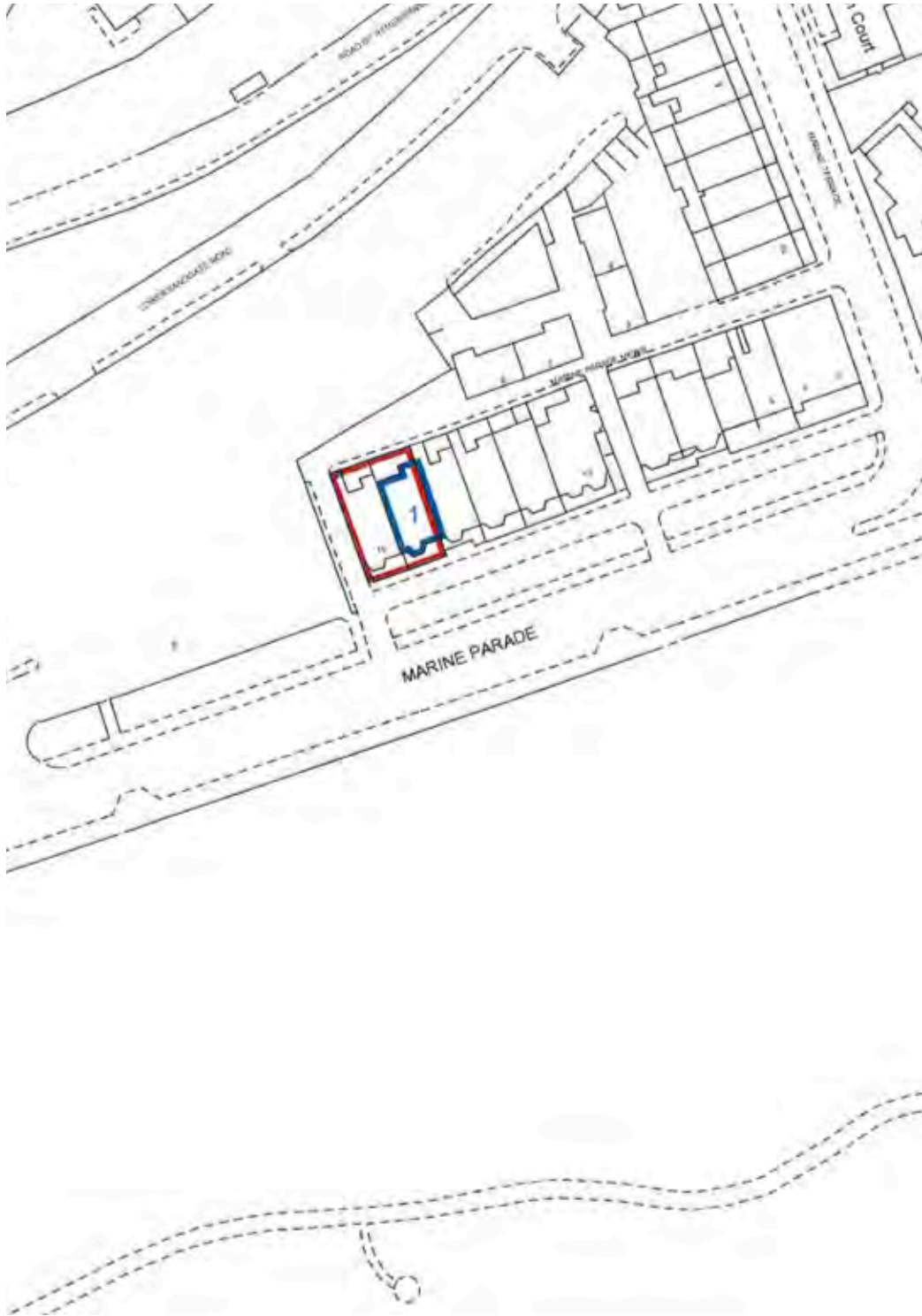
Planning policies do change. When this happens, some areas of development will be opened up that were not previously accessible. Generally this only happens over a 5 year period. As such, a DevAssess report is useful for the average stay in a property.

Why don't all planning applications appear on the map?

If there are several planning applications within close proximity of each other, the plan may show these as a single point of reference within a red polygon.

Are there any other benefits in obtaining a DevAssess Search?

Yes. It could indicate some hidden value in an intended purchase, although further advice may be required to provide a better understanding of any value that may exist in the property or any covenants it may benefit from.



OTHER REPORTS AVAILABLE FROM DEVASSIST

 **DEVASSESS™**

This basic assessment for residential and commercial purchasers of properties under 0.25 acres exposes any significant development risks in a 75m radius from the centre of the main structure. Areas investigated include risks to views, the impact on its value and enjoyment potential should development occur nearby, and a professional opinion on its development potential.

 **DEVASSESS™**
PREMIUM

This comprehensive report provides greater depth of information on potential risks. Recommended as the 'go-to' choice for risk-adverse property purchases under 40 acres, its search area extends 75m from the boundary. It looks at traveller sites, the Strategic Housing Land Availability Assessment, local policy, listed buildings, the five-year housing supply and changes to nearby major infrastructure. Greater depth of this report can reveal alternative exit strategies and potential hidden value in properties.

 **DEV CITY™**

Major urban locations are constantly evolving, especially in the big cities of England and Wales. These high-value, high-risk areas are analysed in two stages - initially looking at the planning history of nearby structures, followed before exchange by any other pending planning applications. As planning data can be four weeks out of date when purchased, it is essential for litigious clients to make sure the best data is being investigated. Just before exchange, the report is updated with any responses from the Freedom of Information Act request, revealing any other pending planning applications.

 **DEV PROBATE™**

Sometimes you just need to investigate whether a piece of land or an asset has development potential. This report examines the hidden potential or alternative use in a property that may increase its value. Widely used by solicitors, estate agents, asset managers and debt recovery experts for identifying where land values may exceed existing use values, the report protects professional indemnity insurance from the risk of underselling property assets. With HMRC making random checks on property assets being sold, this report gives solicitors peace of mind that they have adequately assessed any development potential.

FAST TRACK

OUR FAST TRACK SERVICE IS AVAILABLE ON ALL ORDERS

WHAT THE RISK BAR MEANS

The risk bar within our reports is a simple way for us to demonstrate the risk that a property may be exposed to. It must be understood that this bar is based on the probability of a site being developed, what information is reasonably available when the report was done and the scope of investigations that we carry out for the type of report ordered. It does not follow that it will, or will not, be developed. A site that is identified as a low risk site may become a high risk site in years to come. This is because planning is a subject that perpetually evolves and changes.

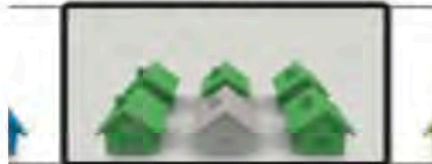
To help you understand how we judge where to place the risk on a site we have written the following explanation:

Negligible



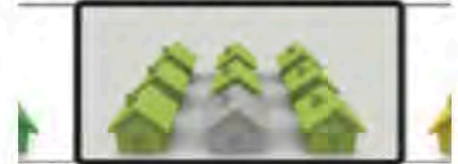
A **negligible risk** is categorised as land that has theoretical potential to be developed but for a number of reasons is unlikely to be promoted for development. A typical example would be a large land assembly requiring multiple land owners to be involved or large domestic landholdings in a conservation area. Please note that just because a site is considered a negligible risk it does not mean it will never be developed.

Low



A **low risk** site is a site that may be in single ownership and shows features that make development possible, however the scale of development suggests that it may not be economically viable. Furthermore, there could be other features that could prevent development such as mature trees.

Low / Medium



A **low/medium risk** site is normally a site that has a failed planning history which has been robustly refused by the Council or Government Inspector. As such the landowner may aspire to develop the land but it is currently unlikely that a planning permission will be forthcoming. It could also include land that looks like it will inevitably be developed but has no relevant planning history that suggests the owners are exploring this.

Medium



Medium risks are the sites we dislike the most. If possible we will always try to place a site either above or below this level. There are sometimes situations when a medium risk level is appropriate. These are typically when land has obvious development potential but no planning history that indicates that the landowner is motivated to see the site developed. These sites whilst probably safe in the short term could be developed in the future.

Medium / High



If a site has a pending planning application or was refused for either minor or dated policy reasons, then it is considered a **medium/high risk**. Development is likely to be attempted again in the future.

High



Land that is going to be developed, is allocated for development or very likely to be, or has, obtained a planning permission is a **high risk**.

Planning is a subject where you can never say 'never'!

There may always be situations when planning permission is considered acceptable.

Important Note on Planning Data

The following comprehensive list of applications is harvested planning data that is supplied by either Landmark Information Group or Groundsure.

DevAssist use this information as part of their investigations.






The data is purchased upon your behalf so that DevAssist consultants can investigate the area surrounding the subject property. As this information is provided by a third party DevAssist cannot guarantee its accuracy or its completeness.

If you aware of a particular planning application that may be missing from the data please contact the DevAssist helpdesk on 01342 890010 or by email at helpdesk@devassist.co.uk.







Plansearch Plus

Section 1: Residential Planning Applications

	Alterations and Minor New Builds	0 applications within 50m
	New Build up to 10 dwellings	8 applications within 250m
	New Build 10 to 50 dwellings	0 applications within 250m
	Unclassified	3 applications within 250m
	New Build over 50 dwellings	1 application within 750m

Section 1: Non-residential Planning Applications

	Small	1 application within 100m
	Unclassified	0 applications within 250m
	Medium	8 applications within 250m
	Large	2 applications within 750m

Land Use Designations **See Section 2**

Your Neighbourhood **See Section 3**

The report is issued for the property described as:

**Hotel Burstin,
Flat 5,
15, Marine Parade,
Folkestone,
Kent,
CT20 1TX**

Report Reference:
205515795_1_1

National Grid Reference:
623060 135770

Customer Reference:
CT20 1TX_PSP

Report Date:
29 May 2019

CONTACT DETAILS

If you require assistance please contact our customer services team on:

0844 844 9966

or by email at:
helpdesk@landmark.co.uk

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Site Location



Aerial Photograph

The photograph below shows the location of this report.





Understanding This Section

Development in the UK is controlled by the government's planning legislation, which is regulated and enforced by your local authority planning department. In Section 1 of this report, we have included planning applications submitted within the last 7 years in your local area to inform you of current or future developments that could influence your enjoyment and use of the property. This report is an overview of the area, and you should further investigate any applications that could affect you.

Interpreting the Planning Application Table

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID
	Address	Use Class	Submission Date	Type	
		Decision			
		Description			

- 1** The ID number shows the application on the map.
- 2** This is the application number and should be quoted when contacting your local planning department. If this shows 'Potential Development' instead it is indicating a tender or contract. This records potential development that has not yet resulted in, or required, a planning application.
- 3** This gives you a bearing to find the application on the map quickly.
- 4** This shows how confidently we have been able to plot the location on a map using the application details. 'Good' means the application has sufficient detail to identify the exact site of the application. 'Fair' means we have been able to identify an adjacent site e.g. the application address may be 'Land adjacent to No.1'. 'Approx' means the address details only identify the road of the application. 'Wider Area' means only the general vicinity of the site can be identified. 'Multiple Sites' refers to development on more than one site.
- 5** This is an indication of the development size.
- 6** This is the contact reference of the local authority. See Next Steps.
- 7** This is the address of proposed development.
- 8** This indicates the intended use of the property. A list of all 'Use Classes' can be found to the rear of section 1. Note that 'Sui Generis' refers to 'Other Uses', i.e. applications where no use class can be defined.
- 9** This is the date the application was submitted to the local authority. Records may take around 6 weeks from this date to appear in the report.
- 10** This indicates the type of work associated with the application, for example 'New Build', 'Refurbishment or Repair' or 'Demolition' etc.
- 11** This is the last known decision as made by the planning authority.
- 12** This provides a description of any extra information about the planning application.

Applications are often submitted with imprecise or incomplete address details and because of this the locations we use may not always represent a development site's full extent. We endeavour to position applications in the most appropriate location we can, using the address details available to us. If nearby development is likely to significantly influence your choice to purchase the property we would recommend you use this report as a starting point for more extensive investigations.

Next Steps

If you would like further information about a particular planning application please contact the relevant planning authority and quote the application reference. Alternatively you can search for the application within the local authority's online planning database. The authority's details can be found by cross referencing the Contact ID in the application details with the 'Useful Contacts' section at the back of the report.

For help with the report contact our Customer Services Team on 0844 844 9966 or email helpdesk@landmark.co.uk



Useful Information

A planning permission is an approval from your local authority allowing you to carry out some form of development or change to property or land. You apply to your local authority to obtain this permission.

Is Planning Permission needed?

Most changes will require planning permission from your local authority but some forms of development may fall within 'permitted development rights' and not require planning permission. The types of development allowed under these rights can depend on your local authority and additional factors such as whether the property is in a conservation area or national park. Common types of permitted development are small alterations and minor extensions to residential dwellings. Information about the types of development allowed under your permitted development rights is available from the Planning Portal (details below) or from your local planning authority (see the Contacts page).

If you are considering any development it is advisable to contact your local planning authority to check if planning permission is required for the intended works. Your local planning authority may also have a useful duty planner service or provide pre-application advice, although there could be a charge for this.

Applying for Permission

If planning permission is required an application is made to the local planning authority. The type of application and supporting information required will depend on the scale of works proposed.

Once an application has been made the local authority may notify relevant parties, such as immediate neighbours, and the application may be advertised locally for a consultation period. Public comments can then be made on the application for consideration by the local planning authority.

Planning Decisions

A planning officer will consider the application and any supporting information and make a recommendation for approval or refusal. Depending on the type of application the final decision may be made by the officer through 'delegated powers', or the information could be passed to a planning committee.

The local authority will explain the reasons for refusing any applications. The applicant could then choose to re-submit the application with amendments. The result can also be appealed through the planning inspectorate, however this can be a complicated and costly procedure and would not normally be undertaken without obtaining further professional guidance. Consequently, where an application is listed in this report as refused it may later be granted on appeal. Therefore if an application within this report concerns you we would strongly advise you to find out more from your local planning authority.

Planning applications are usually decided within 8 weeks of the application date, although this can be extended to 13 weeks where the application is large or complex. Unless acted upon a planning permission will lapse after either 3 or 5 years, depending on whether it is an 'outline' or 'full' (sometimes called 'detail') application.

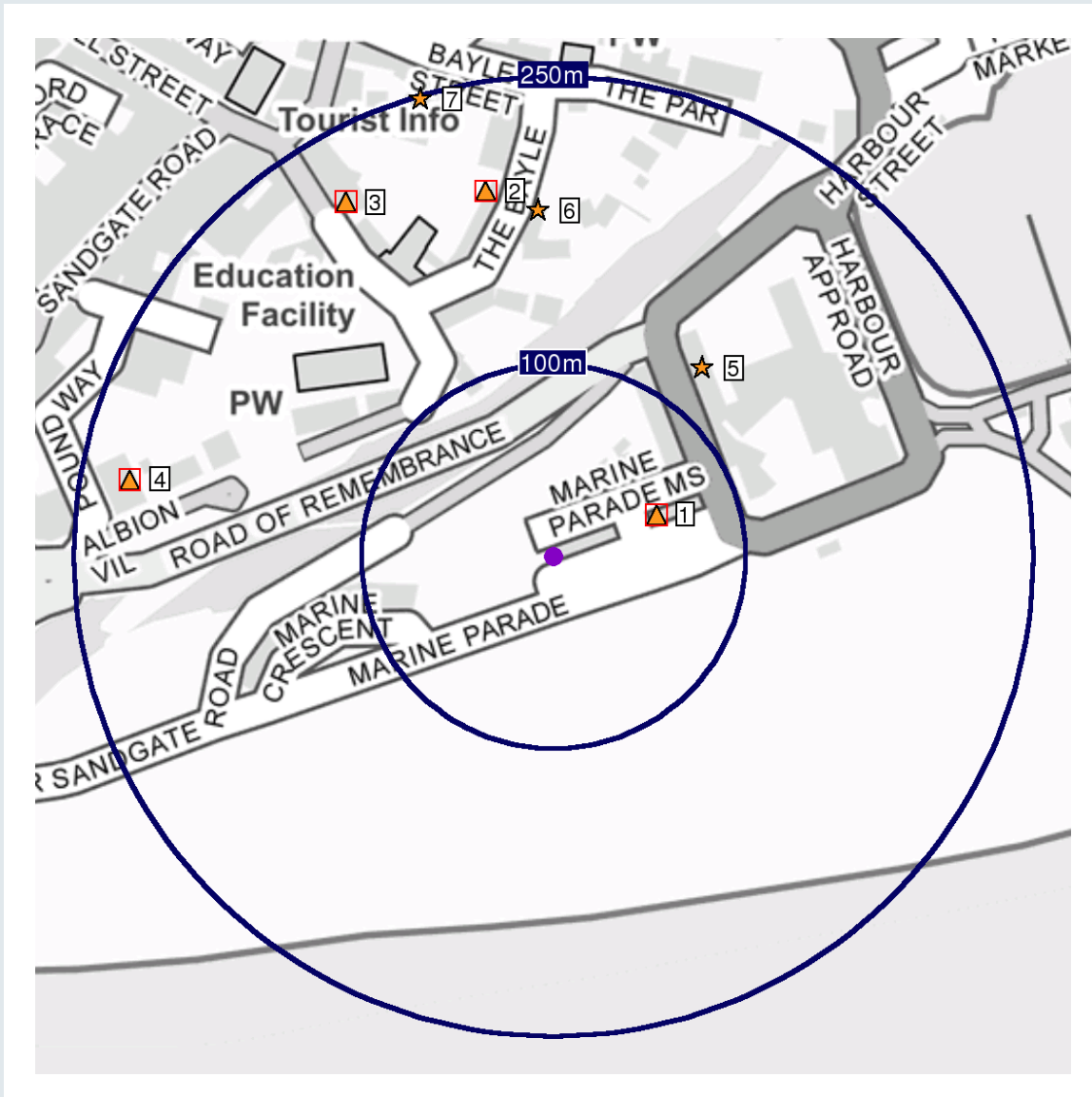
Helpful Resources

<http://www.planningportal.gov.uk> - The Planning Portal is the governmental planning information website. You can access guides about the planning system and also submit applications through this website.



Section 1a : Planning Applications Map

The map below shows the location of alterations, new build developments up to 50 dwellings and unclassified applications. Details of these applications are listed in the tables that follow.



Contains Ordnance Survey data © Crown copyright and database rights 2019





New Build Developments (up to 10 Dwellings within 250m)

The table below shows applications for new residential developments up to 10 dwellings, recorded within a single application.

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID
	Address	Use Class	Submission Date	Type	
	Decision				
	Description				
1	Y12/1007/SH	58m E	Good	300m ²	1
	8 - 9 Marine Parade Folkestone Kent, CT20 1PX	C3	18th December 2012	Alteration or Conversion	
	Application submitted (decision unknown)				
	12 Flats				
1	Y13/1147/SH	80m NE	Good	4000m ²	1
	4-9 Marine Parade Folkestone Kent, CT20 1PX	C3	16th December 2013	Alteration or Conversion	
	Application granted				
	Listed Building Consent for the conversion to 12no. units to include demolition of rear extension; removal of three staircases including principle staircase to no.8; removal of glazed entrance; demolition of existing internal walls and erection of new; insertion of new staircase from 3rd to 4th floor; new windows to West elevation and erection of railings to front boundary wall.				
2	Y16/1391/SH	190m N	Good	200m ²	1
	Dance Easy Studio 19 The Bayle, Folkestone Kent, CT20 1SQ	C3	29th December 2016	New Build	
	Detail application refused				
	Erection of a three-storey block of six self-contained flats, together with the erection of a detached cycle and refuse bin store, following demolition of the existing dance hall & garage.				
2	Y18/0906/FH	190m N	Good	200m ²	1
	Dance Easy Studio 19 The Bayle, Folkestone Kent, CT20 1SQ	C3	19th July 2018	New Build	
	Detail application submitted				
	The erection of a three-storey block of six self-contained Flats, including a new community Room to the ground floor, together with the provision of a rear refuse store, following demolition of the existing dance hall and garage (Resubmission of Planning Refusal No.Y16/1391/SH).				
3	Y17/1505/SH	213m NW	Good	Not Supplied	1
	11a Church Street Folkestone Kent, CT20 1SE	C3	23rd November 2017	Alteration or Conversion	
	Detail application refused				
	Change of use from offices (Class B1) to provide 2 x 1 bed units and 1 x 2 bed units (Class C3).				
3	Y17/1503/SH	213m NW	Good	1130m ²	1
	11 Church Street Folkestone Kent, CT20 1SE	C3	23rd November 2017	Alteration or Conversion	
	Detail application granted				
	Change of use from offices (Class B1) to provide 6 x 1 bed units, 4 x 2 bed units (Class C3) together with external storage.				

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID
	Address	Use Class	Submission Date	Type	
	Decision				
	Description				
4	Y14/1419/SH	224m W	Good	Not Supplied	1
	Flat 1, 2 Albion Villas Folkestone Kent, CT20 1RP	C3	22nd December 2014	Alteration or Conversion	
	Application granted				
	Listed building consent for internal alterations in connection with conversion from three self contained flats to four self contained flats.				
4	Y14/1418/SH	224m W	Good	Not Supplied	1
	Flat 1, 2 Albion Villas Folkestone Kent, CT20 1RP	C3	22nd December 2014	Alteration or Conversion	
	Application granted				
	Change of use and conversion from three self contained flats to four self contained flats.				



Unclassified Developments (within 250m)

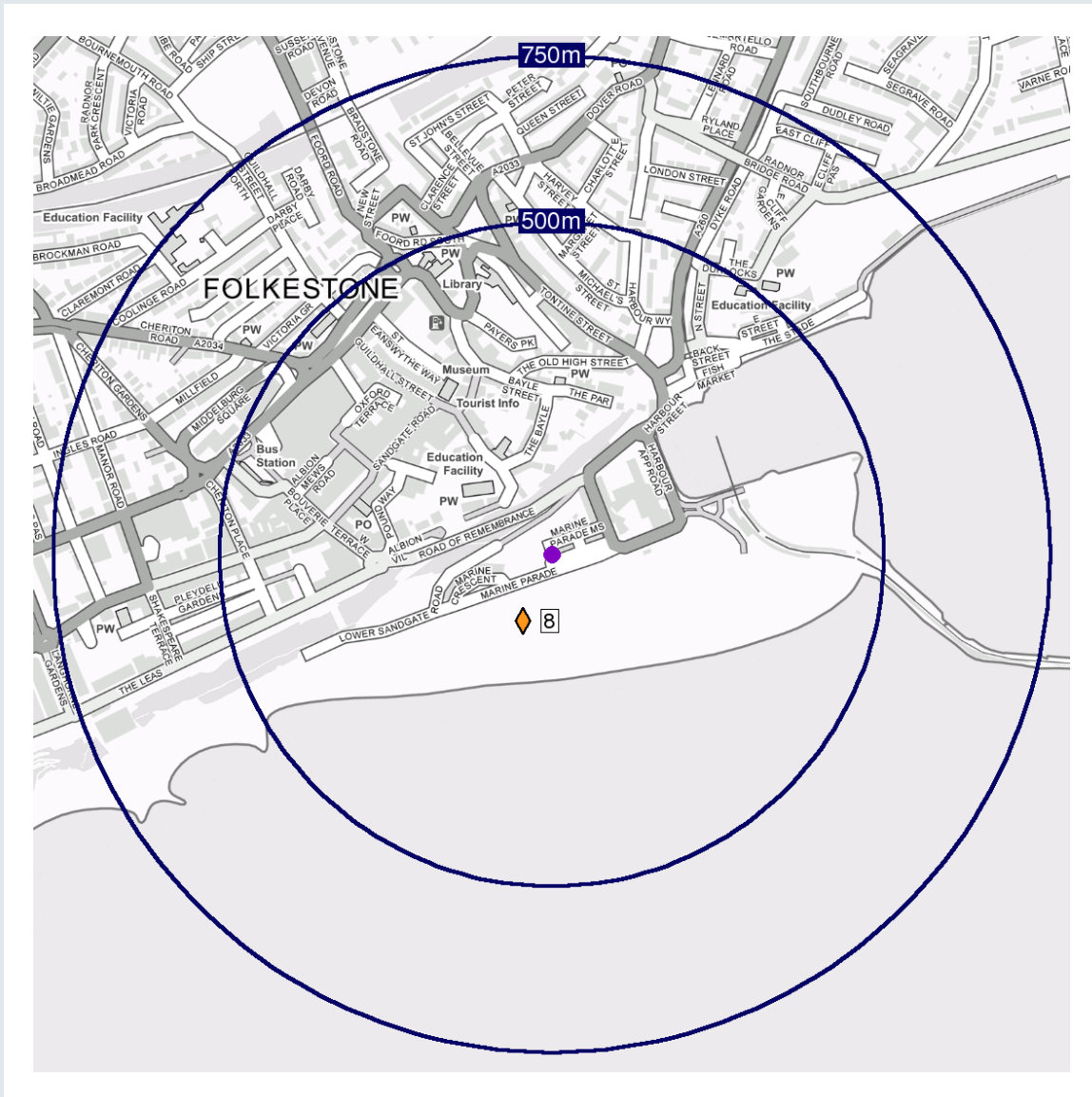
The records below relate to applications for residential projects where the scale of the application has not been determined.

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID
	Address	Use Class	Submission Date	Type	
	Decision				
	Description				
5	Y17/1195/SH	126m NE	Good	Not Supplied	1
	Pavilion Court Marine Terrace, Folkestone Kent, CT20 1QA	C2	11th October 2017	Alteration or Conversion	
	Detail application granted				
	Installation of new cladding to all external walls.				
6	Y13/0171/SH	181m N	Good	Not Supplied	1
	40 The Bayle Folkestone Kent, CT20 1SQ	C3	11th March 2013	New Build	
	Application submitted (decision unknown)				
	Listed building consent for the installation of 4 no. security cameras to rear (east) elevation and front (west) elevation.				
7	Y17/1222/SH	248m N	Good	749m ²	1
	Flats 1-42 Princes Gate, Bayle Street Folkestone, Kent, CT20 1SF	C3	3rd October 2017	Refurbishment or Repair	
	Detail application granted				
	Replacement of windows and doors with timber double glazed units (excluding ground floor shop front windows, doors or communal and flat front entrance doors).				



Section 1b : Planning Applications Map

The map below shows the location of new build developments over 50 dwellings within 750m. Details of these applications are listed in the tables that follow.



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New Build Developments (over 50 Dwellings within 750m)

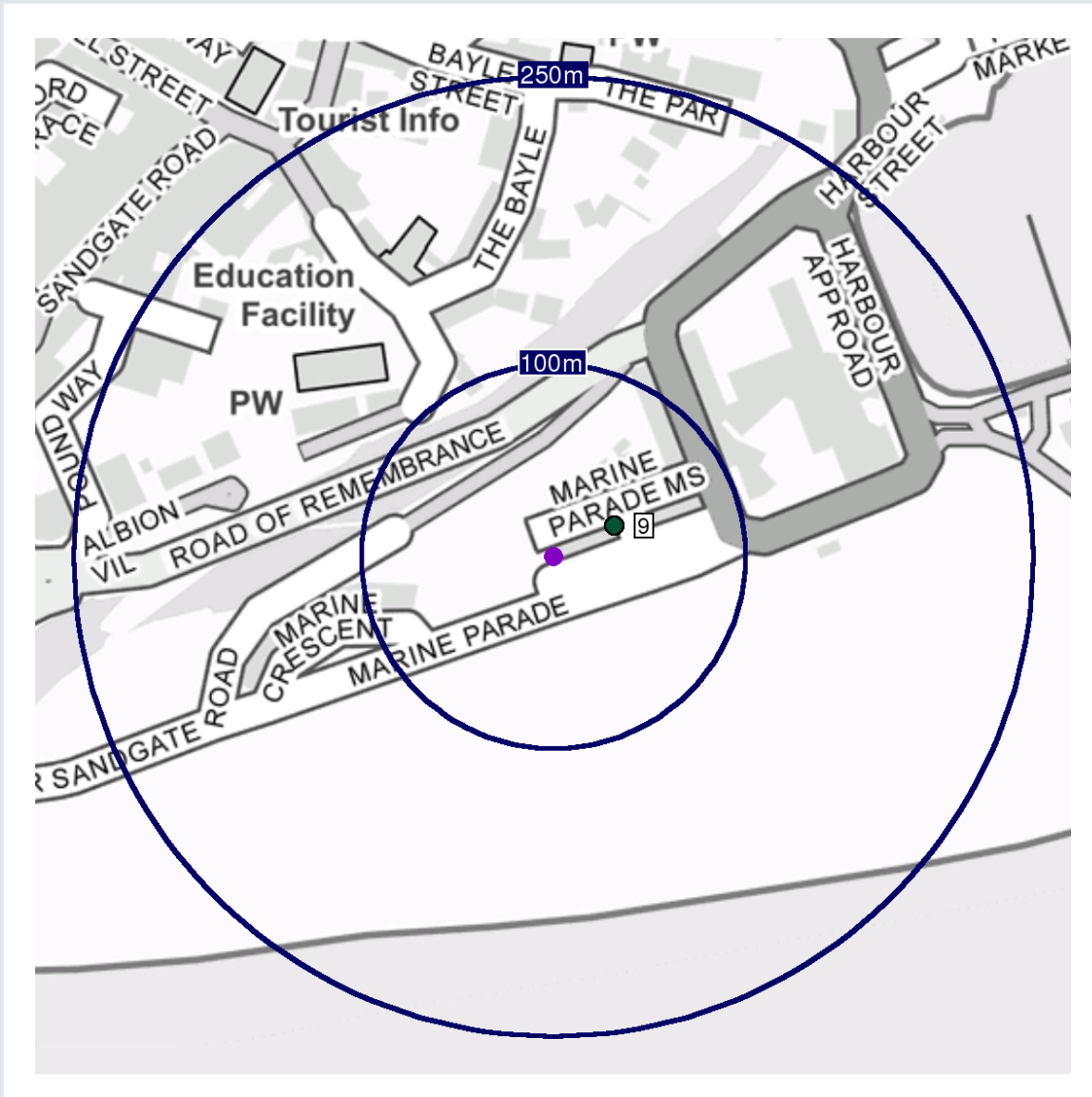
The records below show applications for new residential developments over 50 dwellings, recorded within a single application.

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID
	Address	Use Class	Submission Date	Type	
	Decision				
	Description				
8	Y18/1252/FH	109m SW	Good	230000m ²	1
	Former Rotunda Amusement Park Marine Parade, Folkestone Kent, CT20 1QJ	C3	2nd October 2018	New Build	
	Reserved matters granted Reserved matters application relating to access, appearance, landscaping, layout and scale of Plot B being details pursuant to outline application Y17/1099/SH (Section 73 application for the removal of condition 41 and the variation of conditions 4, 6, 7, 15, 16, 18, 21, 23, 25 and 37 and 42 of planning permission Y12/0897/SH (Outline planning application with all matters reserved for the redevelopment of the harbour and seafront to provide a comprehensive mixed use development comprising up to 1000 dwellings (C3), up to 10,000 square metres of commercial floorspace including A1, A3, A4, A5, B1, D1 and D2 uses as well as seaports and beach sports facilities. Improvements to the beaches, pedestrian and cycle routes and accessibility into, within and out of the seafront and harbour, together with associated parking, accompanied by an Environmental Statement) to enable changes to the plot shapes, footprints, maximum height, changes to parameter plans, levels, parking (continued)				

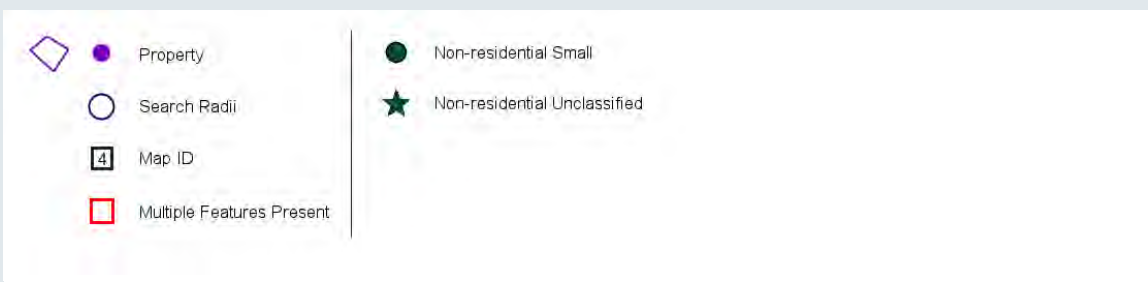


Section 1c : Planning Applications Map

The map below shows the location of small and unclassified non-residential planning applications within 100m of the property. Details of these applications are listed in the tables that follow.



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Small Non-residential Developments (within 100m)

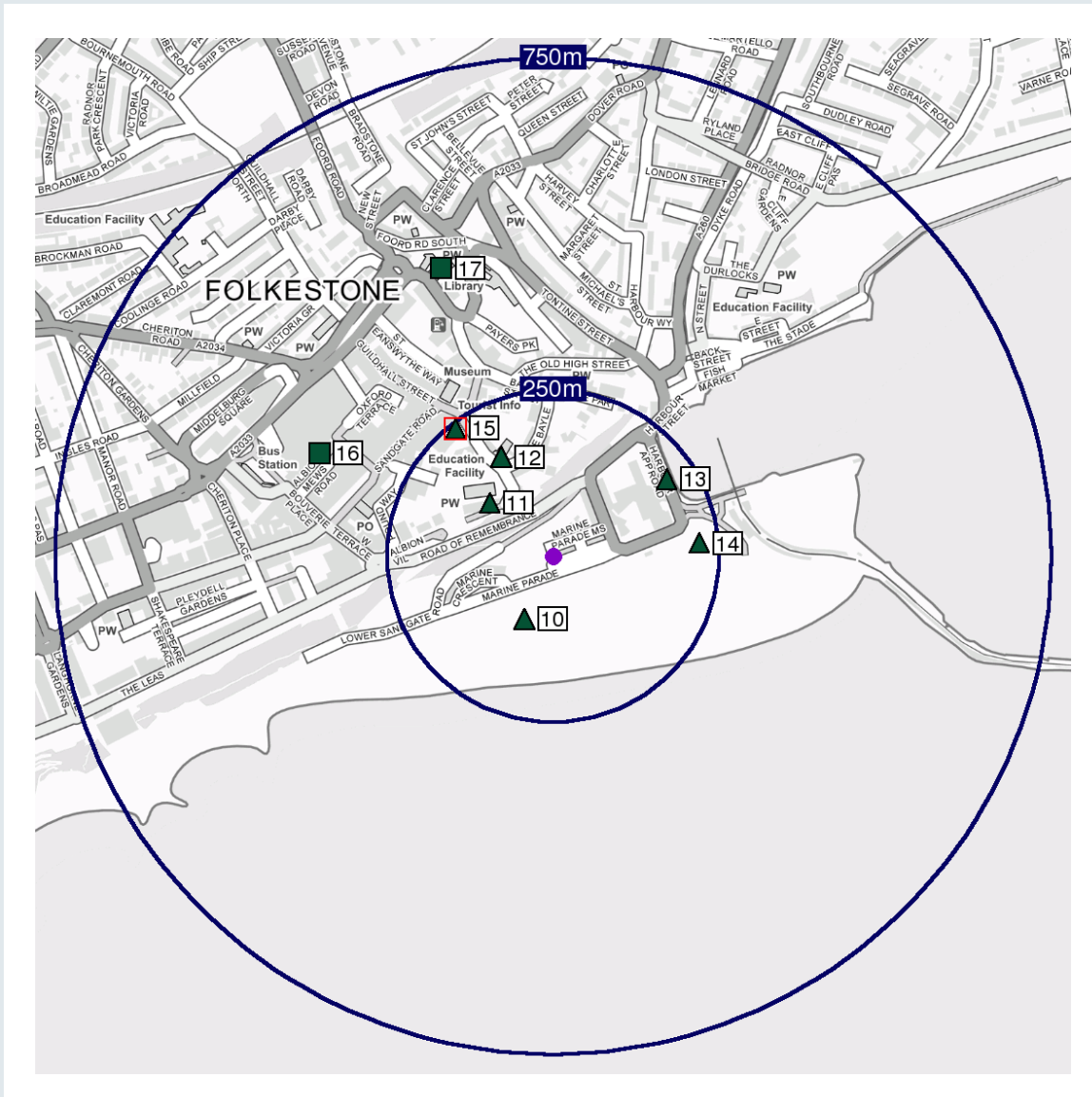
The records below relate to small non-residential applications for example, alterations, small offices and shops. These applications generally have a total floor area of less than 250m². Minor non-residential applications, such as signs and flagpoles, are also shown if within 50m.

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID
	Address	Use Class	Submission Date	Type	
	Decision				
	Description				
9	Y17/0514/SH	36m NE	Good	Not Supplied	1
	10 Marine Parade Folkestone Kent, CT20 1PX	Sui Generis	2nd May 2017	New Build	
	Detail application granted				
	Installation of a boardwalk from Lower Leas Coastal park to the Harbour station.				

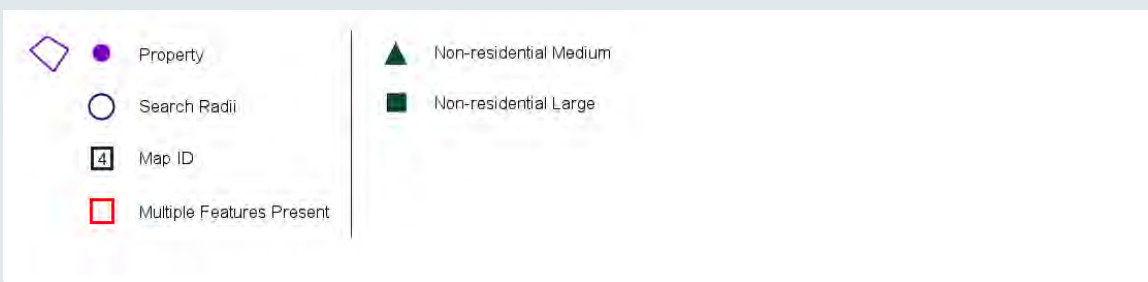


Section 1d : Planning Applications Map

The map below shows the location of medium non-residential planning applications within 250m and large non-residential planning applications within 750m of the property. Details of these applications are listed in the tables that follow.



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Medium Non-residential Developments (within 250m)

The records below relate to medium non-residential applications for example, offices, retail units and leisure facilities. These applications generally have a total floor area between 250m² and 1500m².

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID	
	Address	Use Class	Submission Date	Type		
	Decision					
	Description					
10	Y18/0440/SH	109m SW	Good	Not Supplied	1	
	Former Rotunda Amusement Park Marine Parade, Folkestone Kent, CT20 1QJ	D2	26th April 2018	New Build		
		Detail application granted				
		Restrospective application for the installation of a pavilion.				
11	Y14/0787/SH	122m NW	Good	Not Supplied	1	
	The Vicarage Priory Gardens, FOLKESTONE Kent, CT20 1SW	D1	8th July 2014	Alteration or Conversion		
		Application submitted (decision unknown)				
		Change of use of former Vicarage to provide additional educational facilities for St Eanswythes Church of England Primary School.				
12	Y17/1539/SH	164m NW	Good	Not Supplied	1	
	St Eanswythes Church of England Primary School Church Street, Folkestone Kent, CT20 1SE	D1	16th January 2018	Alteration or Conversion		
		Detail application granted				
		Installation of replacement front doors				
13	Y15/1051/SH	204m NE	Approx	Not Supplied	1	
	West Pier Folkestone Harbour Harbour Approach Road Folkestone, Kent, CT18	A1	6th November 2015	Alteration or Conversion		
		Application submitted (decision unknown)				
		Change of use from sui-generis to A1 (shops), A3 (restaurants & cafes) and A4 (drinking establishments).				
14	Potential Development	221m E	Wider Area	Not Supplied	2	
	Folkestone Harbour Folkestone Kent, CT20 1QH	Sui Generis	30th April 2018	Alteration or Conversion		
		Application not yet submitted				
		Folkestone Seafront Regeneration - Beach Raising And Beach Nourishment				
15	Y16/0030/SH	238m NW	Good	Not Supplied	1	
	4a Church Street FOLKESTONE Kent, CT20 1SE	A1	12th January 2016	Alteration or Conversion		
		Application granted				
		Reinstatement of original stucco features, parapet & period shopfront				
15	Y16/1412/SH	249m NW	Good	Not Supplied	1	
	10 Rendezvous Street Folkestone Kent, CT20 1EX	A1	6th March 2017	Alteration or Conversion		
		Detail application withdrawn				
		Certificate of lawful development (proposed) for the use of the ground and first floors of the building as A1 / A3 mixed use. Opening/ hours of operation will be 8am to 6pm 6 days per week.				

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact ID	
	Address	Use Class	Submission Date	Type		
		Decision				
		Description				
15	Y17/0792/SH	249m NW	Good	Not Supplied	1	
	10 Rendezvous Street Folkestone Kent, CT20 1EX	A1/A3/A4/A5	11th July 2017	Alteration or Conversion		
		Detail application granted				
		Change of use from retail (Class A1) to mixed use with cafe and bike shop / workshop				



Large Non-residential Developments (within 750m)

The records below relate to large non-residential applications for example, schools, large offices and retail developments. These applications generally have a total floor area of over 1500m².

ID	Application No.	Distance & Direction	Location Accuracy	Site Area	Contact
	Address	Use Class	Submission Date	Type	
	Decision				
	Description				
16	Potential Development	385m NW	Good	Not Supplied	1
	Bouverie Place Shopping Centre	A1	31st May 2014	New Build	
	20 Alexandra Gardens Folkestone, Kent, CT20 1AU	Application not yet submitted			
		Bouverie Place Shopping Centre - New Entrances			
17	Potential Development	466m N	Good	Not Supplied	4
	Folkestone Library, 2 Grace Hill, Folkestone Kent, CT20 1HD	A1/A3/A4/A5	31st May 2013	Refurbishment or Repair	
		Unknown			
		It Cafe			



Use Class Table

The following table shows the Use Class codes used in Section 1: Planning Applications.

Use Class	Category Description	Notes
A1	Shops	General Retail
A2	Financial and Professional Services	e.g. banks, estate agents etc.
A3	Restaurants and Cafes	
A4	Drinking Establishments	Pubs/wine bars (not nightclubs)
A5	Hot Food Takeaways	
B1	Business	Offices etc. (not those that fall within A2 e.g. Estate Agents)
B2	General Industry	
B8	Storage or Distribution	Warehouses etc.
C1	Hotels	
C2	Residential Institutions	Hospitals, nursing homes, boarding schools
C2(a)	Secure Residential Institutions	Prisons, young offenders institutes etc.
C3	Dwelling Houses	
C4	Houses in Multiple Occupation	Small shared houses occupied by between 3 and 6 unrelated individuals, as their only or main residence, who share basic amenities such as a kitchen or bathroom
D1	Non Residential Institutions	Schools, museums, libraries etc.
D2	Assembly and Leisure	Cinemas, music and concert halls, swimming pools etc.
Sui Generis		Anything not falling into the above, e.g. petrol stations, nightclubs, taxi business, amusements etc.



Understanding This Section

Each local authority will produce a series of development plans which outline the desired approach to land use and development for the area. These plans provide an indication of what types of development the local authority might encourage or restrict in the future. In Section 2 we have considered the maps included in development plans and summarised the key designations that apply to your area. You should consider how these could affect you and your property.

Section Overview

We have organised the designations and any related policies into key themes. Each section will show the areas designated on mapping within the development plan and provide details of the document and policy that can be researched for further details.

Some of the information we gather is not mapped as the quality or scale of the source mapping means we are unable to accurately plot these features. These are usually area wide policies or sites captured from general indicative diagrams. These will be shown in the tables as 'Not Mapped', however we will provide as much information as we can gather.

Some designations may be captured from the mapping within development plans and not have an associated policy. These will be shown with 'No Associated Policy'. We provide as much information as we can gather from the mapping.



Section 2a: Housing and Community

For example, policies relating to Housing, Recreation and Education.



Section 2b: Business and Economy

For example, policies relating to Industry, Tourism and Retail.



Section 2c: Resources and Waste

For example, policies relating to Water, Energy and Minerals.



Section 2d: Transport Infrastructure

For example, policies relating to Roads, Rail and Public Transport



Section 2e: Heritage and Open Environment

For example, policies relating to Green Belt, Conservation and Historic Sites.



Section 2f: Other Sites

For example, policies relating to Mixed Usage Sites and Military Installations.

Next Steps

You can find further information about a policy or designation within the associated development plan. The 'Summary of Development Plans in Your Area' page will help you find the document you need.

Each section will provide details of the relevant document, policy (if applicable) and map the information was captured from. The policy number will confirm where in the local authority document further detailed information is available. If, following this, you would like further clarification please contact the relevant authority.

For help with the report contact our Customer Services team on 0844 844 9966 or email helpdesk@landmark.co.uk



Useful Information

What are Development Plans?

As well as managing development in your local area through the planning application system, your local authority will produce development plans. These will outline the desired approach to land use and development in the area. The plans will aim to address a wide range of environmental, economic and social needs with the overall aim of sustainable development.

Planning application decisions have to be made in accordance with the policies of the development plan, so these documents are important as they indicate what forms of development might be approved nearby in the years to come.

National guidelines are individually published by the English, Welsh and Scottish governments. These documents outline the government's view on development and planning policy. They will also provide the framework and requirements local authorities will consider to produce the policies for their area.

National legislation is important as this provides the overall strategy for development. Where a local authority local plan is judged to be out-of-date or insufficient national policy may supersede it, or be a material consideration for any application.

What are Local Plans and Local Development Frameworks?

Local authorities will publish policies and proposals in their development plans.

Older development plans are often known as a Local Plan or Unitary Development Plan (UDP). More recently, after a change in planning legislation in 2004, English authorities started to produce their plans as a series of documents referred to as the Local Development Framework (LDF). An LDF will consist of a series of statutory documents, such as a Core Strategy and Proposals Map. A local authority may also produce a series of non-statutory supplementary planning documents (SPD's) that will provide guidance on specific development topics.

This series of documents may be produced gradually and while new documents are being drafted and approved some policies may be 'saved' from an earlier development plan. These will then be replaced as newer emerging documents are adopted. This means that in some areas older development plans may still be considered relevant alongside newer documents.

In Scotland and Wales Local Development Plans (LDP's) are gradually replacing any older Local Plans and UDP's.

As national legislation changes, local planning authorities may change their approach to creating development plans. For example, the introduction of the 'National Planning Policy Framework' (NPPF) in 2012 has meant that development plans in England are starting to be referred to as Local Plans again, and local authorities are being encouraged to only produce additional supplementary documents where absolutely required.

Neighbourhood Planning

In England, local communities are now being given an opportunity to shape and inform development plans for their area. Parish councils, town councils, or neighbourhood forums can develop a 'Neighbourhood Plan' to outline the community's aspirations. If approved these neighbourhood plans will then form part of the framework for the area and will be considered by the local planning authority for future planning decisions. There is currently no formal equivalent in Scotland and Wales, but local communities are encouraged to participate in discussions concerning local service delivery.

If you are interested in Neighbourhood Plans in your area we recommend you contact your local authority for more information.



Summary of Development Plans in Your Area

This section provides an overview of the development plan documents that are relevant to your area. It will clarify which documents we have considered to produce the report. This section will also list any additional documents we have not considered; you may wish to investigate these independently.

Which Development Plans have we searched?

This report will provide details of development plans published by Local Authorities. We capture plans at 'deposit' stage (when a draft plan is submitted for approval) and again when formally adopted. The following documents within the surrounding area have been captured by us.

Plan Name	Local Authority	Plan Status	Date
Core Strategy	Folkestone and Hythe District Council	Adopted	18th September 2013
Shepway District Local Plan Review	Folkestone and Hythe District Council	Adopted	16th March 2006

We will report information taken from maps within these documents if policies and designations are found within the search distances we have used for each section.

Each development plan will also contain detailed explanations of various policies and proposals for the area, some of which are likely to be unmapped and so will not be included in this report.

Other Documents in your Area

Alongside the main development plans we summarise there can be other documents that have been published that may also be relevant to your area. This may also include plans that are still being prepared, or that have very recently been published, and therefore have not yet been considered by us.

If a document appears on this list it does not necessarily mean that your property is directly affected by the plan, but that your property is considered to be within the area the document covers. These could be documents such as area wide strategic plans or guidance statements. You may wish to research these documents independently.

Plan Name	Local Authority	Plan Status	Adopted Date
Folkestone and Hythe - Places and Policies Local Plan	Folkestone and Hythe District Council	Under Preparation	Not Supplied
Community Infrastructure Levy (CIL)	Folkestone and Hythe District Council	Adopted	2016
Neighbourhood Plan - Sellindge	Folkestone and Hythe District Council	Under Preparation	Not Supplied
Neighbourhood Plan - St Mary in the Marsh	Folkestone and Hythe District Council	Adopted	2018
Neighbourhood Plan - Lympe	Folkestone and Hythe District Council	Under Preparation	Not Supplied
Folkestone and Hythe - Core Strategy : Review	Folkestone and Hythe District Council	Under Preparation	Not Supplied
Kent - Minerals and Waste Local Plan 2013 - 2030 : Early Partial Review	Kent County Council	Under Preparation	Not Supplied
Kent - Waste Local Plan 1998	Kent County Council	Adopted	1998
Kent Minerals Local Plan - Construction Aggregates	Kent County Council	Adopted	1993
Kent Minerals Local Plan - Brickearth	Kent County Council	Adopted	1986
Kent - Local Development Scheme	Kent County Council	Adopted	2018
Kent - Minerals and Waste Local Plan 2013 - 2030	Kent County Council	Adopted	2016

Plan Name	Local Authority	Plan Status	Adopted Date
Folkestone and Hythe - Statement of Community Involvement	Folkestone and Hythe District Council	Adopted	2015
Folkestone and Hythe - Local Development Scheme	Folkestone and Hythe District Council	Adopted	2016
South East Regional Waste Management Strategy	South East Regional Assembly, Planning	Approved	2006
Kent - Mineral Sites	Kent County Council	Under Preparation	Not Supplied
Kent - Statement of Community Involvement	Kent County Council	Adopted	2014

Where can you find these plans?

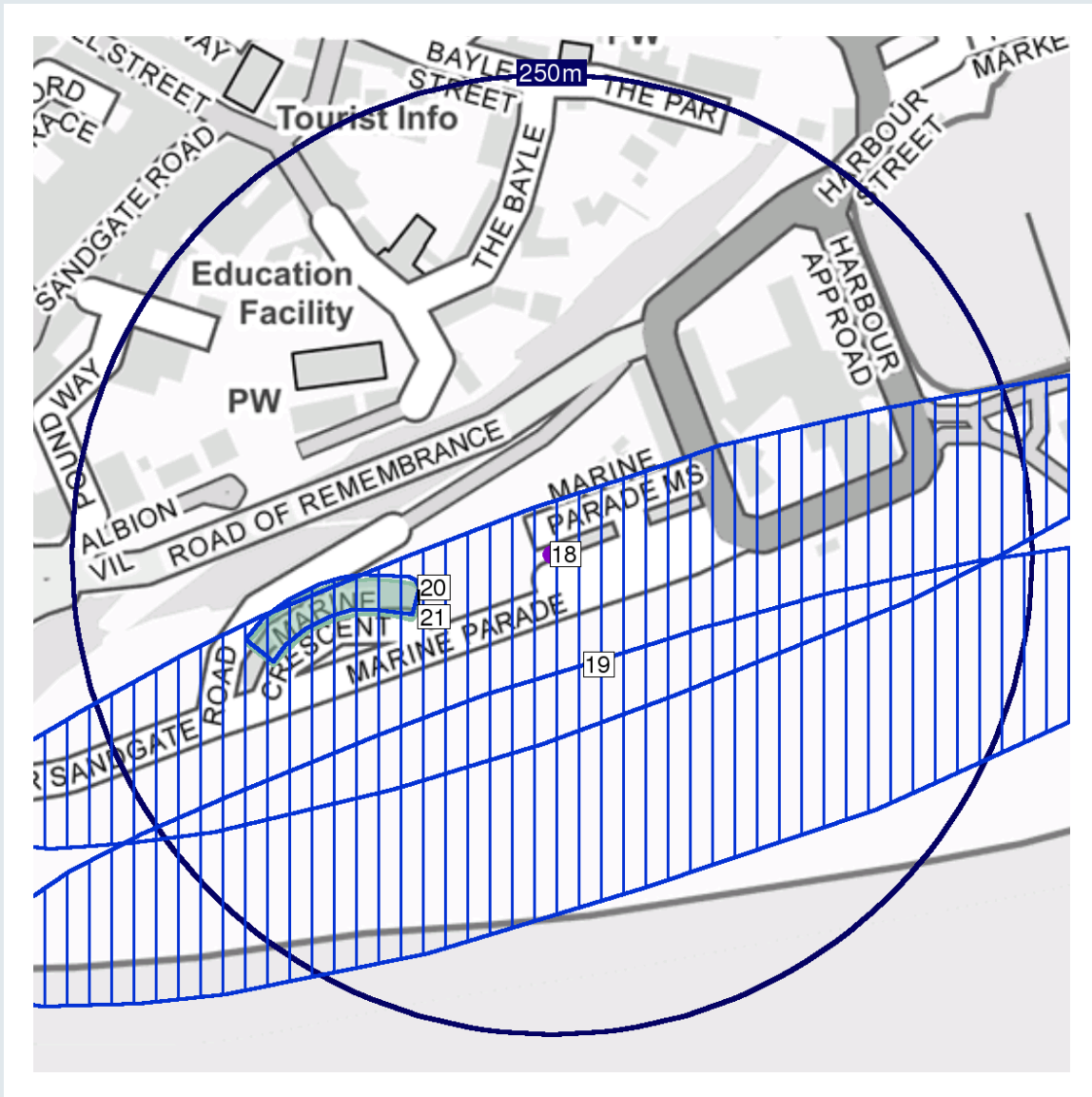
A local authority will usually publish development plans on their website. The planning policy sections of the relevant local authority websites are listed below. If a plan is not available here you may be able to obtain a copy by contacting the relevant local authority.

Local Authority	Planning Policy Website
Folkestone and Hythe District Council	https://www.folkestone-hythe.gov.uk/planning/planning-policy
South East Regional Assembly, Planning	Not Supplied
Ministry of Housing, Communities and Local Government	Not Supplied
Environment Agency, Head Office	Not Supplied

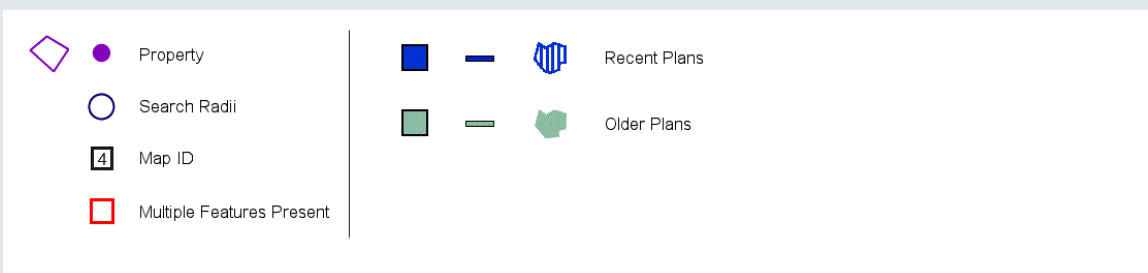


Section 2a: Housing and Community Map

The map below shows policies and designations relating to Housing and Community Facilities in your local area. Further information is provided in the tables that follow.



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Section 2a: Housing and Community

The tables below provide information about the policies and designations within your area that relate to Housing and Community. For example, this could include housing developments, education and health care provision.

Recent Plans

The following tables contain recent plans for your area. We consider recent plans to be documents published since an update to planning legislation in 2004 meant local authorities changed the way they prepare development plans. From these plans, we have found the following designations in your area.

Plan	Core Strategy (18th September 2013) Adopted		
ID	Description	Policy Detail	Source Map
19	Beach and Dune Housing	No associated policies	Figure 4.5 Folkestone Seafront Strategic Site and Surroundings
18	Marine Parade Residential Core	No associated policies	Figure 4.5 Folkestone Seafront Strategic Site and Surroundings
20	Other Housing Site (Historic)	No associated policies	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset

Older Plans

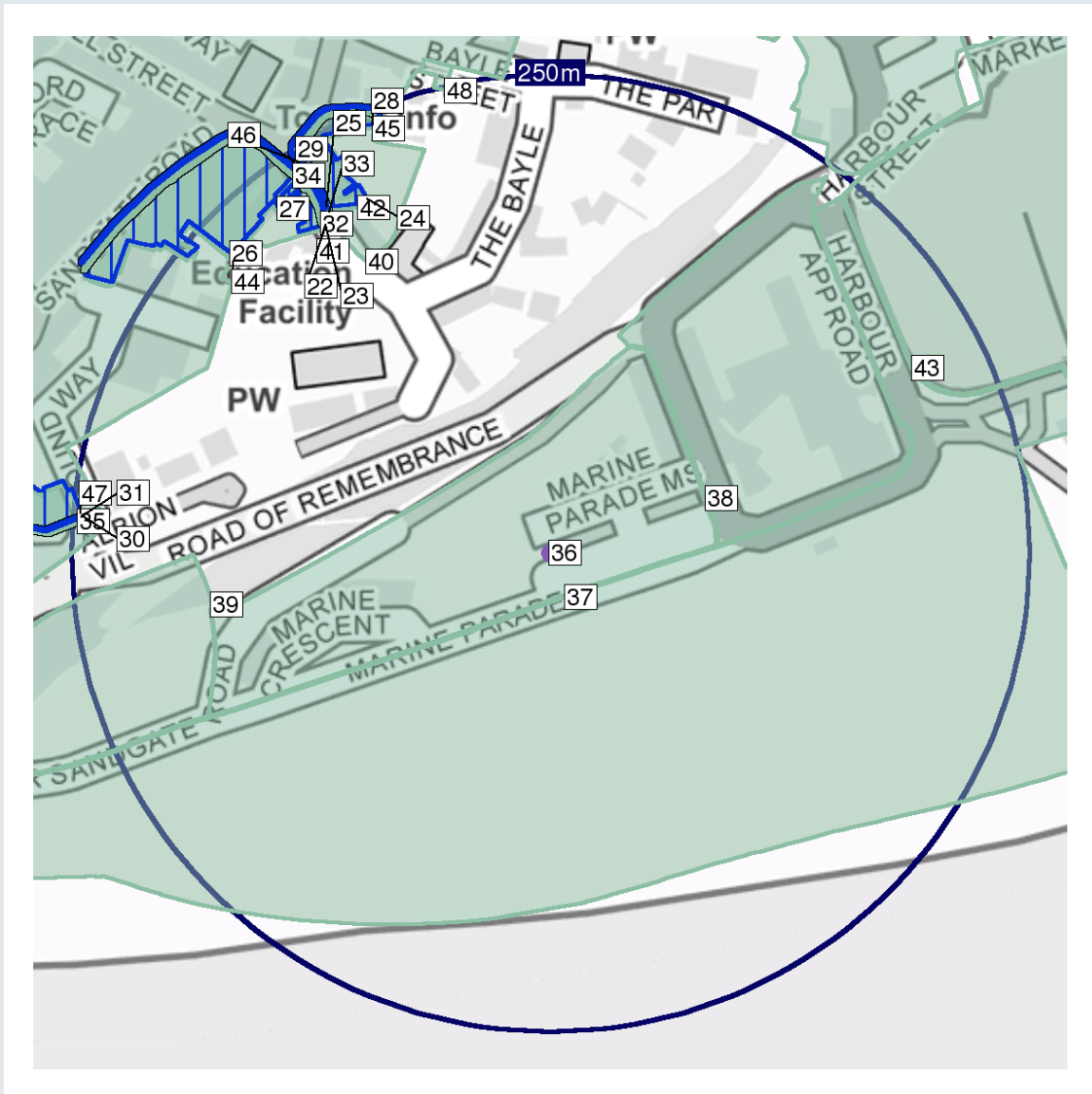
The following tables contain plans published prior to 2004, or prepared under the pre-2004 approach and then published at a later date. The local authority will be in the process of replacing these plans with newer documents, but even where later plans are available some policies and designations from within the below plans may be 'saved' and still relevant. From these plans, we have found the following designations in your area.

Plan	Shepway District Local Plan Review (16th March 2006) Adopted		
ID	Description	Policy Detail	Source Map
21	Other Housing Site	No associated policies	Inset 2b - Folkestone Town Centre













Section 2b: Business and Economy Map

The map below shows policies and designations relating to Business and Economy in your local area. Further information is provided in the tables that follow.



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	Property				Recent Plans
	Search Radii				Older Plans
	Map ID				
	Multiple Features Present				



Section 2b: Business and Economy

The tables below provide information about the policies and designations within your area that relate to Business and Economy. For example, this could include tourism, entertainment facilities and retail centres.

Recent Plans

The following tables contain recent plans for your area. We consider recent plans to be documents published since an update to planning legislation in 2004 meant local authorities changed the way they prepare development plans. From these plans, we have found the following designations in your area.

Plan	Core Strategy (18th September 2013) Adopted		
ID	Description	Policy Detail	Source Map
22, 25, 30	Shopping Frontage	No associated policies	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset
23, 24, 27, 28, 31	Secondary Shopping Area Folkestone	SS4: Priority Centres Of Activity Strategy	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset
26, 29	Primary Shopping Area Folkestone	SS4: Priority Centres Of Activity Strategy	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset
Not Mapped - (Due to Quality of Source Mapping)	Town Centres	SS4: Priority Centres Of Activity Strategy	Figure 4.1 The key diagram

Older Plans

The following tables contain plans published prior to 2004, or prepared under the pre-2004 approach and then published at a later date. The local authority will be in the process of replacing these plans with newer documents, but even where later plans are available some policies and designations from within the below plans may be 'saved' and still relevant. From these plans, we have found the following designations in your area.

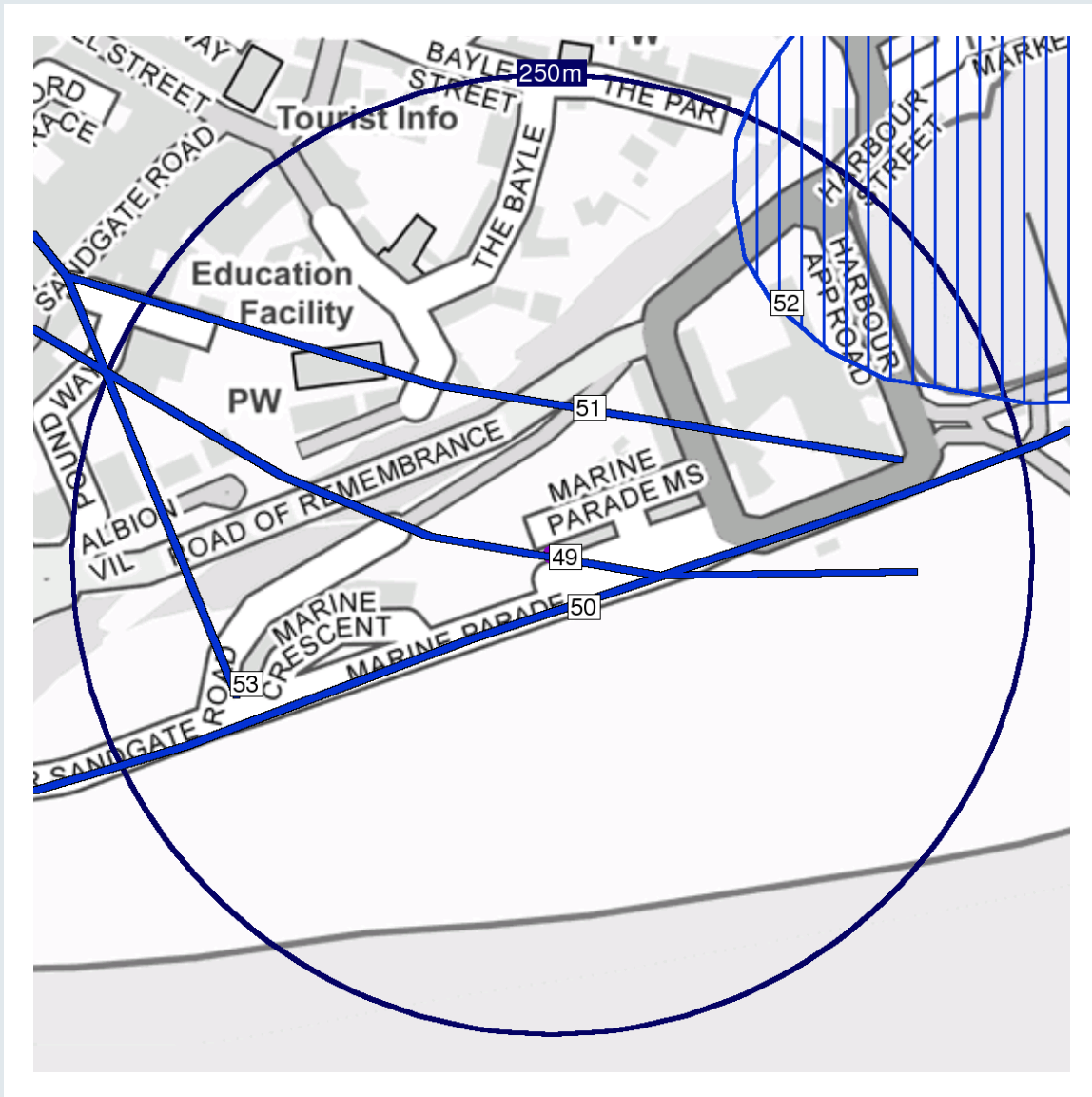
Plan	Shepway District Local Plan Review (16th March 2006) Adopted		
ID	Description	Policy Detail	Source Map
40	Folkestone Commercial Area	E3: New Offices In Folkestone Town Centre	Inset 2b - Folkestone Town Centre
32, 33, 34, 35	Shopping Frontage	S3: Primary And Secondary Shopping Areas	Inset 2b - Folkestone Town Centre
32, 33, 34, 35	Shopping Frontage	S4: Primary And Secondary Shopping Areas	Inset 2b - Folkestone Town Centre
32, 33, 34, 35	Shopping Frontage	S5: Hythe Town Centre Shopping Area	Inset 2b - Folkestone Town Centre
32, 33, 34, 35	Shopping Frontage	S6: New Romney Shopping Area	Inset 2b - Folkestone Town Centre
32, 33, 34, 35	Shopping Frontage	S7: Local Shopping Areas	Inset 2b - Folkestone Town Centre

ID	Description	Policy Detail	Source Map
36	Town Centre and Seafront Redevelopment Site	FTC7: Undercliff Site (North Of Marine Parade)	Inset 2b - Folkestone Town Centre
37	Town Centre and Seafront Redevelopment Site	FTC6: Folkestone Seafront (South Of Marine Parade)	Inset 2b - Folkestone Town Centre
38	Town Centre and Seafront Redevelopment Site	FTC9: Hotel Burstin	Inset 2b - Folkestone Town Centre
39	Town Centre and Seafront Redevelopment Site	FTC8: The Overcliff (Formerly Leas Lift Car Park)	Inset 2b - Folkestone Town Centre
41, 42, 45, 47, 48	Secondary Shopping Area-Folkestone	S4: Primary And Secondary Shopping Areas	Inset 2b - Folkestone Town Centre
43	Town Centre and Seafront Redevelopment Site	FTC5: Marina And South Quay	Inset 2b - Folkestone Town Centre
44, 46	Primary Shopping Area-Folkestone	S3: Primary And Secondary Shopping Areas	Inset 2b - Folkestone Town Centre

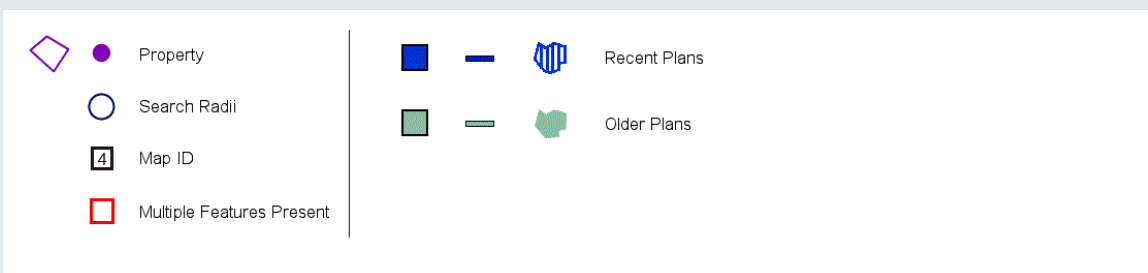


Section 2d: Transport Infrastructure Map

The map below shows policies and designations relating to Transport and Infrastructure in your local area. Further information is provided in the tables that follow.



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Section 2d: Transport Infrastructure

The tables below provide information about the policies and designations within your area that relate to Transport Infrastructure. For example, this could include public transport, cycling routes and traffic management schemes.

Recent Plans

The following tables contain recent plans for your area. We consider recent plans to be documents published since an update to planning legislation in 2004 meant local authorities changed the way they prepare development plans. From these plans, we have found the following designations in your area.

Plan	Core Strategy (18th September 2013) Adopted		
ID	Description	Policy Detail	Source Map
50	Enhanced Pedestrian and Cyclist Connectivity	No associated policies	Figure 4.5 Folkestone Seafront Strategic Site and Surroundings
49	Improved Connectivity between the Town and Seafront	No associated policies	Figure 5.5 Central Folkestone Strategy
51, 53	Improved Connectivity (between Seafront to the town centre and central east Folkestone)	No associated policies	Figure 4.5 Folkestone Seafront Strategic Site and Surroundings
52	Harbour	No associated policies	Figure 4.5 Folkestone Seafront Strategic Site and Surroundings

Next Steps

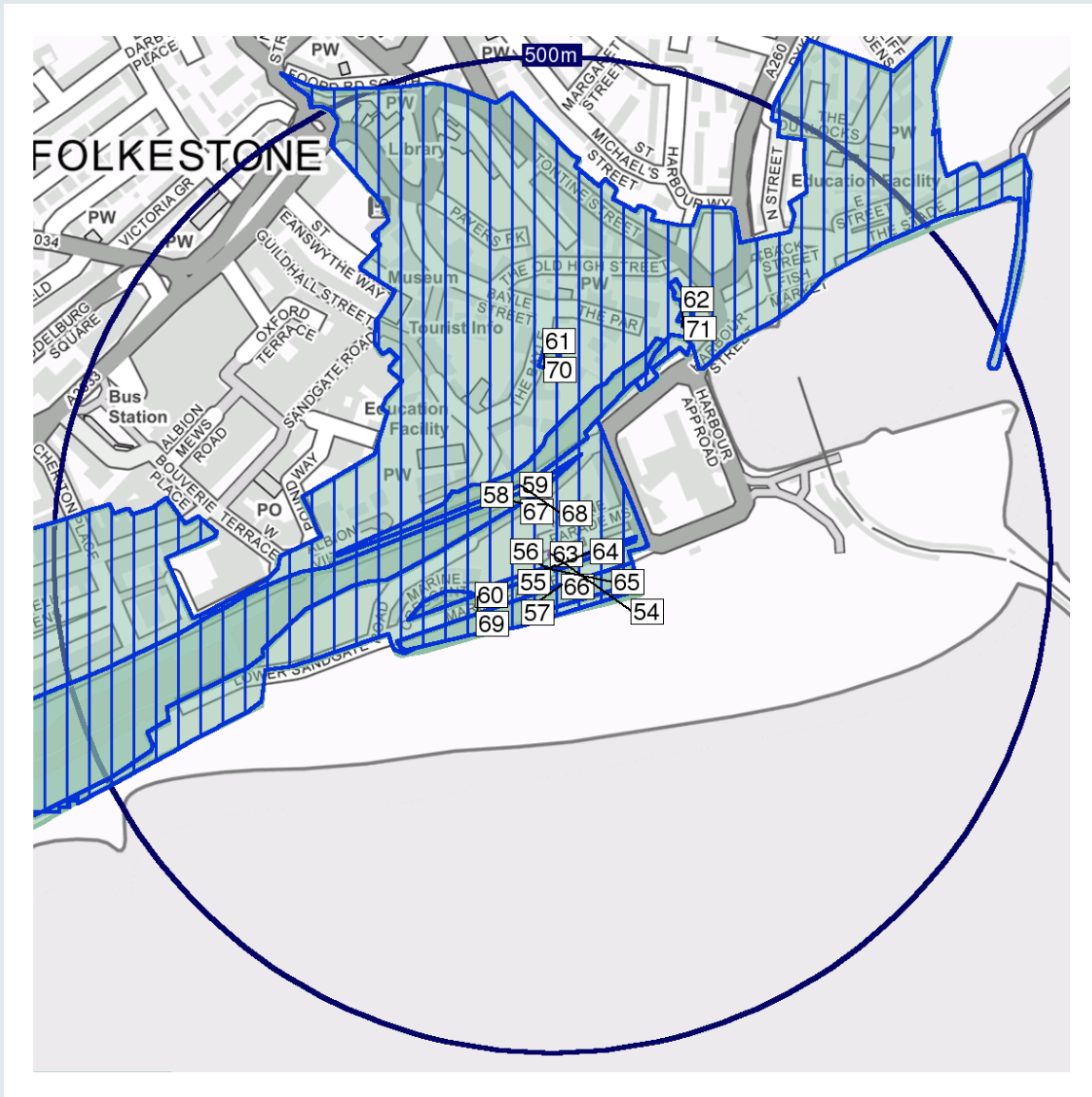
If you are interested in the potential impact of the HS2 or Crossrail routes on your property we recommend that you purchase an [Argyll Energy & Infrastructure Report](#). This report has been produced to specifically consider the impacts of these types of development.

If you would like more information please contact your Search Provider or our Customer Services Team on 0844 844 9966 or email helpdesk@landmark.co.uk.



Section 2e: Heritage and Open Environment Map

The map below shows policies and designations relating to Heritage and the Open environment in your local area. Further information is provided in the tables that follow.



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	Property				Recent Plans
	Search Radii				Older Plans
	Map ID				
	Multiple Features Present				



Section 2e: Heritage and Open Environment

The tables below provide information about the policies and designations within your area that relate to Heritage and the Open environment. For example, this could include conservation areas, the Green Belt and Areas of Outstanding Natural Beauty (AONB's). Specially designated heritage areas, or areas with heritage policies, can sometimes have associated development restrictions or conditions. There can also be restrictions to development if you live near a site with an environmental designation. These restrictions can be of value to residents as they often aim to enhance and preserve the character of the area. However, if you are planning to alter or develop your property in the future it would be prudent to check any impacts.

Recent Plans

The following tables contain recent plans for your area. We consider recent plans to be documents published since an update to planning legislation in 2004 meant local authorities changed the way they prepare development plans. From these plans, we have found the following designations in your area.

Plan	Core Strategy (18th September 2013) Adopted		
ID	Description	Policy Detail	Source Map
55, 56, 57, 58, 59, 60, 61, 62	Area of Open Space Value or Potential	No associated policies	Shepway Policies Map 1 : Folkestone Town Centre and Seafrost Inset
54	Conservation Areas	No associated policies	Figure 5.5 Central Folkestone Strategy
Not Mapped - (Due to Quality of Source Mapping)	GI Strategic Fringe Zones	No associated policies	Figure 5.3 Green Infrastructure Network
Not Mapped - (Due to Quality of Source Mapping)	Potential Climate Change Mitigation Measures for Coastline	No associated policies	Figure 5.3 Green Infrastructure Network

Older Plans

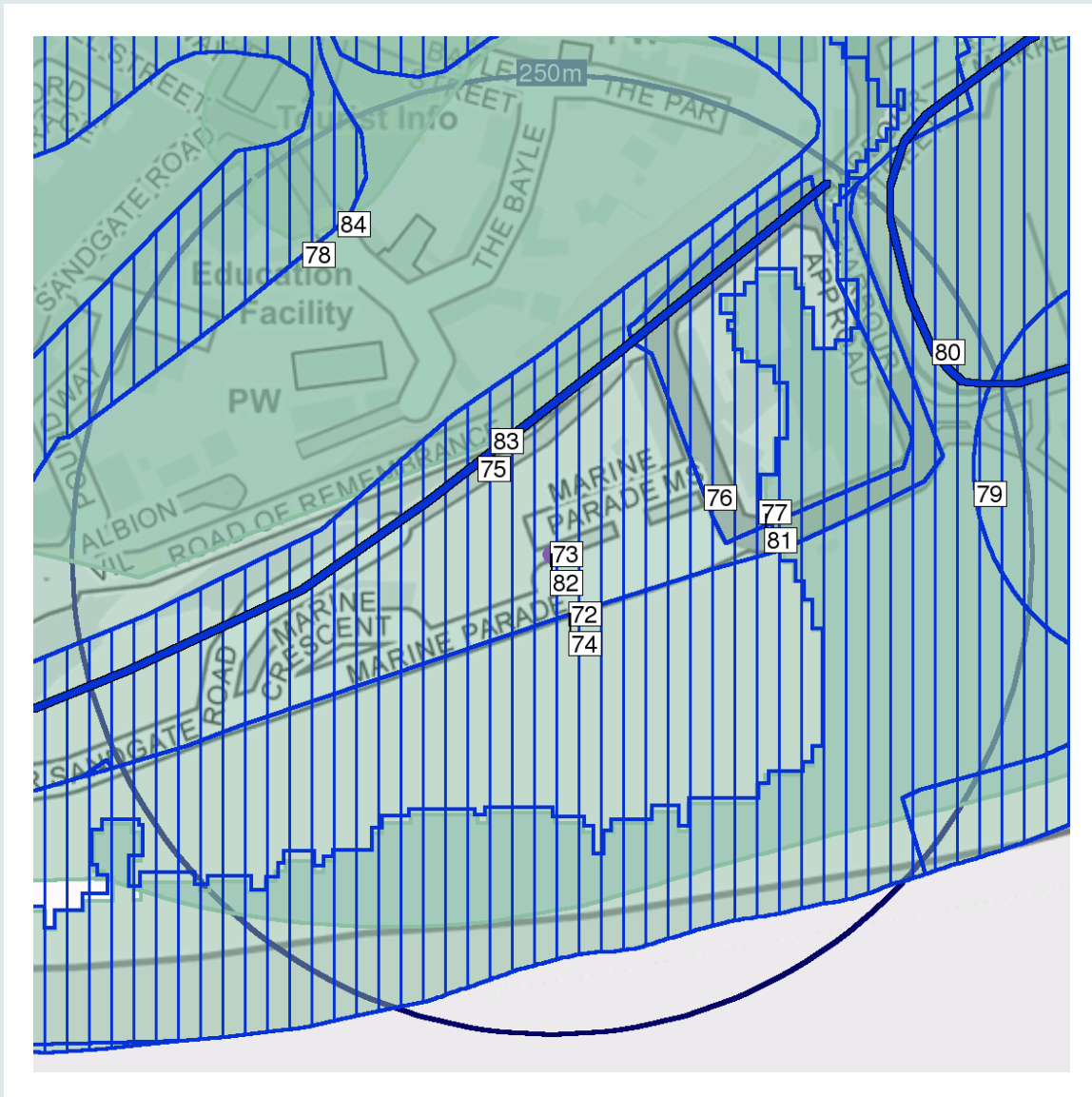
The following documents are plans that were published prior to 2004, or were prepared under the pre-2004 approach and then published at a later date. The local authority will be in the process of replacing these plans with newer documents, but even where later plans are available some policies and designations from within the below plans may be 'saved' and still relevant. From these plans, we have found the following designations in your area.

Plan	Shepway District Local Plan Review (16th March 2006) Adopted		
ID	Description	Policy Detail	Source Map
63	Conservation Areas	BE3: Conservation Areas	Inset 2a - Folkestone And Hythe
63	Conservation Areas	BE4: Conservation Areas	Inset 2a - Folkestone And Hythe
64, 65, 66, 68, 69, 70, 71	Area of Open Space Value or Potential	LR9: Protection And Provision Of Open Space	Inset 2b - Folkestone Town Centre
67	Area of Open Space Value or Potential	LR9: Protection And Provision Of Open Space	Inset 2a - Folkestone And Hythe



Section 2f: Other Sites Map

The map below shows policies and designations relating to 'Other Sites' in your local area. Further information is provided in the tables that follow.



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- | | | | | | |
|--|---------------------------|--|--|--|--------------|
| | Property | | | | Recent Plans |
| | Search Radii | | | | Older Plans |
| | Map ID | | | | |
| | Multiple Features Present | | | | |



Section 2f: Other Sites and Boundaries

The tables below provide information about the policies and designations within your area that relate to 'Other Sites'. This includes areas that have been identified for mixed use, or for more general development and regeneration.

This section also provides details of any designations in your area we have captured as 'boundaries'. These are designations indicating the limits of a particular defined area. For example, a settlement boundary will generally show the area that, for the purpose of the development plan, forms a particular settlement (e.g. a town). This might be used when forming or explaining policies, eg. policies could reference that development within a settlement boundary may be preferred over development outside a settlement boundary.

Recent Plans

The following tables contain recent plans for your area. We consider recent plans to be documents published since an update to planning legislation in 2004 meant local authorities changed the way they prepare development plans. From these plans, we have found the following designations in your area.

Plan	Core Strategy (18th September 2013) Adopted		
ID	Description	Policy Detail	Source Map
80	Active Frontage	No associated policies	Figure 4.5 Folkestone Seafront Strategic Site and Surroundings
72	Folkestone Seafront and Shroncliffe Garrison, Folkestone Allocations	SS6: Spatial Strategy For Folkestone Seafront	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset
72	Folkestone Seafront and Shroncliffe Garrison, Folkestone Allocations	SS7: Spatial Strategy For Shorncliffe Garrison, Folkestone	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset
Not Mapped - (Due to Quality of Source Mapping)	Strategic Allocations	SS6: Spatial Strategy For Folkestone Seafront	Figure 4.1 The key diagram
Not Mapped - (Due to Quality of Source Mapping)	Strategic Allocations	SS7: Spatial Strategy For Shorncliffe Garrison, Folkestone	Figure 4.1 The key diagram
73	Seafront/ Creative Regeneration Arc	No associated policies	Figure 5.5 Central Folkestone Strategy
74	Seafront Allocation (Policy SS6) takes Precedence	SS6: Spatial Strategy For Folkestone Seafront	Figure 5.5 Central Folkestone Strategy
75	Primary Barrier to Movement	No associated policies	Figure 5.5 Central Folkestone Strategy
76	Redevelopment Site	No associated policies	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset
77	Area at Risk of Fluvial / Tidal Flooding	No associated policies	Shepway Policies Map 1 : Folkestone Town Centre and Seafront Inset
78	Central/ West Development Arc	No associated policies	Figure 5.5 Central Folkestone Strategy
79	Pier Head and Quayside	No associated policies	Figure 4.5 Folkestone Seafront Strategic Site and Surroundings

ID	Description	Policy Detail	Source Map
Not Mapped - (Due to Quality of Source Mapping)	Priority for Flood Defences	No associated policies	Figure 4.4 Identified Infrastructure upgrades

Older Plans

The following tables contain plans published prior to 2004, or prepared under the pre-2004 approach and then published at a later date. The local authority will be in the process of replacing these plans with newer documents, but even where later plans are available some policies and designations from within the below plans may be 'saved' and still relevant. From these plans, we have found the following designations in your area.

Plan	Shepway District Local Plan Review (16th March 2006) Adopted		
ID	Description	Policy Detail	Source Map
82	Settlement Boundary	CO2: Rural Settlement	Inset 2a - Folkestone And Hythe
81	Area at Risk of Fluvial/Tidal Flooding	U5: Areas At Risk From Flooding	Proposals Map Romney Marsh
81	Area at Risk of Fluvial/Tidal Flooding	U6: Areas At Risk From Flooding	Proposals Map Romney Marsh
83	Watercourse Catchment at Particular Risk from Increased Surface Water Run-off	U7: Sustainable Urban Drainage Systems	Inset 2a - Folkestone And Hythe
84	Proposed Areas of Special Control for Advertisement	No associated policies	Inset 2b - Folkestone Town Centre



Understanding This Section

In this section we have summarised some information about the local area to give you an overview of your neighbourhood. This includes information about the type of housing and people you might find in your vicinity. We also provide information about the key services and facilities nearby that may be useful to you when you move into your new home.

Section Overview



Section 3a: Rights of Way

The Ordnance Survey map in this section shows rights of way in your area. A 'right of way' is the legal right to use a specified route through grounds, or across property, that belongs to someone else.



Section 3b: Housing

This section provides general information about the ownership, type and average prices of property in your neighbourhood. This section will also show the Council Tax bands for your area.



Section 3c: Population

This section shows the age, education and occupation profiles of people within your local community.



Section 3d: Education

This section identifies educational establishments in your area. A map will show the school locations and further details are included in tables that follow.



Section 3e: Amenities

This section identifies the nearest useful facilities and services in your neighbourhood. This includes a wide range of amenities from doctors to supermarkets.

Next Steps

For further information you can visit the web links provided throughout this section. For help with the report contact our customer service team on 0844 844 9966 or helpdesk@landmark.co.uk



Section 3a: Rights of Way Map

The map below shows the existing public footpaths, bridleways and byways identified on Ordnance Survey 1:25000 mapping.



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<ul style="list-style-type: none"> Property Search Radii 	<p>Public Rights of way (Rights of way are not shown on maps of Scotland)</p> <ul style="list-style-type: none"> Footpath Bridleway Byway open to all traffic Road used as a public path <p>The representation on this map of any other road, track or path is no evidence of the existence of a right of way. Full list of symbols is shown in the User Guide.</p> <p>Other Public Access</p> <ul style="list-style-type: none"> Other routes with public access <p>The exact nature of the rights on these routes and the existence of any restrictions may be checked with the local highway authority. Alignments are based on the best information available.</p>	<ul style="list-style-type: none"> National trail or Recreational path Permitted Bridleway Permitted Footpath <p>Paths and bridleways along which landowners have permitted public use but which are not rights of way. The agreements may be withdrawn.</p> <ul style="list-style-type: none"> Permitted Bridleway coincident with a right of way Selected cycle route off and on road
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Section 3b: Housing

The information below provides an overview of housing statistics for the nearby area.

Council Tax

The table below shows you the Council Tax Bands for your Local Authority. You can visit www.voa.gov.uk to establish the council tax band of your property.

Local Authority: Folkestone and Hythe District Council

Tax Band	Band A	Band B	Band C	Band D	Band E	Band F	Band G	Band H
Local Cost	£1200	£1400	£1600	£1800	£2200	£2600	£3001	£3601

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Housing Market

We have not found a home ownership profile for your postcode. This is usually because the postcode is relatively new and data is not available yet.

Housing Type

We have not found a housing type profile for your postcode. This is usually because the postcode is relatively new and data is not available yet.

Average Property Price

We have not found average house price information for your postcode. This is usually because the postcode is relatively new and data is not available yet.



Section 3c: Population

The information below provides an overview of the local community.

Qualifications

The pie chart below shows the level of qualification attained by people in your area.

- No Qualifications
- Lower level Qualifications
- Higher Level Qualifications

No Qualifications includes people with an education level below GCSE
Lower Level Qualifications includes people educated to at least a GCSE level
Higher Level Qualifications defines people educated to at least a University level



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Age

We have not found an age profile for your postcode. This is usually because the postcode is relatively new and data is not available yet.

Occupation

We have not found an occupation profile for your postcode. This is usually because the postcode is relatively new and data is not available yet.



Section 3d: Education Map

The map below shows schools up to 2 km from the property. Details of the schools are listed in the tables that follow.



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Section 3d: Education

The table below provides further details of schools within 2 km of the property.

Primary Education

ID	Name and Address	School Type	Inspection Result
85	St Eanswythe's Church of England Primary School, CT20 1SE	Academy - Converter Mainstream	Good
86	Folkestone, St Peter's Church of England Primary School, CT19 6AL	Voluntary controlled school	Good
87	Christ Church Cep Academy, Folkestone, CT20 1DJ	Academy - Converter Mainstream	Good
88	Mundella Primary School, CT19 5QX	Community school	Good
89	Folkestone, St Mary's Church of England Primary School, CT19 6QH	Academy - Converter Mainstream	Good
90	Castle Hill Community Primary School, CT19 6HG	Community school	Good
91	Stella Maris Catholic Primary School, CT19 5BY	Voluntary aided school	Good

Secondary Education

ID	Name and Address	School Type	Inspection Result
92	Folkestone Academy, CT19 5FP	Academies	Good
93	Folkestone Academy, CT19 5FP	Academies	Good

Further Education

ID	Name and Address	School Type	Inspection Result
94	Ferndearle, CT19 5HH	Independent	Good
95	Highview School, CT19 5DJ	Community special school	Outstanding
96	Earlscliffe (Sussex Summer Schools Ltd), CT20 2NB	Independent	Outstanding
97	Folkestone Academy, CT19 5FP	Academies	Good
98	Folkestone Academy, CT19 5FP	Academies	Good

Other Schools and Education Centres

These are other educational facilities with OFSTED ratings. This could include some independent schools and special schools.

ID	Name and Address	School Type	Inspection Result
99	Ferndearle, CT19 5HH	Independent	Good
100	Highview School, CT19 5DJ	Community special school	Outstanding
101	Earlscliffe (Sussex Summer Schools Ltd), CT20 2NB	Independent	Outstanding

The school admission process can vary depending on the individual school or Local Authority. For general information about selecting and applying for school places please visit www.gov.uk/schools-admissions. Your local council will also be able to provide further advice about the process in your area.

We do not currently hold inspection results for establishments in Scotland, but these are available at www.educationscotland.gov.uk.

Most schools are only inspected every few years. If you would like to investigate ratings and read the full inspection reports these are available at www.ofsted.gov.uk (England), www.estyn.gov.uk (Wales) or www.educationscotland.gov.uk (Scotland).



Section 3e: Amenities

This section provides the location of key facilities near to your property.

Where Is The Nearest...?

Post Box	Letter Box - Marine Parade, CT20	44m SW
Post Office	Post Office (Folkestone) - 57-59, Sandgate Road, Folkestone, CT20 1TU	293m W
Hospital	Royal Victoria Hospital - Radnor Park Avenue, Folkestone, CT19 5BN	1.2km NW
Cash Machine	Cash Machine (TRM Corporation) - Marine Parade, Folkestone, CT20 1TX	158m NE
Convenience Store	Harbour Mini Market - 9, Lower Sandgate Road, Folkestone, CT20 1QJ	156m NE
PayPoint	Klm News - 10, Tontine Street, Folkestone, CT20 1JU	342m N
Library	Folkestone Library - Folkestone Library 2, Grace Hill, Folkestone, CT20 1HD	465m N
Cinema	The Silver Screen Cinema - 1-2, Guildhall Street, Folkestone, CT20 1DY	300m NW
Recycling Centre	Waste Recycling Centre - South Wall, CT14	22km NE
Petrol Station	Gulf Petrol Station - Tram Road, Folkestone, CT20 1TE	486m N
Bus Stop	Bus Stop (The Old High Street) - CT20	316m NE
Railway Station	Folkestone Central Rail Station - CT19	1.1km NW

Facilities In The Local Area

The tables below show useful facilities within 5km of your property. Up to 3 features will be listed for each category.

Healthcare

Doctors

Name	Address
Guildhall Surgery	65-69, Guildhall Street, Folkestone, CT20 1EJ
The Manor Clinic	31, Manor Road, Folkestone, CT20 2SE
Central Surgery	86, Cheriton Road, Folkestone, CT20 2QH

Dentists

Name	Address
Total Dental Care	92, Sandgate Road, Folkestone, CT20 2BE
Providence Dental	37, Manor Road, Folkestone, CT20 2SE
The Dental Practice	86, Cheriton Road, Folkestone, CT20 2QH

Chemists

Name	Address
Boots	24-26, Sandgate Road, Folkestone, CT20 1DP
Superdrug Pharmacy	42-44, Sandgate Road, Folkestone, CT20 1DW
Asda Pharmacy	19 Bouverie Place Shopping Centre, Alexandra Gardens, Folkestone, CT20 1AU

Veterinary Clinics

Name	Address
Abbeywell Vets	2-3 Majestic Parade, Sandgate Road, Folkestone, CT20 2BZ
Havelock Vets	180, Dover Road, Folkestone, CT20 1NX
Anna House Veterinary Clinic	3, Sandgate Hill, Sandgate, Folkestone, CT20 2JF

Eating and Drinking

Restaurants

Name	Address
Harbour Restaurant	Grand Burstin Hotel Folkestone, The Harbour, Folkestone, CT20 1TX
Hillside Restaurant	3, George Lane, Folkestone, CT20 1RH
Aspendos	Aspen House, West Terrace, Folkestone, CT20 1TH

Cafés and Snack Bars

Name	Address
Steep Street Coffee House	18-24, The Old High Street, Folkestone, CT20 1RL
Googies Restaurant & Bar	15, Rendezvous Street, Folkestone, CT20 1EY
Django's Cafe Bar	17, Rendezvous Street, Folkestone, CT20 1EY

Retail Outlets

Convenience and General Stores

Name	Address
Harbour Mini Market	9, Lower Sandgate Road, Folkestone, CT20 1QJ
Vivid Vapes	2, West Terrace, Folkestone, CT20 1RR
Harbour Vapes	50, Guildhall Street, Folkestone, CT20 1EE

Shopping Centres & Retail Parks

Name	Address
Bouverie Place Shopping Centre	20 Bouverie Place Shopping Centre, Alexandra Gardens, Folkestone, CT20 1AU
West Park Farm North Retail Park	Park Farm Road, CT19

Garden Centres

Name	Address
Wyevale Garden Centre	Ingles Meadow, Folkestone, CT20 2RF

Pubs Bars and Inns

Name	Address
The British Lion	8-10, The Bayle, Folkestone, CT20 1SQ
The Pullman	7-9, Church Street, Folkestone, CT20 1SE
The Guildhall	42, The Bayle, Folkestone, CT20 1SQ

Fast Food Outlets

Name	Address
Seaside Kebab	5-7, Lower Sandgate Road, Folkestone, CT20 1QJ
Harbour Fish Bar	1-3, Lower Sandgate Road, Folkestone, CT20 1QJ
Mr Baguette	7, Sandgate Road, Folkestone, CT20 1SB

Supermarkets

Name	Address
Asda Stores Ltd	19 Bouverie Place Shopping Centre, Alexandra Gardens, Folkestone, CT20 1AU
Lidl UK GmbH	Shellons Street, Folkestone, CT20 1BP
Sainsbury's	5, Bouverie Road West, Folkestone, CT20 2SB

DIY Stores

Name	Address
Family Mosaic	6, Town Walk, Folkestone, CT20 2AD
Celsius Heating Spares	182, Dover Road, Folkestone, CT20 1NX
S K McCrystal	182, Dover Road, Folkestone, CT20 1NX

Sports and Leisure Facilities

Golf Ranges, Courses, Clubs and Professionals

No results found.

Gyms, Sports Halls and Leisure Centres

Name	Address
Folkestone Sports Centre	Radnor Park Avenue, Folkestone, CT19 5HX
Pent Valley Leisure Centre	Tile Kiln Lane, Folkestone, CT19 4PB
Bannatyne Health & Fitness	Shearway Business Park, Shearway Road, Folkestone, CT19 4RH

Sports Grounds, Stadia and Pitches

Name	Address
Canterbury Road Recreation Ground	Baldwin Terrace, CT19
Playing Field	Nr Dover Road, CT19
Playing Field	Nr Broadfield Road, CT20

Playgrounds

Name	Address
Playground	Bradstone Road, CT20
Playground	Eastfields, CT19
Play Area	Radnor Park Road, CT19

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Useful Information and Contacts

Please see below the contact details of all those referred to within this report.

For all other queries please contact:

Landmark Information Group

Imperium
Imperial Way
Reading
RG2 0TD

If you require assistance please contact our customer services team on:

0844 844 9966

or by email at:

helpdesk@landmark.co.uk

Contact	Name	Address	Contact Details
1	Folkestone and Hythe District Council	Civic Centre Castle Hill Avenue Folkestone Kent CT20 2QY	T: 01303 850388 W: www.folkestone-hythe.gov.uk
2	Development Control Canterbury City Council	Council Offices Military Road Canterbury Kent CT1 1YW	E: development.control@canterbury.gov.uk T: 01227 862 000 F: 01227 785 735 W: www.canterbury.gov.uk
3	Eastbourne Borough Council	2nd Floor 68 Grove Road Eastbourne Sussex BN21 1DF	T: 01323 410000 F: 01323 640153 W: www.eastbourne.gov.uk
4	Planning Department Dover District Council	Council Offices White Cliffs Business Park Dover Kent CT16 3PG	T: 01304 821199 F: 01304 827268 W: www.dover.gov.uk

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- Handle complaints speedily and fairly.
- Ensure that products and services comply with industry registration rules and standards and relevant laws.
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The Property Ombudsman scheme
Milford House
43-55 Milford Street
Salisbury
Wiltshire SP1 2BP

Tel: 01722 333306
Fax: 01722 332296
Web site: www.tpos.co.uk
Email: admin@tpos.co.uk

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- Keep you informed by letter, telephone or e-mail, as you prefer, if we need more time.
- Provide a final response, in writing, at the latest within 40 working days of receipt.
- Liaise, at your request, with anyone acting formally on your behalf.

Complaints should be sent to:

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Landmark UK Property
Imperium
Imperial Way
Reading
RG2 0TD

Tel: 0844 844 9966
Email: helpdesk@landmark.co.uk
Fax: 0844 844 9980

If you are not satisfied with our final response, or if we exceed the response timescales, you may refer the complaint to The Property Ombudsman Scheme (TPOs):

Tel: 01722 333306
Email: admin@tpos.co.uk

We will co-operate fully with the Ombudsman during an investigation and comply with his final decision.

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- conduct business in an honest, fair and professional manner
- handle complaints speedily and fairly
- ensure that products and services comply with industry registration rules and standards and relevant laws
- monitor their compliance with the Code

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If you have a query or complaint about your search, you should raise it directly with the search firm, and if appropriate ask for any complaint to be considered under their formal internal complaints procedure. If you remain dissatisfied with the firm's final response, after your complaint has been formally considered, or if the firm has exceeded the response timescales, you may refer your complaint for consideration under The Property Ombudsman scheme (TPOs). The Ombudsman can award up to £5,000 to you if the Ombudsman finds that you have suffered actual financial loss and/or aggravation, distress or inconvenience as a result of your search provider failing to keep to the Code.

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The Property Ombudsman scheme
Milford House
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- Acknowledge it within 5 working days of receipt.
- Normally deal with it fully and provide a final response, in writing, within 20 working days of receipt.
- Keep you informed by letter, telephone or e-mail, as you prefer, if we need more time.
- Provide a final response, in writing, at the latest within 40 working days of receipt.
- Liaise, at your request, with anyone acting formally on your behalf.

Complaints should be sent to: Paul Addison, Managing Director, DevAssist Ltd 37 of Crown House, High Street, East Grinstead, West Sussex, RH19 3AF tel: 01342 890010 email helpdesk@devassist.co.uk.

If you are not satisfied with our final response, or if we exceed the response timescales, you may refer the complaint to The Property Ombudsman scheme (TPOs): Tel: 01722 333306, E-mail: admin@tpos.co.uk.

We will co-operate fully with the Ombudsman during an investigation and comply with his final decision.

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- 1.1 "Client" means the seller, buyer, potential buyer, owner or lender in respect of the Property who is the intended recipient of the Report notified in writing to us.
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- 1.4 "Literature" means DevAssist brochures, price lists and advertisements in any type of media, including the content of the Website.
- 1.5 "Order" means the request for Services by You.
- 1.6 "Property" means an address or location for which DevAssist provides a Service.
- 1.7 "Report" means the report prepared by DevAssist in respect of the Property.
- 1.8 "Service(s)" means the supply of services by DevAssist to You including but not limited to property searches, reports and photographs, and other services from time to time and includes our instructions to a Supplier, on your behalf and the dissemination of the information subsequently provided by the Suppliers.
- 1.9 "Supplier" means any organisation or third party who provides data or information of any form to DevAssist for the purposes of providing the Services.
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- 1.13 "You" and "Your" are references to the individual, company, partnership or organisation who accesses the Website or places an Order.

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- 2.3 By submitting an Order, you shall be deemed to have accepted these Terms and You agree to be bound by these Terms when You place any Order. Your continued use of the Services shall amount to your acceptance of any variations to these Terms.
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- 3.3 Our Services are provided solely for Your use, or the use of Your Clients on whose behalf You have commissioned the Services, and shall not be used or relied upon by any other party, without Our written consent.
- 3.4 In providing search reports and services DevAssist will comply with the Search Code
- 3.5 DevAssist assumes that the value of the property does not exceed £2 million and that it is the responsibility of the customer to advise the firm at the time of requesting the search where the value of the property exceeds £2 million

4. Price and Payment

- 4.1 The price payable for the Services shall be in pounds sterling. The price for the Services shall be exclusive of any value added tax or other similar taxes or levies, which You shall be additionally liable to pay to DevAssist.
- 4.2 Payment is due in full from You within 30 days of the date of Our invoice (or as contracted) without deduction, counterclaim or set off.
- 4.3 DevAssist reserves the right to amend its prices from time to time and the Services will be charged at the price applicable at the date on which an Order is submitted.
- 4.4 If You fail to pay Our invoice on or before the due date, DevAssist may charge You interest on the late payment at the prevailing statutory rate pursuant to the Late Payment of Commercial Debts (Interest) Act 1998 until the outstanding payment is made in full.

5. Cancellation of Services

- 5.1 If You want to cancel an Order submitted to Us then You must notify Us in writing as soon as reasonably practicable after the Order has been submitted. Unless otherwise agreed by Us in writing, You shall remain liable for any expenses or disbursements We may have incurred prior to receiving your notice of cancellation. All expenses or disbursement must be paid in accordance with Term 4.2.

6. Termination

- 6.1 DevAssist may suspend or terminate any agreement with You without any liability to You with immediate effect if at any time:
 - (i) You fail to make any payment due in accordance with Term 4;
 - (ii) If You repeatedly breach or commit or cause to be committed a material breach of these Terms; or
 - (iii) You commit a breach and You fail to remedy the breach within 7 days of receipt of a written notice to do so.
- 6.2 If the agreement is terminated under this Term 6 and You have made an advance payment We will refund You a reasonable proportion of the balance as determined by Us having regard to the value of Services already provided to You.

7. Events Beyond Our Control

- 7.1 We reserve the right without notice or liability to You, to defer the date of performance or to cancel the provision of the Services (as set out in a particular Order) or reduce the volume of the Services ordered by You if we are prevented from or delayed in the carrying on of Our business due to circumstances beyond Our reasonable control provided that, if the event in question continues for a continuous period in excess of [60] days, You shall be entitled to give notice in writing to us to terminate the Order.

8. Warranties and Limitation of Liability

- 8.1 We provide warranties and accept liability only to the extent stated in this Term 8.
- 8.2 Unless otherwise indicated on the front page of the Report, We confirm that any individuals within Our business who conducted any searches has not knowingly had any personal or business relationship with any individual involved in the sale of or dealings with the Property.
- 8.3 In providing the Services you acknowledge and accept that:-
 - (i) DevAssist's only obligation is to exercise reasonable care and skill in providing the Services.
 - (ii) DevAssist shall not be liable for any indirect or consequential loss, damage or expenses (including loss of profits, loss of contracts, business or goodwill) howsoever arising out of any problem, event,

action or default by DevAssist.

- (iii) The Services do not include any information relating to the value or worth of the Property or the Company.
- (iv) The Services have not been prepared to meet Your or anyone else's individual requirements and You assume the entire risk as to the suitability of the Services and waive any claim of detrimental reliance upon the same.
- (v) DevAssist cannot warrant or guarantee that the Website or any website linked to or from the Website will be uninterrupted or error free or free of viruses or other harmful components and furthermore DevAssist cannot warrant the performance of any linked internet service not operated by DevAssist. Accordingly DevAssist shall not be liable for any damage or loss whatsoever caused: by any virus, including damage to Your computer equipment, software, data or other property resulting from Your access to, use of or browsing of the Website; or as a result of downloading any material, data, text, images, video or audio from the Website; or by the contents of or Your access to, any website linked to the Website; or for inaccuracies or typographical errors of information on or the Website.
- (vi) Time shall not be of the essence with respect to the provision of the Services.
- (vii) Any services other than our Services, which are advertised in the Literature are for information only, and We are not responsible for any such services which You may use as a result of our recommendation or otherwise. Any such third party services may be subject to the terms and conditions of the relevant third party service provider.
- 8.4 In connection with the Report You undertake to make a reasonable inspection of any results set out therein to satisfy Yourself that there are no defects or failures. In the event that there is a material defect You will notify Us in writing of such defect as soon as possible after its discovery and acknowledge that DevAssist shall not be liable for any defect, failure or omission relating to the Services that is not notified to DevAssist within three months of the date of the issue becoming apparent and in any event within two years of the date of the Service.
- 8.5 We use only established and trusted data search providers as Suppliers but where information contained in the Services and/or the Report is obtained by us from these Suppliers DevAssist cannot control the accuracy or completeness of the information provided by the Suppliers, nor is it within the scope of AC's Services to check the information provided by its Suppliers. Accordingly, you hereby acknowledge and accept, notwithstanding any other legal remedy available to you in this Term 8 or otherwise, that DevAssist shall not be liable for any faults, errors, omissions or inaccuracies of whatever nature in the information contained in the Reports and/or Services which is due to or caused by the Supplier EXCEPT WHERE such fault, omission, error or inaccuracy is caused by DevAssist's negligence and including negligent or incorrect entry of data by DevAssist in the records searched, any negligence or incorrect interpretation by DevAssist of the records searched and any negligent or incorrect recording of that interpretation by DevAssist in the Report and/or Services provided by DevAssist.
- 8.6 Where our Suppliers may be in breach of their own terms of business with us and as a result of that breach the information contained in the Services or the Report is inaccurate or incomplete we undertake to use our reasonable endeavours to assist you with any complaint or claim you choose to bring against the Supplier in your capacity as the end-user of the service provided by the Supplier or as agent for the Client. This undertaking is strictly subject to the following conditions:-
 - (i) Any such claim is of a material nature and arises solely and directly out of the inaccuracies, errors or omissions of the data provided by the Supplier.
 - (ii) The terms and conditions of the Supplier provide for the course of action you have chosen to follow.
 - (iii) You have used all reasonable endeavours to mitigate any loss or damage you have suffered as a result of the inaccuracies errors or omissions of the data provided by the Supplier.
 - (iv) You agree to pay our reasonable costs if you require our input in this action beyond what we deem to be reasonable. In certain circumstances we may bring a claim against our Supplier on your behalf (and in consultation with you) provided you have given us full particulars of the claim and written confirmation that you authorise us to (i) decide what action if any to take; (ii) that we shall have exclusive control over, and conduct of, all claims and proceedings; (iii) that you shall provide us with all assistance that we may reasonably require in the conduct of any claims or proceedings; and (iv) that you shall bear the cost of any proceedings on the basis that you shall be entitled to retain all sums recovered in any action for your own account.
- 8.7 In any event, and notwithstanding anything contained in these Terms, DevAssist's total liability in contract, tort or otherwise shall not exceed £2m in respect of any single claim, event, or series of related claims or events and, save as set out herein, all warranties, conditions and other terms implied by statute or common law are excluded, to the fullest extent permitted by law.

9. Independent dispute resolution

9.1 If you make a complaint and we are unable to resolve it to your satisfaction you may refer the complaint to The Property Ombudsman scheme (website www.tpos.co.uk, email: admin@tpos.co.uk). We will co-operate fully with the Ombudsman during an investigation and comply with his final decision.

10. Intellectual Property Rights

- 10.1 You acknowledge that all Intellectual Property Rights in the Services are and shall remain owned by either DevAssist or our Suppliers and nothing in these Terms purports to transfer, assign or grant any rights to You in respect of the Intellectual Property Rights.
- 10.2 You agree that You will treat and will procure that Your clients on whose behalf You have commissioned the Services will treat as strictly private and confidential the Services and all information which they obtain from the Services.
- 10.3 You agree that You will procure that Your clients on whose behalf You have commissioned the Services will not, except as permitted herein or by separate agreement with DevAssist change, amend, remove, alter or modify the Service or any trademark or proprietary marking in the Service. 10.4 You agree to indemnify Us and keep us indemnified from and hold us on demand, harmless from and against all costs, claims, demands, actions, proceedings, liabilities, expenses, damages or losses (including without limitation, consequential losses and loss of profit, and all interest and penalties and legal and other professional costs and expenses) arising out of or in connection with a breach of this Term 9.

11. General

- 11.1 You shall not be entitled to assign Your agreement with Us or any part of it without Our prior written consent.
- 11.2 We may assign the agreement or any part of it to any person, firm or company.
- 11.3 The parties to these Terms do not intend that any term of Our agreement shall be enforceable by virtue of the Contracts (Rights of Third Parties) Act 1999 by any person that is not a party to these Terms or a permitted assignee.
- 11.4 Failure or delay by Us in enforcing or partially enforcing any provision of the agreement will not be construed as a waiver of any of Our rights under the agreement.
- 11.5 Any waiver by Us of any breach of, or any default under, any provision of the agreement by You will not be deemed a waiver of any subsequent breach or default and will in no way affect the other terms of the agreement.
- 11.6 If any provision or part of a provision is held to be invalid or unenforceable by any court or other body of competent jurisdiction, that provision or part of that provision shall be deemed severable and the other provisions or the remainder of the relevant provision will continue in full force and effect. 11.7 Unless otherwise stated in these Terms, all notices from You to DevAssist or vice versa must be in writing and sent to DevAssist's registered office address as stipulated in Term 1.12 or Your address as stipulated in the Order.
- 11.8 The Agreement shall be governed by and construed in accordance with English law and shall be subject to the non-exclusive jurisdiction of the English Courts.