## **Annex 3: Consultation on Locally Listed Buildings**

1	Mr Haywood	No 30 Highfield Rd	Wrongly included (descrip. relates to 29 &	
			31)	Phoned 4/11/13 to apologize
2	David Vesse	47 High Street	Correction & addition: Carriageway	
			belongs to No 47. Flying freehold noted.	
			Date - probably 1830s to 40s.	Phoned 4/11/13
3	Mrs Hardy	14 Castle Street	Received description for 13 & 14 Chapel	
			Street	Correct description provided
4	David Wiggin	Masons Yard	Query: info about the gear in the garden	
			- this was taken off the website (Right	
			Move)	Phoned 4/11/13
5	Julie Woodford	17 Castle Street	Query: Advised re status and process in	
			future	Phoned 4/11/13
6	Chris Izami	266 & 270 High Street	Further information required: Freeholder.	
			States not previously consulted. How	
			many objections? Effect on property	
			prices	E-mailed full response 6/11/13
7	Francis Cram	10 Middle Road	Corrections to descriptions	E-mail sent 6/11/13
8	Neil Aitchison	154-156 High Street	Corrections, need for PP.	Amended description and responded 6/11/13
9	Craig McArdle	330 High Street	Comment: refers to 'joke' letter and new	
			build in adjacent garden	No action possible
10	Pete Lloyd	Boxwell Road Surgery	Comment: Nothing to add. Locally	
			produced history in surgery	E-mail & thanked 6/11/13, call in to see history
11	Timothy Copnell	Nos 65 & 67	Corrections	Amended & e-mailed to thank
12	Jean Folkard	Flat 15 Castle Mill	Comment: suggested re-write with	
			contacts	Re-write not required as follows EH criteria
13	Emily Main	258 High Street	Additions - butchers shop	Amended & e-mail sent 6/11/13
14	Dennis Beard	Bridge House, 4		Amended description - no acknowledgement as no
		Chapel Street	Objection & Correction	reason given for objection
15	Charles Welborn	Bayston, 86 Cross		
		Oak Road	Corrections	Corrections & additions made - no e-mail address
16	Nick Haw	Kings Road Garage	Objection	E-mailed full response 6/11/13
17	Ben Telford	3 Manor Street	Comment: Problem re car parking	E-mailed – not part of consultation

18	Susan Johnson	Stonycroft, 9		E-mail sent 13/11/13 with thanks and amending
		Shrublands Road	Corrections and additions	description
6a	Chris Izami		Follow up query re. rear properties	See 6
19	Frances Collyer	33 Highfield Road	Query re. listed status/compulsory &	E-mail sent 13/11/13 with thanks and justification and
			archive	amending description
20	Ivan McMahon	12 Castle Mill		E-mail sent 13/11/13 with thanks and amending
			Corrections	description
21	Mr R Alderman	81 High Street	Correction: Change description to sash	Noted but no changes necessary
22	Anonymous	39 Charles Street	Correction and addition: Some additional	
			detail	Amended description
23	Stefa Georgiou	199 High street (Nat		
		West)	Nothing to add	Noted but no changes necessary
24	Rachel Veitch	3 Castle Mill	Correction: Date of conversion incorrect	Amended description & e-mail 20/11/13
25	Penny Marshall	Nos 2 & 4 High Street	Correction	Amended description & e-mail 20/11/13
26	Keith Treves-	1 Montague Road		
	Brown		Correction	Amended description & e-mail 20/11/13
27	Conrad Graham	71 High Street	Correction	Phoned and amended description 20/11/13
28	Michael Tatum	Way Inn	Correction	Amended description & e-mail 20/11/13
29	Liz Perrottet	336 High Street		Amended description & e-mail 25/11/13 (2nd e-mail with
			Correction	add. info.)
30	John Demspter	9 Middle Road	Correction & addition	Amended description & e-mail 2/12/13
31	Marion Alderson	???	Query: Called - past deadline but left	
			message asking for e-mail	No further e-mail/letter received
32	Richard Nelson	334 High Street	Correction & addition	Amended description & e-mail 2/12/13
33	Richard Smyth	Dunsland House, 5		
		Shrublands Road	Additions	Added to description & e-mail 2/12/13
34	Pat Campbell	3 Middle Road	Addition: Conservatory at back	Unchanged
35	Nigel Frostick	175 High Street	Correction	Amended description & e-mail 2/12/13
36	Rachel Evans	36 Kitsbury Road	Query: requested terms to be explained	Added to description & e-mail 2/12/13
37	Paul Fendrich	23 Chapel Street	Correction & addition	Added to description & e-mail 2/12/13
38	Jonathan Marsh	320 & 322 High Street	Correction	Added to description & e-mail 2/12/13
39	Angela Wheeldon	9-12 Chapel Street	Correction & good comments	Letter - amended description - written reply required
40	Simon Neate,	Berkhamsted School	The School remains concerned that the	Action – in their letter of 8 <sup>th</sup> November the school had
	Indigo Planning	- Locally Listed	buildings proposed as additions to the	supported the local listing of certain of the school

Local List are not all of such merit that **Buildings** this designation would be appropriate, or that the proposed descriptions support such designation. As a general comment, we fins that most of the descriptions concentrate on the physical attributes of the building and provide very little, if any, information or explanation as to the specific interest or significance that makes them particularly important to Berkhamsted. The descriptions are also not clear what they contribute to the town's distinctive local character. Comments are then made on all the buildings proposed: Dean's Hall & Lychgate - it is argued that because these are attached to or form part of the curtilage of a statutorily listed building, they require no further protection

buildings: 'It is important to note that the School do not wish to raise a blanket objection to the proposed local listing of properties within their estate portfolio. This is in acknowledgement that properties such as St. John's should be recognised for its significant historic association with Graham Greene and buildings such as the Lychgate and the Deans Hall and the adjoining Cloisters are clearly of architectural merit. In the case of the Lychgate the feature has landmark status and is striking in its aesthetic value'

As noted above, the school previously raised no objection to these buildings being included. In the light of the potential application of the new Enterprise and Regulatory Reform Act 2013, where challenges may be made to inclusion of buildings as 'curtilage listed', there is a need to ensure these buildings, acknowledged by the School to be of significance, are included on the local list, pending a full assessment by English Heritage

62 Castle Street – it is argued that because it is in the Conservation Area it is 'thus protected against demolition without the consent of the council' The School acknowledges the building is 'somewhat unusual as a replica of an exhibition building and partly prefabricated' and these unique attributes more than adequately confirm its status as locally listable, in addition to the contribution it makes to the street scene.

For the gymnasium and Music School, the architect has been identified for both of these buildings and both are good examples of purpose-built buildings, but with Mill Street Buildings.- it is argued that the Gymnasium and Music Hall are no longer appropriate for the modern requirements and that the descriptions fail to adequately explain what is locally significant or distinctive about either.

distinctive and well-detailed designs which elevate them considerably in terms of quality above other buildings of the period in the town. Reference is given to the vernacular changes at the design stage of the Gymnasium and both it and the Music Hall utilise local bricks. The School argues that the Music Hall and Gymnasium 'are no longer appropriate for the modern requirements of use for which they were built and consequently used for other activities' although on recent inspection both buildings were being used for music teaching and as a gym respectively. That a building no longer serves its original purpose does not prevent it from being listed or locally listed.

The description of the Staff Cottages is criticised for lack of information on their origins and dating. It is argued that because it is in the Conservation Area it is 'thus protected against demolition without the consent of the council'

The Local List acknowledges that the Staff Cottages merit further research and it is cause for concern that the school itself is unable to provide any information regarding the dating or function of this building, so that its significance has clearly not yet been fully established.

Adelbert House was not part of the school complex Nothing in this draft description properly explains what is significant or locally distinctive that would justify adding the building to the Local List. Again, the building's location within the existing Conservation Area provides the Council with control over its demolition.

Some information on Overton house was mistakenly pasted onto the end of the description and has now been removed. The house has historical interest and is locally significant having once housed the manager of the Water Work; it is an unspoilt example of its type. The lengthy descriptions demonstrate these are well detailed buildings incorporating a range of architectural features, imbuing them with a superior design quality

This is a comprehensive group of Boarding houses which have played a continuous role in the history of the school since the late C19th/early C20th century and occupy

It is argued that the local significance of Overton House, St John's and Incents is not set out in the descriptions and all the buildings are again located within the existing Conservation Area with the same controls over their demolition as the others noted above.

prominent positions stretching from the High Street up Chesham Road. The letter of 8<sup>th</sup> November acknowledged 'that properties such as St. John's should be recognised for its significant historic association with Graham Greene'. The lengthy descriptions demonstrate these are well detailed buildings incorporating a range of architectural features, imbuing them with a superior design quality.

It is argued that the draft descriptions of Nos 15 & 19 in Kings Road are 'again detailed in relation to the physical appearance but little of other interest or local significance is identified. Their location within the existing Conservation Area again protects them against demolition without consent.'

The school raised no objections to the buildings in King's Road being included in the lists in its letter of 8<sup>th</sup> November. The lengthy descriptions demonstrate these are well detailed buildings incorporating a range of architectural features, imbuing them with a superior design quality – and hence the reason No 17 has been excluded.

Objection to the Schools' Preparatory Building refers to lack of clarity as to what is included and where the conservation boundary would be drawn. The description was written in response to the school objecting to the rear parts of the building being included – hence the reference to these being excluded. The description is entirely clear which part of the building is being described and its significance. The Boundary to Extension 3 has been modified to exclude the School in response to the School's request.

The school summarises its concerns as follows:

DBC states that

To be useful, and provide a sound basis for understanding the characteristics of locally listed buildings, selection criteria on which the addition of buildings to a Local List is based should have clear requirements, be objective, informed by

- a) in employing an independent consultant
- b) seeking expert local advice
- c) as well as the views of the local community through public consultation
- d) following English Heritage's national criteria,

appropriate national guidance (adapted to reflect the local context and character). and rigorously applied to each building. It is only against such a background that the significance of each building as a (non-designated) heritage asset, and what it is that should be protected, can be properly understood by all parties. We have previously expressed concern that this is not the case with the preparation of the Local List for Berkhamsted. We have also expressed concern that that the process by which the confirmation of buildings nominated for addition to the Local List is not sufficiently independent from those nominating them to ensure it is robust.

We also consider that the conflation of this Local List within the Conservation Area Appraisal document is unhelpful, and suggest that the two issues should be disentangled and form separate documents.

Whilst we acknowledge that some of the buildings, primarily those within the School's core historic complex between Castle Street and Mill Street, may be justified as additions to the Local List, we are not clear from the draft descriptions provided what the particular significance of them is. We are also not clear what the Council's aspirations are in terms of the particular features it wishes to see protected. As noted above, each of these buildings is protected from demolition

- e) carrying out research into each of the buildings
- f) providing detailed descriptions of all the buildings
- g) consulting and responding to any concerns raised

it has carried out a thorough analysis of the buildings qualifying for local listing and identified their significance accordingly.

Berkhamsted CACA is one in a series of Appraisals, all of which have included local listings in their Appendices.

The school buildings included as Locally Listed Buildings by no means encompass the whole school portfolio and it could be argued that more of the C19th and C20th buildings such as the Armoury, Rifle Range, Swimming Pool etc should be included as they form unusual examples of their type and are an integral part of the School's history and development. They all have important historical connections with the Greene family in particular but also with numerous other boys who would achieve national recognition. Berkhamsted would not be the thriving town it is without the presence of the School, and the fact that the majority of the school's buildings are located in the Conservation Area demonstrate the significance of the school in the town's evolution.

DBC believes that, on the advice of independent consultants who compiled the lists, a fair assessment has been made of the school's buildings. Inclusion in the Conservation Area does not recognise the quality and significance of these buildings and in the light of the

through its inclusion within the Berkhamsted Conservation Area boundary.

With regard to Dean's Hall and Dean's Hall Cloisters and Lychgate, Castle Street, we believe these all to be protected as curtilage buildings to existing statutorily protected buildings. We would welcome the opportunity to look at these with a member of English Heritage's Designation Team to review the list descriptions, and clarify what is considered of special interest and what is not, as now provided for under the Enterprise and Regulatory Reform Act 2013.

Of the remaining buildings proposed as additions to the Local List, we do not consider that the draft descriptions adequately justify or explain their significance in the local context, such that the merit of including them can be clearly understood.

Enterprise and Regulatory Reform Act 2013, we agree that there should be more clarity regarding the assessment of the school's buildings. We have offered a range of solutions in the form of a Heritage Partnership Agreement and by issuing an invitation to English Heritage to assess the buildings more fully. We have therefore referred these buildings to English Heritage for their opinion as to whether the buildings proposed for inclusion are worthy of local listing and sought their advice regarding the listed buildings owned by the School and the interpretation of their curtilages.