

**PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS)  
ACT 1990 BUILDINGS OF SPECIAL ARCHITECTURAL OR  
HISTORIC INTEREST**

**Bishopthorpe walled kitchen gardens, their associated brick lean-to buildings and canalised stream, 250m north of St Andrew's Church, on west side of Bishopthorpe Road, Bishopthorpe  
List Entry Number: 1490863**

I am writing to inform you that we have been considering adding the above building to the List of Buildings of Special Architectural or Historic Interest. We have taken into account all the representations made, and completed our assessment of the building. Having considered our recommendation, the Secretary of State for Culture, Media and Sport has decided to add Bishopthorpe walled kitchen gardens, their associated brick lean-to buildings and canalised stream to the List of Buildings of Special Architectural or Historic Interest. The building has been Listed at Grade II.

Please click on the link below to download a copy of our advice report, which gives the principal reasons for this decision. The List entry for this building, together with a map, has now been published on the National Heritage List for England, and will be available for public access from tomorrow. This List can be accessed through our website.

<http://services.historicengland.org.uk/webfiles/GetFiles.aspx?av=BE852D5E-F35D-4BF5-B343-7F88A317F6B8&cn=FA12C0A5-9281-4F83-87F5-6F0A329F2B60>

Please be aware that the listing of the building took effect on the day that the List entry was published on the National Heritage List for England.

As of 25 June 2013, the Enterprise and Regulatory Reform Act (ERRA) has enabled a number of heritage reforms, including an amendment to the Planning (Listed Buildings and Conservation Areas) Act 1990 that provides two potential ways to be more precise about what is listed. Whether or not the new provisions have been invoked with regard to this building is explained in the Advice Report. A List entry that makes use of these provisions will clarify what attached and curtilage structures are excluded from the listing and/or which interior features definitively lack special interest; however, owners and managers should be aware that other planning and development management constraints might apply to these structures, and should clarify these with the Local Planning Authority. Further information is available on our website at

<https://historicengland.org.uk/listing/what-is-designation/listed-buildings/listing-and-the-erra/>

If you consider that this decision has been wrongly made you may contact the Department for Culture, Media and Sport via [review.requests@dcms.gov.uk](mailto:review.requests@dcms.gov.uk) within

28 days of the date of this letter to request that the Secretary of State review the decision. For your review to be considered you must fill in the listing review request form with relevant grounds for review. Further details of the review criteria and process and how to request a review are contained in the annex to this letter.

Factors such as the cost of upkeep/repair of listed buildings, planning considerations and local importance, cannot be taken into account. Evidence previously considered will not on its own be sufficient to trigger a review. The Secretary of State is also unable to conduct a review if you merely disagree with the decision but do not provide new supporting evidence.

Further details of the review criteria and process and how to request a review are contained in the annex to this letter.

Please do not hesitate to contact me if I can be of any further assistance. More information can also be found on our website at <https://historicengland.org.uk>.

Yours sincerely

Cara Organ

Listing Coordinator

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Historic England  
37 Tanner Row  
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### **Privacy Policy**

We will always store your personal details securely. We collect data that you provide to us and only ever collect the information we need in order to carry out our statutory purposes and that helps us to deliver and improve our services. We will only share personal data when we are required to by law or with carefully selected partners who work for us. If you would like to know more or understand your data protection rights, please take a look at our privacy policy.

<https://historicengland.org.uk/terms/privacy/>

For a hard copy of the privacy policy please contact us.

### **Freedom of Information**

Historic England is subject to the Freedom of Information Act 2000 and the Environmental Information Regulations 2004 which provide a general right of access to information we hold. We may provide the information you have supplied in response to a request made under this legislation, subject to any exemptions which apply. Historic England will consult with external parties as necessary prior to releasing information.

## **Annex 1**

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### **Review Criteria and Process**

A review will only be carried out:

- if there is significant evidence that the original decision was wrong
- where there was a significant factual error
- where there was irregularity in the listing process
- if there is significant evidence which was not previously considered about the special architectural or historic interest of the building in a national context

Having conducted a review, the Secretary of State will either uphold, amend or overturn the original decision. It is important to understand that the original decision will stand until the Secretary of State has decided whether the original decision should be upheld, amended or overturned. If the original decision is amended or overturned, this will not have retrospective effect.

### **How to request a review of a listing decision**

Reviews are carried out by the Department of Culture, Media and Sport and review requests should be made on the Department's 'Listing Review Request Form' and submitted to [review.requests@dcms.gov.uk](mailto:review.requests@dcms.gov.uk). The form is accompanied by guidance to assist you in making a review request. Submissions that do not follow the guidance may result in your request being denied. Both the form and the guidance can be downloaded from the Department for Culture, Media and Sport's website at:

<https://www.gov.uk/how-to-challenge-our-decision-to-list-or-not-list-a-building>

If you are unable to access the website please contact:

The Listing and Scheduling Review Team  
Heritage Team  
Department for Culture, Media and Sport  
1st Floor, 100 Parliament Street  
London  
SW1A 2BQ

The Secretary of State's published policy allows a period of 28 consecutive days from the date of this decision letter during which a review of the decision may be requested