

**DRAFT** Wiverton Conservation Area  
Appraisal and Management Plan  
**[April 2023]**



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# 1 Introduction

## 1.1 Conservation Areas

Rushcliffe Borough Council has an obligation under [Section 69 of the Planning \(Listed Buildings and Conservation Areas\) Act 1990](#) to review, from time to time, its Conservation Area designations.

A Conservation Area, as defined under [Section 69](#), is 'an area of special architectural or historic interest the character or appearance of which it is desirable to preserve or enhance'.

*Wiverton was first considered a conservation area in 2023 at the request of the local community*

[Section 71 of the Planning \(Listed Buildings and Conservation Areas\) Act 1990](#) highlights the local planning authority's duty to formulate and publish proposals for the preservation and enhancement of the conservation areas. This document, therefore, aims to identify and reaffirm (or redefine) the special architectural or historic interest of the area which warrants its designation.

A Conservation Area Appraisals are not, and never have been, tools for to fossilise a place against change, instead, the processes of change which allow places to grow and evolve are recognised as being unavoidable, and it is also recognised that change can be a positive and desirable force. The designation instead allows greater scrutiny and control to manage change to positive effect and to ensure that any changes which require planning permission do not harm, and ideally serve to actively enhance, the existing character of the place.

## 1.2 The purpose of a Conservation Area Character Appraisal

The purpose of a Conservation Area Character Appraisal is to:

- Identify and record the special interest of the Conservation Area to ensure there is a public awareness and understanding of what is worthy of preservation
- To define and reassess current boundaries to accurately reflect what is now perceived to be of special interest
- To identify opportunities to safeguard and enhance the special interest of the Conservation Area.

*It should be noted that the content in this document is not a comprehensive account of every significant building, structure, tree, wall, feature, or space. Therefore, any omission should not be assumed to imply that they are of no interest.*

## Wiverton Conservation Area: Summary of Special Interest

Characteristic 1

Characteristic 2

Generally, the character and appearance of a Conservation Area will be preserved or enhanced by:

- Providing controls and regulating development through the planning system.
- Applying the extra controls that designation provides over demolition, minor development, and the protection of trees.
- Environmental enhancement schemes and possibly providing financial assistance for the repair and restoration of specific buildings.
- Encouraging public bodies such as the local highways authority or utility companies to take opportunities to improve the street scene through the appropriate design and sensitive sighting of street furniture (and retention of historic features of interest), or the removal of eyesores and street features that have a negative impact such as overhead wires.

### 1.3 The Planning Policy Context

This appraisal provides a firm basis on which applications for development within the Wiverton Conservation Area would be assessed. It should be read alongside the wider development plan policy framework produced by Rushcliffe Borough Council and other National Planning Policy Guidance documents. The relevant documents include:

- [Rushcliffe Local Plan Part 1: Core Strategy](#), with a specific focus on:
  - Policy 10 (Design and Enhancing Local Identity) [in part]
  - Policy 11 (Historic Environment)
- [Rushcliffe Local Plan Part 2: Development Policies](#), with a specific focus on:
  - Policy 28 (Conserving and Enhancing Heritage Assets)
  - Policy 29 (Development Affecting Archaeological Sites)
- [The National Planning Policy Framework \(NPPF\)](#) (Revised - 2021)
- [The National Planning Practice Guidance](#) (2015 - Subject to Continual Review)
- [By Design: Urban Design in the Planning System – Towards Better Practice \(2000\)](#)
- [The Planning \(Listed Buildings and Conservation Areas\) Act 1990](#)

## Wiverton Conservation Area: Summary of Key Issues

Key Issue 1

Key Issue 2

## 2 Wiverton Location and Landscape Setting

Rushcliffe Borough forms the southern tip of Nottinghamshire, which borders Leicestershire. It is predominantly a rural Borough that contains a mixture of city suburbs, market towns and villages. Rushcliffe is located about half a mile South of Nottingham city centre, with the River Trent forming the majority of its northern boundary and the River Soar defining its western boundary.

The A46, a distinctive Roman Road, runs through the centre of the Borough and leads to Newark in the North and Leicester in the South. In the northern half of the Borough, the A52 forms Nottingham's primary transport link to Grantham and the East of England. Junction 24 of the M1 and East Midlands Airport are located about 1 mile from the western border.

The hamlet of Wiverton is situated in the southeast of the Borough, two miles south of Bingham. Wiverton is surrounded by the villages of Tythby, Langar and Barnstone and is approximately five miles from the Leicestershire border to the south and three miles from the Leicestershire border to the east. The River Smite, which becomes the River Devon at Bottesford, and joins the River Trent at Newark, divides the parish.

Wiverton is surrounded by its own ancient orchard, woods, a meadow and farmland, the latter being owned by The Crown Estates and leased long term to a local farming family.

The old parish of Wiverton Hall should not be confused with the modern Anglican parish of Wiverton in the Vale, incorporating the churches of Tithby, Colston Bassett, Cropwell Bishop, Cropwell Butler, Elton-on-the-Hill, Langar, Barnstone, Granby and Sutton.

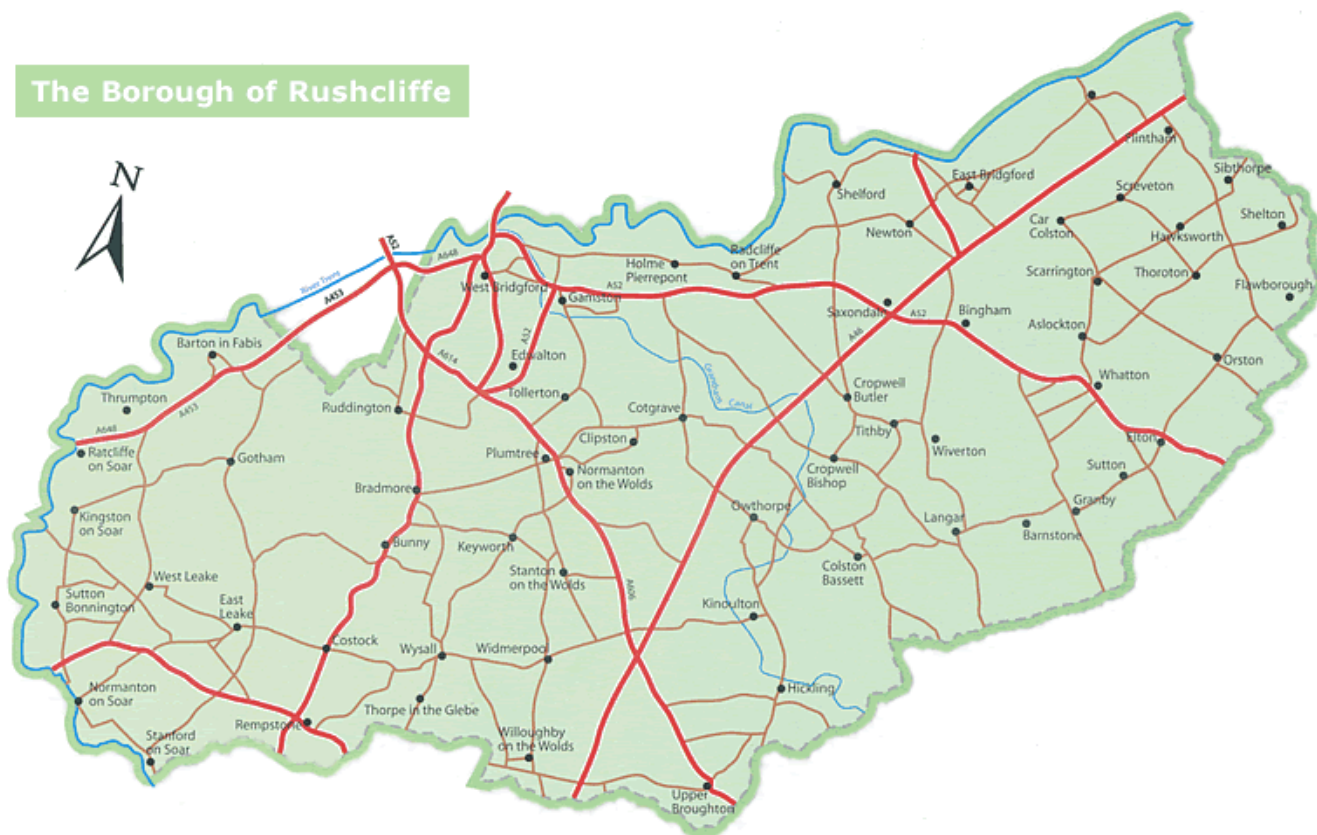


Figure 1- A Map of the Borough of Rushcliffe



In 1448 Sir Thomas Chaworth had a new manor house built to the south-east of the moated site and was granted licence to make a deer park, but relatively little is known about it. Figure 6 and Figure 7 show the similarities in the layout of the original design and the remaining stone walls.

The scheduled monuments to the southeast of the hall include the remains of a Civil War gun battery constructed by the Royalist garrison defending Wiverton Hall, and an adjacent covered way, following the course of an earlier medieval trackway containing the contemporary entrance to the house. These earthworks to the southeast of the hall, raised during the military campaigns, acted as gun emplacements, and provided temporary protection for those in close range combat and travelling to and from the hall. The earthworks consisted of banks and ditches can be recognised today as surviving earthworks, as crop and soil marks on aerial photographs.

On November 9<sup>th</sup>1645, during the Civil War, a Parliamentarian force under Colonel-General Sydenham Poyntz surrounded the Royalist garrison holding Wiverton Hall and demanded their surrender. The earlier Wiverton Hall dating from 1448 was destroyed during the siege to prevent it being re-occupied. Following the siege, the garrison left behind their arms and provisions. There is therefore a unique opportunity to study the field engineering of the Civil War, and potentially furthers the archaeological interest of the area.

The present Wiverton Hall was built in 1815 with Strawberry Hill Mock Gothic additions onto the remains of the medieval gatehouse. The current hamlet of Wiverton was developed in the late C20 and early C21, with some conversions from the old stable block and some new buildings. The hamlet consists of twelve private properties in close proximity to Wiverton Hall.

Nottinghamshire County Council and Historic England undertook a desk-based archaeological site assessment of Wiverton Hall and produced an interpretation of the aerial photographs and Environment Agency LiDAR (Light Detection and Ranging: a remote sensing technique, used for high-resolution survey of landscapes). The extensive remains of earlier settlement and cultivation have been noted surrounding the Hall, beyond the scheduled monument. These remains, which are visible as cropmarks and earthworks on both aerial photographs and LiDAR, include the cropmark of a probable medieval settlement, boundaries, and ridge and furrow cultivation to the immediate east of the Hall, much of which was still largely earthwork in the 1960s but has since been ploughed leaving only slight earthwork remains.

An archaeological survey of February 2023 suggested that many of the houses in the hamlet may be built on the foundations of the 1448 Hall, with one cottage, The Stables, potentially lying on the medieval foundations and retaining the entrance points originally used in 1448. The Georgian central courtyard is on the site of a medieval great hall which is believed to have had a wooden screen with a gallery above. This was detailed in the sketch plan produced by the architect John Smythson circa 1610 (Appendix 1 - John Smythson's Plans). The plans also show an oriel window, similar to the one at Gainsborough Old Hall, also designed by Smythson.

Folklore tales have also contributed to the social value of Wiverton in recent history.

Conservation Area Boundary covers	[Area] ha (approximate)
Number of Grade I listed buildings	0
Number of Grade II* listed buildings	1
Number of Grade II listed buildings	1
Scheduled Monuments	2

A full list of Wiverton Conservation Area's Listed buildings can be found in Appendix 3

### 3.2 Location and Activities

The siting of the earliest settlements at Wiverton appears to have been influenced by the proximity of the River Smite and some ancient (possibly Roman or pre-Roman) roads. This area around the hamlet is of special historical interest due to the evidence of a settlement from the Iron Age, Bronze Age, through the Roman occupation, and Saxon settlement (the so-called Dark Ages) to medieval times.

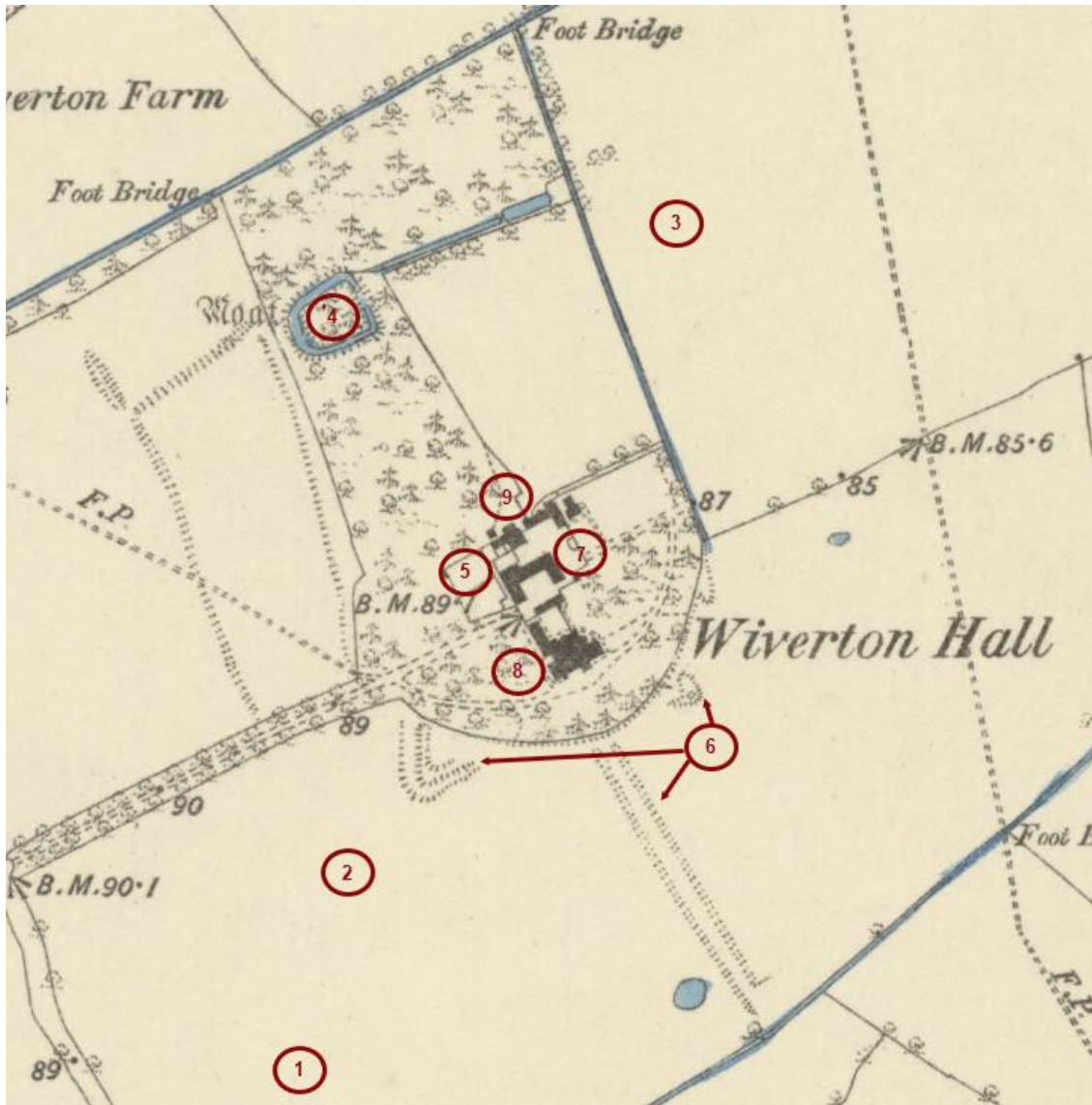


Figure 3 - OS six Inch England and Wales published 1833 Showing Location of Settlements

1) Bronze Age Settlement	3300BC-1200BC
2) Roman Occupation	43BC-410CE
3) Saxon Village	600CE-1066CE
4) Medieval moated manor circa	1100CE
5) Late medieval palace	1448
6) Civil war	1642-1651
7) Georgian hunting lodge and stable block circa	1815
8) Hall and grounds as a Victorian family residence	from 1850
9) Modern hamlet	1993 onwards

There are traces of a Bronze Age Circle in the field south of the entrance avenue. In addition to this, there have also been some finds of pottery remains from a Roman settlement. Vestiges of a Roman (or possibly earlier) road cross the fields on either side of the entrance avenue. This road passes close to the site of the previously mentioned Roman building.

The hamlet's name has Saxon origins, meaning Wigfrid's tun (Wigfrid's farm/settlement), although the spelling has changed and evolved over the centuries.

Wiverton is recorded in the Domesday Book as having 29.5 households, which could have been upwards of 150 people and consequently in the top 40% of villages according to its population. Wiverton was considered a large settlement and comparable Bingham, which at the time of the doomsday survey, had around 32.5 households.

These dwellings in Wiverton were reduced to just four houses and a cottage following a period of emparkment, (a process where aristocrats chose to move or demolish dwellings within their land to make way for more parkland). George Chaworth undertook this process of emparkment in 1510 and enlarged his park by 254 acres (103 ha).

There are two lost churches at Wiverton; the Chapel of St Laurence in the medieval palace, recorded in Sir Thomas Chaworth's Will, and an earlier church or chapel referred to frequently in the Thurgarton Cartulary during the C12 and C13 (see Appendix 2 - The Lost Churches of Wiverton).

There are moats in evidence on old maps and from LiDAR photographs (see Figure 4). There are remains of a moated site and fishponds 225m north of Wiverton Hall which is now a scheduled monument.



Figure 4 - LiDAR Map Showing Ancient Moats



Figure 5 - Geophysical Survey Overlay Showing Outline of a Buried Structure (©MBArchaeology, 2020)

A geophysical survey of 2021 suggested the remains of a previously unknown brick or stone building beneath the ground in the meadow to the north of Wiverton, just outside the Scheduled Monument, Moat and Fishponds (see Figure 5). The survey showed that the full extent of this building is at least 25 metres by 10 metres, however, it did not detail the nature of the structure.

Cropmarks have been reported during recent droughts, which suggest other sites of ancient formal gardens and earlier buildings which have since been destroyed.

An outstanding feature of the hamlet is the remains of a palatial earlier Wiverton Hall, built circa 1448 by Sir Thomas Chaworth and destroyed during the Civil War. Archaeological work was carried out in February 2023 to record the extent of these remains and determine whether the architect John Smythson's plans for amendments to the palace, dated 1610 and 1615, were carried out before parliamentary troops destroyed the mansion in November 1645. It cannot be known if the remaining stone structures are the built remains of the palace or were built more recently using material remains from the destruction of an alternative design, however Figure 6 and Figure 7 show the similarities in the layout of the original design and the remaining stone walls.



Figure 6 - Surviving Medieval Fabric Overlaid onto Aerial Imagery of Wiverton Village (©MBArchaeology, 2023)

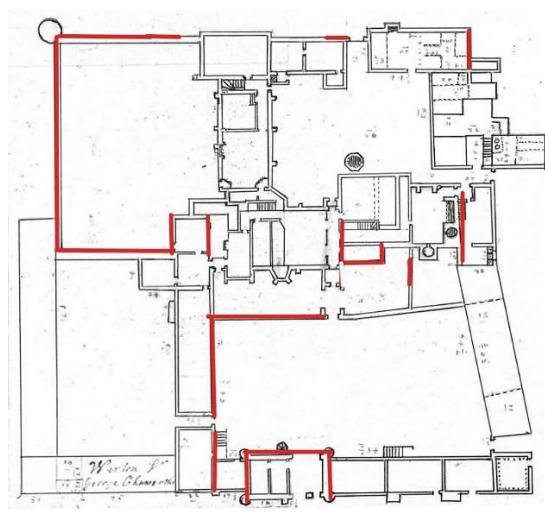


Figure 7 - Smythson's palace plan with existing Medieval fabric overlaid (©MBArchaeology, 2023)

### 3.3 Historical Mapping



Figure 8 - 1583 Edition of the Saxton Atlas of England and Wales showing Wiverton



Figure 9 - 1754 - 1765 Showing Wiverton with a vicarage



Figure 10 - Wiverton 1883, showing the Moat and Fishponds, Civil War battery and covered walkway. The Hall, the Stable Block and Outbuildings

The Map of 1883 depicts the layout of the site much as it is today except that the wooded area has more of an association with the hall and there are additional watercourses that have since been ploughed out.

## 4 Spatial Analysis

The relationship between open spaces and the built form within a conservation area is central to the character of the place, allowing for views towards significant landmarks and historic focal points. Open green spaces are equally as important in determining the character of an area. The role that trees and other natural elements play in contributing to the character of the conservation area should not be underestimated.

## 4.1 Plan, Form and Layout

The hamlet of Wiverton is now accessed via a quarter mile long tree lined avenue. At the end of the road is a cluster of properties within an almost circular plot of land. In addition to the Hall, the properties comprise of three groups of houses, centred around two courtyards and a green which has an old oak tree in its centre. The hamlet is surrounded by open farmland belonging to the Crown Estates, but in addition it has two areas of woodland, an old overgrown orchard, and a five-acre meadow. Grass verges at the sides of all the roads and the tree-lined approach avenue add to the sense of openness throughout the hamlet.



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The plan above shows the setting of the hamlet, secluded from other settlements; with no through road, it is only accessible via a drive that is accessed by a decorative gateway and tree lined driveway off Bingham Road.

## 4.2 Landmarks, Focal Points and Views

The decorative wall that forms the gateway entrance to Wiverton and Wiverton Hall is a locally recognised landmark. The entrance road is flanked by two tall gate piers, capped with pyramidal stone pier caps. A blue-lias stone wall curves out from the gate piers to emphasise the entrance gateway, although the southern wall is in need of repair following damage.

The gateway opens onto a long, treelined avenue. The trees were originally elms, but these succumbed to Dutch elm disease in the 1970s and have been replaced largely by sycamores (see Figure 11). The hamlet and Hall cannot be seen from the entrance at Bingham Road. However, the Grade II\* listed Hall can be seen through breaks in the hedges along Bingham Road, from nearby footpaths and from points within Langar to the south.



Figure 11 - Gate piers at the Entrance to the Hamlet (looking West)



Figure 12 - Wiverton Hall from Bingham Road (to the south)



Figure 13 – Wiverton Hall from Langar

The location of Wiverton within its setting provides views out across open country from multiple locations within the hamlet. Wiverton Hall is also a landmark within the wider setting and can be visible from the Belvoir ridgeway, travelling north from Langar on the C28, from Barnstone Lane, and from Cropwell Road Langar.

This history of the area and largely undeveloped landscape presents an opportunity to further understand the lost village of Wiverton through archaeological exploration of the paddock and 1448 palace and Goose Green Fields. The lost village can be assumed to be significant due to its presence on historical maps as far back as 1583 (see Figure 8).

### 4.3 Open Spaces, Trees and Landscape

Beyond the gate piers and wall which mark the entrance to the hamlet, Wiverton Drive is lined with sycamore Trees, framing the driveway to the hamlet. These trees are visible along Bingham Road within the public realm.



Figure 14 - Sycamore Tree Lined Wiverton Drive



Figure 15 – Woodland behind Gamekeepers Cottage



Figure 16 - Meadow between the Hamlet and Fishponds

Part of the meadow area owned by a householder, however, access is permitted for the enjoyment of local residents to contribute to their health and wellbeing. From most of the properties within Wiverton, there are views of open farmland, and from selected areas within the hamlet there are views of Belvoir Castle and the Vale of Belvoir.

The limited population and secluded location has led to Wiverton becoming a sanctuary for wide variety of flora and fauna: e.g. badgers, bats, muntjac deer, roe deer, stoats, weasels, polecat, hares red kites, buzzards, eagle, egrets, woodpeckers, kingfishers. There are also snowdrops and aconites on the drive, ancient oaks, yews and box trees within the village.



Figure 17 - Medieval Walls (Palace Curtilage Walls)

#### 4.3.1 Open Spaces, Trees and Landscape SWOT Analysis

<p><b>Strengths</b> - what are the positives of the open spaces, trees, and landscape</p>	<p><b>Weaknesses</b> - what are the negatives of the open spaces, trees, and landscape</p>
<p>Tree Preservation Orders on some trees. Scheduled Monument Gun Battery and Covered Way in open countryside accessible to residents and to organised visits. Residents permitted access part of the meadow area owned by a householder. Views of open farmland, Belvoir Castle and Vale of Belvoir. Sanctuary for wide variety of flora and fauna.</p>	<p>Not all the trees are covered under the current tree protection order. Some woodland areas are not maintained. Much of the moat needs to be maintained as some areas have been filled in with garden waste and rubble.</p>
<p><b>Opportunities</b> – what could make the open spaces, trees, and landscape better?</p>	<p><b>Threats</b> - what would make the open spaces, trees and landscape worse?</p>
<p>Potential to extend Tree Preservation Order to the whole estate. Maintain wooded areas. Restore the moats. Record the wildlife.</p>	<p>Further unauthorised land clearance and moat infilling. Insensitive commercialisation or industrialisation of the area.</p>

#### Works to Trees

You must contact the Local Planning Authority (LPA), Rushcliffe Borough Council, before any works (cutting OR pruning) are carried out to trees within the Wiverton Conservation Area  
Six weeks' notice is required before any works to trees within the Conservation Area is carried out, even if they are not protected by Tree Preservation Order (TPO).

Standard notification forms (a section 211 notice), further information and contact details are available at:

<https://www.rushcliffe.gov.uk/media/lgepdp11/conservation-area-tree-notification.pdf>

A flow chart of the decision-making process regarding works to trees is available at:

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/777646/TPO\\_flowchart\\_5.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/777646/TPO_flowchart_5.pdf)

## 5 Buildings of the Conservation Area and Key Characteristics

### 5.1 Building types and Activity

The hamlet of Wiverton consists of thirteen dwellings, two of these are medieval or part medieval, six Georgian and five new builds. The latter have been designed to complement the older buildings, each other, and their surroundings.

#### 5.1.1 Building types and Activity SWOT Analysis

<b>Strengths</b> - what activities/places can you go that makes the village/town great?	<b>Weaknesses</b> - what activities/places that exist that detract from making the village/town great?
A quiet, peaceful hamlet with unrestricted countryside views direct from most gardens. Haven for observing wildlife. Strong community spirit throughout the hamlet, with numerous events held throughout the year in the courtyards, green and meadow. Access to walking the many public footpaths in the area.	
<b>Opportunities</b> - what activities/places could exist that would village/town even better?	<b>Threats</b> - what activities/places would village/town worse?
A defibrillator placed in the hamlet.	Industrialisation or commercialisation that fails to contribute positively and enhance the character of the area.

### 5.2 Key Characteristics and Building Materials

#### 5.2.1 Key Characteristics: Entrance and Current Settlement – Zone 1

While the area is characterised around Wiverton Hall and its former service range and stables, views of the front façade of Wiverton Hall are limited to the comparatively short approach after passing the former service range.

The older properties centre around a courtyard space. There are limited views of any of the properties as from the entrance gate, due to the tree lined driveway, which adds a sense of mystery upon the approach.

**Materials:**

**Key Characteristics / Architectural Features:**

**Walls:** There are many examples of the use of stone and brick within the same building which contributes to the visual narrative of the area. Much of the stone is believed to be medieval, however, in some cases it is challenging to distinguish medieval stonework foundations or the more recent reuse of loose medieval stone.

**Roofs:** All the roofs in Wiverton are pitched

**Windows:** Timber sash windows

Characterised by the early tutor revival Wiverton Hall and service range (circa 1815).

Brick and stone walls, occasionally evidenced on the same elevation.

Hamlet with very few properties all accessed via a single tree lined drive way

### 5.2.2 Key Characteristics: Areas North and South-southeast of Wiverton Hall – Zone 2

The area North of Wiverton Hall is associated with the early settlement of Wiverton, with the Moat and Fishponds believed to be the site of the manorial house. Now a scheduled monument the largely undisturbed moat and fishponds and its surrounding area offers the opportunity to explore Wiverton's past through archaeological exploration.

The land south-southeast of Wiverton Hall is owned by the Crown Estate (at the time of writing the appraisal) and is a portion of the 7,920Km<sup>2</sup> of agricultural and forest land owned by the Crown Estate. The significance of this area lies in its connection with the Civil War and the engineered earthwork remains. This site offers an the opportunity to further explore the engineering of the Civil War .

#### **Materials:**

Earthwork remains.

#### **Key Characteristics / Architectural Features:**

Three scheduled monuments within the two areas.

The Fishponds and Moat in the area to the north, which were most common in the hundred years between 1250 and 1350.

To the south east, the gun battery and covered way associated with the civil war (1642-1652).

### 5.2.3 Character Zone Map

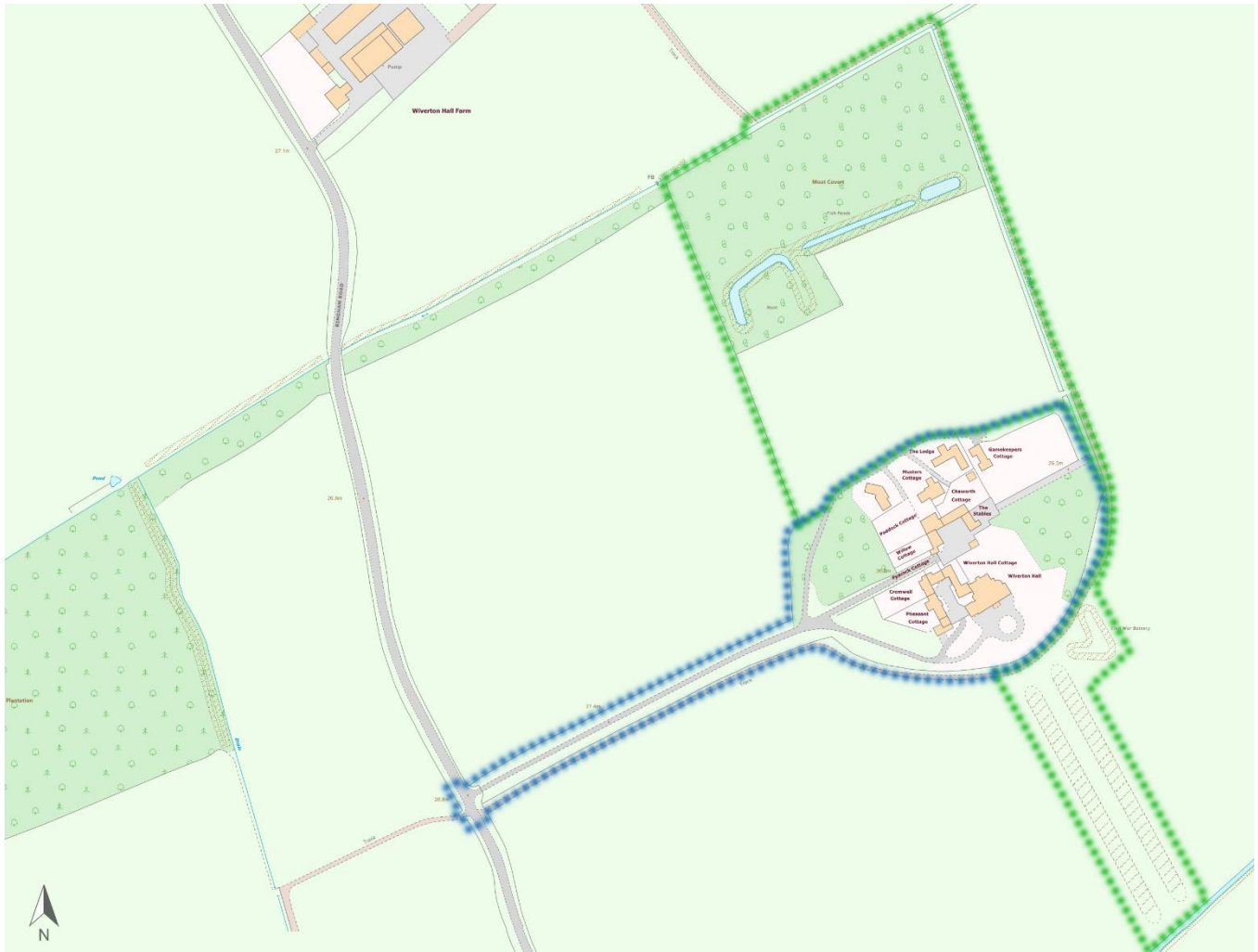


Figure 18 - Character Zone Map

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Zone 1 - Entrance and Current Settlement – Zone 1 .....

Zone 2 - Areas North and South-southeast of Wiverton Hall .....

### 5.3 Listed buildings

Buildings on the Government's List of Buildings of Special Architectural or Historic Interest are called "Listed" buildings and are protected by law. Consent is required from Rushcliffe Borough Council before any works of alteration, extension, or demolition can be carried out on any listed building.

Further information can be found in [Rushcliffe Borough Council's publication Listed Buildings in Rushcliffe](#), which is also available online at: <https://www.rushcliffe.gov.uk/planning-growth/conservation/listed-buildings/>

The complete and up-to-date list of the [Secretary of State's Statutory List of Buildings of Special Architectural Interest or Historic Interest](#) can also be found at: <https://historicengland.org.uk/listing/the-list>.

Names and photos of the Listed Buildings and structures in Wiverton Conservation Area (correct as of April 2023) are detailed in Appendix 3. All Listed Buildings are shown on the Townscape Appraisal plan, but some smaller structures such as gravestones may not be shown.

There are two listings within Wiverton. The first is Wiverton Hall including the Service Range to the rear left, this now consists of several properties including Wiverton Hall Cottage, Peacock Cottage, Cromwell Cottage and Pheasant Cottage.



Figure 19 - Wiverton Hall, A Grade II\* Listed Building



Figure 20 - Wiverton Hall Cottage

Grade II\* Listed Building. North façade constructed c1448 as the gatehouse to the palace built by Thomas Chaworth. The south face (as shown in the image above) and remainder of the Hall was built by Sir George Chaworth circa 1815 as a hunting lodge in Tudor Revival Style. Fine ashlar. Round angled turrets and string courses. A pair of mullioned windows with a flathead flank the central bay. Tudor arched entrance with two more windows in the 3-storey side bay, with a pair of small ground-floor windows.

Previously known as the 'Service Range' attached to Wiverton Hall with a hanging franchise within the first floor of the Hall (stone and rendered stone). Listed at the same time as Wiverton Hall.



Figure 21 - Willow Cottage



Figure 22 - Stables Cottage

The second listing is associated with the Paddock Cottage Stable Range, which also consists of several properties, including Willow Cottage, Paddock Cottage, Charworth Cottage and The Stables.

## 5.4 Key Unlisted Buildings

Contribution to the established character of the place can also come from buildings which are not recognised via listing, or are not old. A plan with all of the positive contributions to the area can be found in Appendix 4 - Conservation Area Boundary and Townscape Appraisal Map.



Figure 23 - Gamekeepers Cottage



Figure 24 - Gateway believed to be Medieval

Believed to have been built at the same time as the Georgian stable block and used as the gamekeeper's house until the 1970s.

### 5.4.1 Details and Materials



Figure 25 - Willow Cottage (Stone and C19 Brick)



Figure 26 - C19 Brick on older stone foundations



Figure 27 - Chaworth and Stables (Mainly C19 Brick, with Some Medieval Stone)

# 6 - Generic Management Plan

## for Conservation Areas in Rushcliffe

### 6.1 Introduction

In carrying out its planning functions, the Borough Council is required in law to give special attention to the desirability of preserving or enhancing the character or appearance of Conservation Areas. The Management Plan for a Conservation Area is a tool to ensure the special character of the area is preserved and enhanced. The management plans aim to:

- Outline a strategic management proposal for the preservation and enhancement of the Wiverton Conservation Area.
- Act as a guide for professionals and residents alike regarding:
  - features of value, worthy of preservation;
  - characteristics worthy of preservation;
  - opportunities for enhancement
  - development proposals which preserve and enhance the special character of the area
- Inspire community commitment to conservation principles and reporting

### 6.2 National and Local Policies and Guidance

There is a duty to formulate and publish management plans setting out policies and proposals for the preservation and enhancement of Conservation Areas. Many of these policies and proposals are common to all Conservation Areas and these are set out in this document. The Central Government Guidance and Local policies applicable to Conservation Areas include:

- [Rushcliffe Local Plan Part 1: Core Strategy](#), with a specific focus on:
  - Design and Enhancing Local Identity [in part]
  - Historic Environment
- [Rushcliffe Local Plan Part 2: Development Policies](#), with a specific focus on:
  - Conserving and Enhancing Heritage Assets
  - Development Affecting Archaeological Sites
- [The National Planning Policy Framework \(NPPF\)](#), particularly, but not exclusively the chapter on
  - Conserving and Enhancing the Historic Environment.
- [The National Planning Practice Guidance \(NPPG\)](#) (updated 2021 and subject to continual review)
- [By Design: Urban Design in the Planning System – Towards Better Practice \(2000\)](#)
- [The Planning \(Listed Buildings and Conservation Areas\) Act 1990](#)
- [Historic England “Historic England Advice Note 1: Conservation Area Designation, Appraisal and Management”](#)

The council will utilise the full range of strategic policy and guidance documents to ensure that development in **Wiverton Conservation Area** is of a standard that enhances the amenity of the local area. The council will always look to use the most up to date versions of the document.

Supplementary documents may be issued for individual Conservation Areas where specific policies or proposals are needed.

### 6.3 Article 4 Directions

There are extra consents required in Conservations Areas. For example, in addition to the general control of development, you will need to get permission for

- Any additions or alterations to the roof (for example, dormer windows)
- the installation of satellite dishes on chimneys, roofs or walls fronting a highway
- any extension which extends beyond the side of the original dwelling house

any extension of more than one storey that extends beyond the rear wall of the original dwelling house

cladding the exterior of the dwelling

any demolishing of a building or part of a building that has a volume over 115m<sup>3</sup>

Article 4 of the Town and Country Planning (General Permitted Development) Order 1995, allows planning authorities to restrict some permitted development rights within particular areas. This does not necessarily prevent development or change taking place but enables the Local Authority to manage the design and detailing of the works, and potentially grant permission subject to appropriate conditions. The use of Article 4 Directions will be proposed where it is considered appropriate following the completion of each Area Appraisal across the borough.

### 6.4 Building Design

Mimicking the local vernacular is not the only way to ‘fit in’ with the character of a conservation area. National policy makes clear that contemporary designed, provided it is sympathetically designed, cannot be dismissed as an option. Therefore, good contemporary design will be encouraged where it respects the context’s character, scale and massing. This must be demonstrated in the Design and Access Statement submitted with any planning application.

Extensions to buildings in Conservation Areas should respect:

- The key characteristics of the original building, including scale, mass, materials and proportions
- The contextual setting and character of the Conservation Area

Copying like for like can devalue and destroy the ability to “read” historic change, and dilutes our historic heritage. Pastiche designs, incorporating poor imitations of other styles will be resisted, particularly where they incorporate details which are not locally appropriate. Careful high-quality replication may be required in a few very sensitive locations.

In particularly sensitive locations, such as uniform terraces, exact replication may be necessary to maintain compositional unity. In that case, attention to details, choice of materials and high-quality workmanship are the keynotes. However, in some cases a direct relationship is not impossible. For example, Flemish Bond

#### Details of Article 4 Directions for Wiverton Conservation Area

There are currently no Article 4 Directions for Wiverton Conservation Area

brickwork cannot be replicated in cavity walls and narrow lime mortar joints cannot be replicated in modern metric brickwork.

Where new building is appropriate, on infill sites or where an existing building detracts from the character of the area, the opportunity should be taken to re-establish the streetscape, reinforce enclosure, open up distant vistas or views of landmarks or hide unsightly views.

*“New and old buildings can coexist happily without disguising one as the other, if the design of the new is a response to urban design objectives” (DETR – “By Design”, p19).*

As with extensions, good contemporary design which respects local character, and the context of the site will be encouraged.

All new buildings should respond appropriately to the existing frontage and normally follow the established building line. Development or redevelopment will normally be resisted if:

*“it blocks important views identified in the individual appraisals, uses important open spaces identified in the appraisals, adversely affects the setting of any Listed or key buildings, fails to maintain or re-establish the streetscape where appropriate dominates its Conservation Area background fails to recognise the context of the site destroys important features identified in the individual appraisals such as boundary walls, fences, hedgerows or trees”*

Where the quantity of contemporary schemes in a small area becomes significant and outnumbers older buildings within the area, further contemporary schemes could fundamentally shift the architectural character of the area and thus be harmful, even if well designed as an individual project.

New development that stands out from the background of buildings may be appropriate in exceptional circumstances if it contributes positively as a landmark to enhance the street scene, to highlight a corner or to signal a visual change of direction such as along a curving vista.

Any external lighting should be carefully designed and sited to minimise light pollution.

Energy producing or saving devices are generally welcomed by the Council, but careful consideration is required when these are to be located in a Conservation Area and some may require planning permission. In particular, they should be positioned to minimise their impact on the building and on the local amenity.

## 6.5 Publicity and Knowledge Transfer

Ambiguity about additional controls within a Conservation Area raises the likelihood of inappropriate developments occurring which may damage the integrity of the conservation area designations.

Efforts have been made to engage local community groups in the development and review of the character appraisals. Empowering communities to define the special architectural and historic interest of the Conservation Area aims to raise awareness

Whether the appraisal took a community-led or a council-led approach, upon reviewing all Conservation Areas, the public were

The approach taken within Wiverton Conservation Area was **Community Led**.

The consultation period took place between the following dates – **10/07/2023 and 01/08/2023**

invited to ask questions and comment during a public consultation. A consultation event also aimed to diminish any ambiguity about restrictions within a Conservation Area and increase the likelihood of sensitive and appropriate developments, maintaining the character of the area.

The council recognise the potential issues of turnover in residency and ownership of properties in the conservation area. Therefore, Rushcliffe Borough Council will periodically use their media outlets to highlight conservation area designations and the significant, related planning controls.

The date of the Consultation Event  
**24/07/2023**

If there are any queries about conservation areas, please email [conservationareas@rushcliffe.gov.uk](mailto:conservationareas@rushcliffe.gov.uk)

## 6.6 Public Realm

General maintenance and upkeep to the public realm may include fixing damage to roads and pavements, and fixing issues with street lighting. Issues such as these can impact the quality of the Conservation Area.

The council aims to encourage works to the public realm that are in keeping with, or actively enhance the conservation area. Rushcliffe Borough Council can only advise on work within the public realm that does not require planning permission (for example work completed by statutory undertakers, such as the Highways Authority). In these instances, Rushcliffe borough council cannot prevent such work.

Nottinghamshire County Council are responsible for repairs to roads, pavements and street lighting.

Report damage to roads and pavements to **Nottingham County Council**. This can be done online through the following link - <https://www.nottinghamshire.gov.uk/>

Rushcliffe Borough Council will continue to undertake their duties in maintaining the public realm. Vandalism, fly tipping and street cleaning are all the responsibility of Rushcliffe Borough Council.

Report issues of vandalism, fly tipping, and street cleaning to **Rushcliffe Borough Council**. This can be done online through the following link - <https://www.rushcliffe.gov.uk/tell-us/>

### Works to Trees

You must contact the Local Planning Authority (LPA), Rushcliffe Borough Council, before any works (cutting OR pruning) are carried out to trees within the Hawksworth Conservation Area

Six weeks' notice is required before any works to trees within the Conservation Area is carried out, even if they are not protected by Tree Preservation Order (TPO).

Standard notification forms (a section 211 notice), further information and contact details are available at: <https://www.rushcliffe.gov.uk/media/lgepdp11/conservation-area-tree-notification.pdf>

A flow chart of the decision-making process regarding works to trees is available at:

## 6.7 Boundary Treatments

Where there is a proposal for a new boundary treatment to be installed, the council would encourage the use of boundary treatments within the area.

### 6.7.1 Walls and Fences

Within conservation areas, planning permission is required to alter, maintain, improve, take down or build any new gate, fence, wall or other enclosure with

- A height of one metre or more if next to a highway (including a public footpath or bridleway), waterway or open space; or
- A height of two metres or more elsewhere

Where planning permission is required to remove a wall, Rushcliffe Borough Council will aim to protect those boundary walls and fences that have been identified as positively contributing to the area.

### 6.7.2 Hedges

Hedgerows are significant habitats for wildlife in lowland Britain. Regulations are intended to protect important hedges in the countryside. The policy applies to hedges that are more than 20m long, (or less if connected to another hedge) on or adjacent to:

- Land used for agriculture or forestry, including the keeping of horses or donkeys
- Registered common land and village greens
- Local Nature Reserves and Sites of Special Scientific Interest.

**The policy does not apply if the hedge is within or on the boundary of the curtilage of a house.**

## 6.8 Buildings at risk

A few of the important buildings across the various Conservation Areas are currently vacant or not in regular use, which may lead to some being “at risk” of neglect or decay.

The Council will encourage and advise on renovation and repair work that is sensitive to the original or traditional historic character of the building and retains original features. The council will monitor the opportunity and potential for grant aid schemes to encourage the basic maintenance work necessary to ensure that key buildings within the conservation area are structurally sound and weather tight. However, given the current financial climate and outlook, such schemes are unlikely in the short to medium term.

There is a presumption against the demolition of buildings which contribute to the character of the area unless there are exceptional circumstances. It would benefit both the physical form and the function of the Conservation Area if these buildings were repaired, maintained and brought back into use.

Where the poor condition of a building or structure is as a result of neglect and lack of maintenance by its owner there is no requirement for the Borough Council to take its deteriorated condition into account when deciding whether demolition is appropriate. This is to avoid rewarding the deliberate neglect of buildings by representing such action as a way to obtain planning permission for demolition and redevelopment.

## 6.9 Enforcement

Rushcliffe Borough Council will, from time to time, assess and monitor changes in the appearance and condition of Wiverton Conservation Area. This will ensure that where necessary enforcement action can be taken promptly to deal with problems as they arise.

Where co-operation cannot be gained by any other means, Rushcliffe Borough Council has the ability to use additional enforcement powers to tackle particular issues within conservation areas. The Council may take formal action if the condition of any building (listed or unlisted) which makes a positive contribution to the character of the Conservation Area is considered to be at risk.

The council will work in accordance with their enforcement policy, which aims to provide an efficient enforcement service in support of the Council's statutory planning service. Rushcliffe Borough Council's enforcement actions will remain transparent, consistent, and proportionate, as it is recognised that effective controls over unauthorised development assists in conserving the natural and built environment whilst helping to protect the quality of people's lives and maintaining the Council's integrity.

## 7 Appendix 1 - John Smythson's Plans

### Smythson's 1615 Plan

Dated 1615, showing the layout of the medieval building. The original is held at the Royal Institute of British Architects Library and includes notes regarding 'paper flaps' that Smythson attached to his drawing, showing his proposed alterations to the 1448 Wiverton Hall. It is not known whether these alterations were ever carried out.

A request to RIBA in February 2023 resulted in the flaps being lifted and a photograph taken of what was underneath, which showed the original layout. An amended copy of this is shown.

Smythson's plan also shows the 'chapell' and 'former chapell'; the latter would have been an area above the chapel from where the family could worship privately. This is most probably the Chapel of St. Laurence, a private chapel at the old Wiverton Hall which was destroyed during the Civil War. The Chaworth family at that time were Catholic royalists and as such the chapel was highly ornamented with rich hangings and elaborate silverware. This is described in Sir Thomas Chaworth's Will, dated 1459.

The plan also shows a circular building attached to a corner of the north west curtain wall. This is believed to be a 'Prospect Tower', a wooden building used for viewing the formal gardens below.

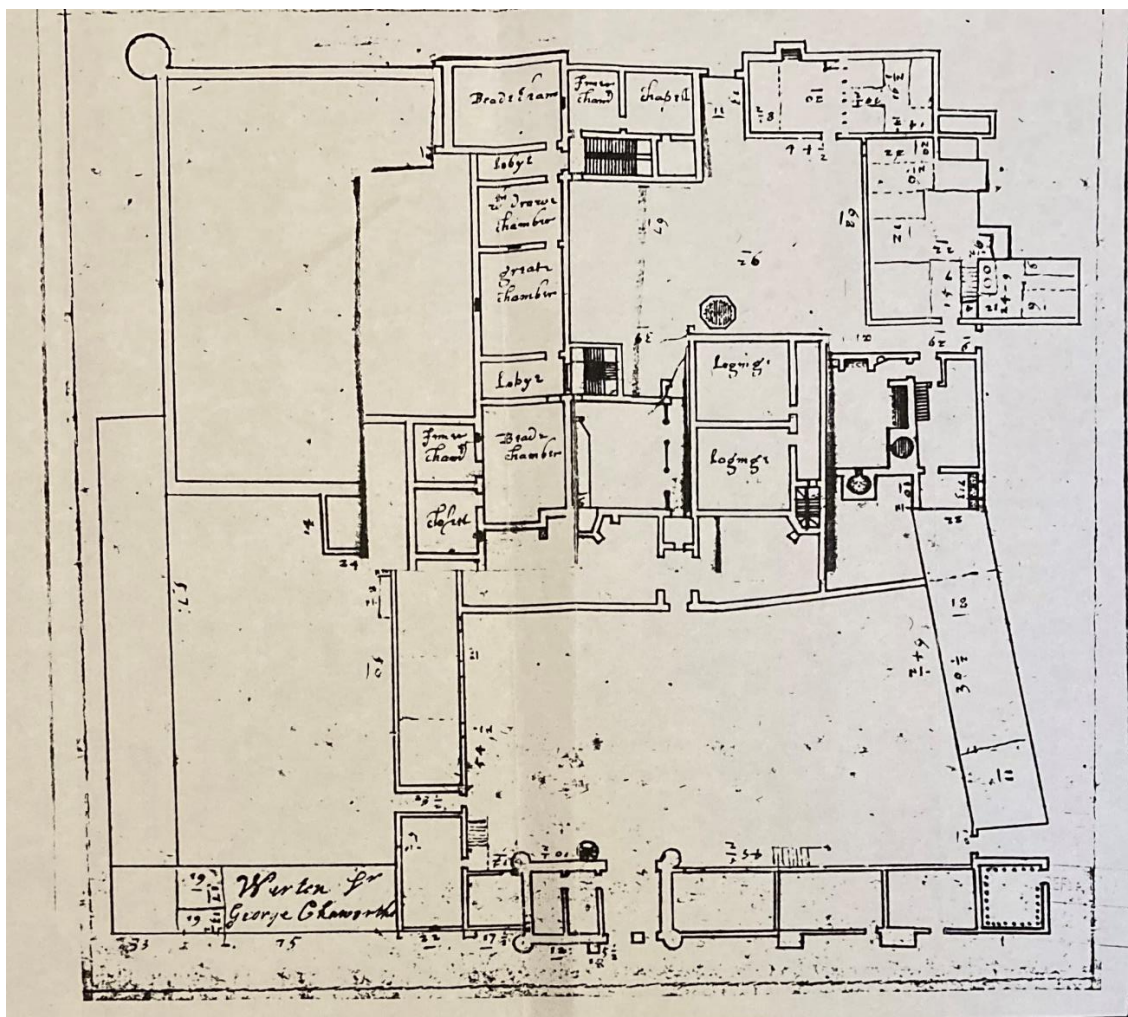


Figure 28 - Smythson Map with 'flaps' in place



## John Smythson's Sketch-plan Dated 1610

This pre-dates Smythson's proposed plan for Wiverton Hall dated 1615 and has rough notes and measurements. It is not known whether these plans were carried out. The sketch shows the great hall (haille) and the wooden screen which would have had a gallery above, the central fireplace and the oriel window. It also shows three staircases leading to an upper floor.

The sketch-plan shows drawings of two medieval windows which may have been situated in the great 'haille'. It also shows formal gardens in the form of parterres. The finely cut edging stone, dating from the C15, is abundant in the garden of one of the cottages.

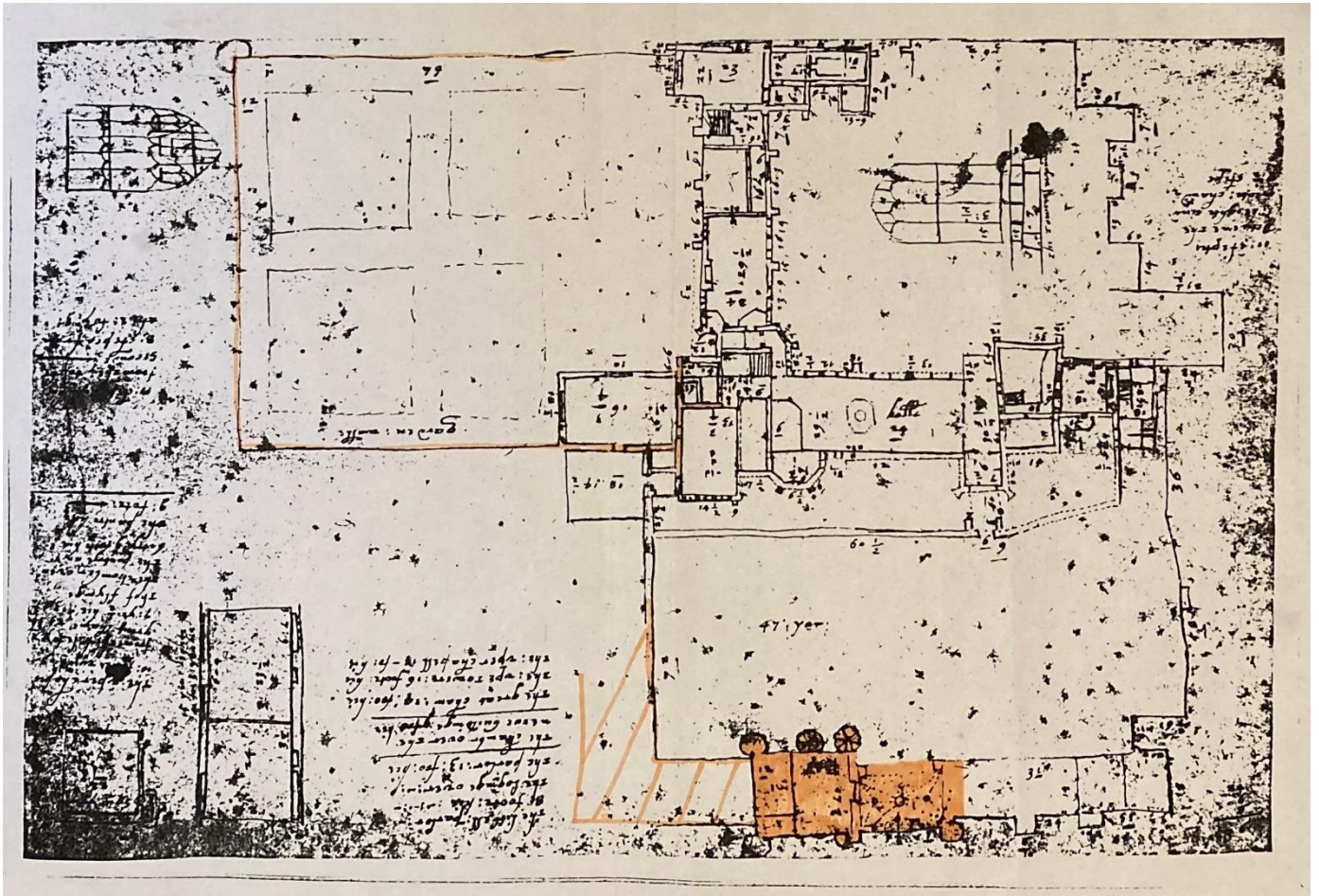


Figure 29 - Smythson's Sketch Plan

John Smythson's 1615 Plan Without the Flaps

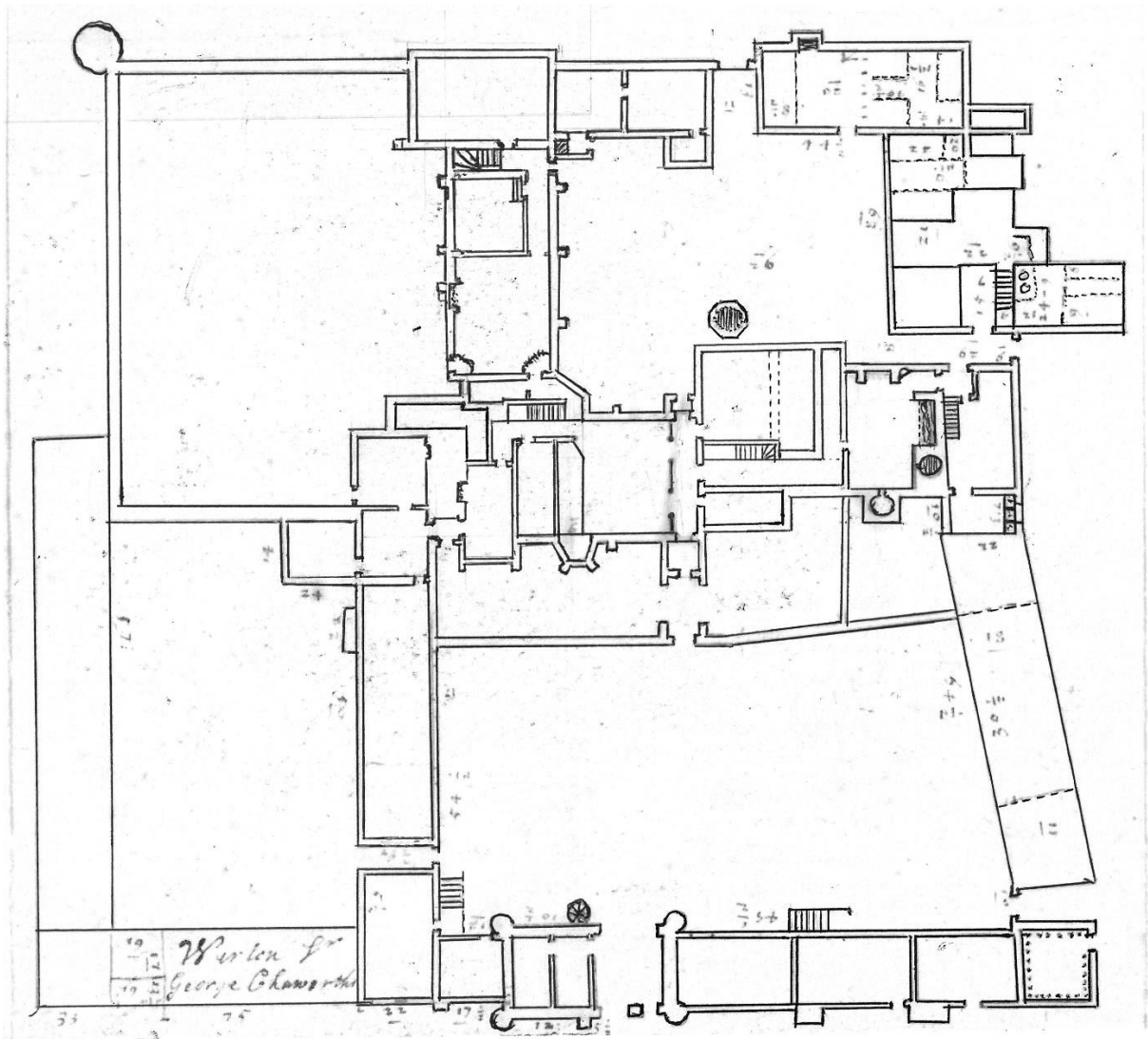


Figure 30 - Smythson's Plan with the 'flaps' removed

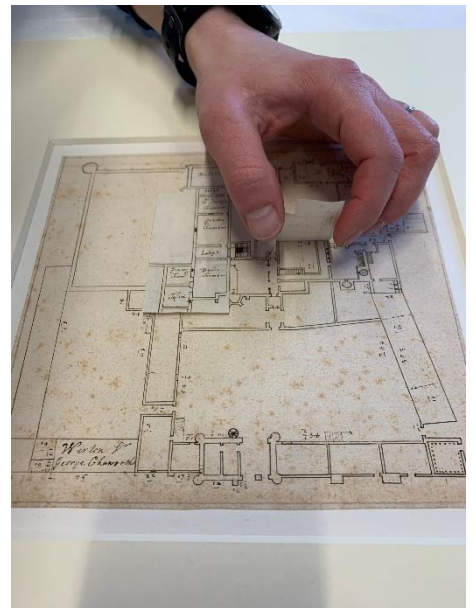
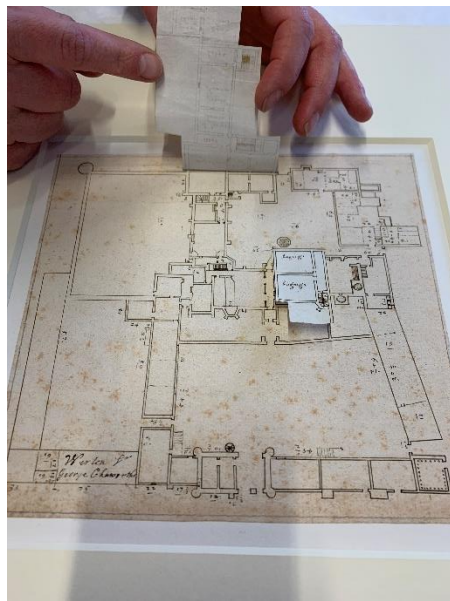
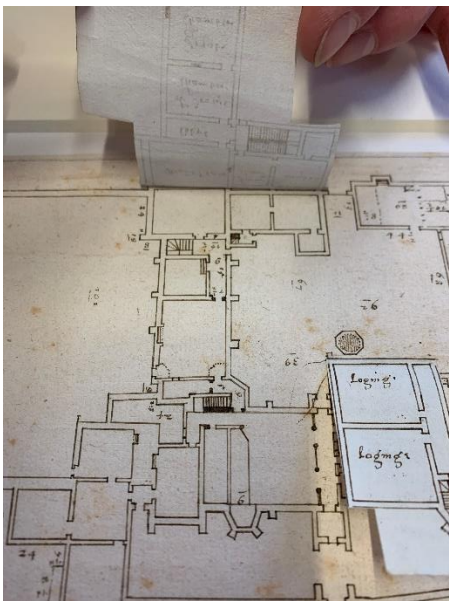


Figure 31 - Flaps being lifted on the Original Smythson Plan dated 1615



## 8 Appendix 2 - The Lost Churches of Wiverton

Despite the area being called for some administrative purposes 'the Parish of Wiverton Hall', there is no trace of a church building. Numerous records from the Thurgarton Cartulary refer to a church or chapel of ease at Wiverton. Baptisms and marriages could be held at a chapel of ease, but not funerals, which had to take place at the mother church, this being the church of St Andrew at nearby Langar.

In 1215 the will of Aaron of Lincoln showed that the then owner of Wiverton Hall owed him £112 (close to £250,000 in today's money). Aaron was Jewish and specialised in lending money for the building of churches, cathedrals and abbeys. Could this sum have funded a chapel of ease for Wiverton?

In 1297 a deceased Wiverton villager, John de Cropwell, was carried by his friends from home to the cemetery at Langar, two miles away. Once there, they were denied access by the priest from St Andrews, who seemed to think that the cemetery dues would not be paid by John de Cropwell's friends. Outraged by this event, the villagers from Wiverton henceforth refused to make the contribution that they were obliged to pay for maintenance of the Langar cemetery walls, and for this the entire village of Wiverton was ex-communicated by the Pope. This was a dreadful fate for country people in the C13 and resulted in a protest meeting being held in the church at Wiverton, with a Father Adam from Wiverton village officiating. This event was recorded in the Thurgarton Cartulary.

The Lord and Lady of Wiverton Hall were given permission, during the time of the village excommunication, to hold Mass in their private chapel. To the east of the current Wiverton Hall is a grove of ancient yew trees and human bones have been found in this area on several occasions. Could this be the site of an early medieval church? The Chapel of St Laurence is recorded as having been in the palace built by Sir Thomas Chaworth in 1448, but it could have been on the site of an earlier church. Lady Alice Chaworth, who died in 1400 before the palace was built c1448, left in her Will rich fabrics to the church at Wiverton. Her son Sir Thomas's chapel in the palace was very richly decorated, with fine hangings and expensive sets of silverware as described in his Will dated 1459.

Sadly, the Chapel of St. Laurence was destroyed with the rest of the palace in November 1645.

## 9 Appendix 3 – Listed Buildings (as of April 2023)

### Wiverton Hall Including Service Range to Rear Left

Grade: II*	Listing Entry Number: 1264494
	National Grid Reference: SK 71335 36343
Location: Wiverton Hall Including Service Range To Rear Left, Bingham Road	

### Paddock Cottage Stable Range North North West Of Wiverton Hall

Grade: II	Listing Entry Number: 1236626
	National Grid Reference: SK7130436396
Location: Paddock Cottage, Bingham Road	

### Moated Site and Fishponds 225m North of Wiverton Hall

Scheduled Monument	Listing Entry Number: 1017405
	National Grid Reference: SK7123636576
Location: Wiverton Hall, Rushcliffe, Nottinghamshire	

### Civil War Gun Battery and Covered Way Immediately South East of Wiverton Hall

Scheduled Monument	Listing Entry Number: 1017404
	National Grid Reference: SK 71406 36206, SK 71407 36320
Location: Wiverton Hall, Rushcliffe, Nottinghamshire	

⊕ The titles of these listings may not make it clear that **all listed buildings always include all attached structures and extensions, regardless of age, and all detached outbuildings built before 1st June 1948 which are, or were at the time of listing, ancillary to the function of the primary listed building and were in the same ownership at the time of listing.**

For example, when a house is listed, the listing will apply to extensions, porches, detached historic stables, barns, wash houses, privies etc. Such outbuildings and extensions are only exempt from the provisions of listing where the listing specifically excludes them. Appendix 2 - Conservation Area Boundary and Townscape Appraisal Map

## 10 Appendix 4 - Conservation Area Boundary and Townscape Appraisal Map

