



Historic England

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01 September 2016

Dear Mr Scott,

**Kingsland Castle, The monument lies west and south of the Church of St Michael and All Angels - Schedule Entry Amended**

Following your application to amend the entry for the above monument on the Schedule of Monuments, we have now considered all the representations made and completed our assessment of the monument. I am delighted to inform you that having considered our recommendation, the Secretary of State for Culture, Media and Sport has decided to amend the entry for Kingsland Castle on the Schedule of Monuments.

Please follow the link below to download a copy of our advice report, which gives the principal reasons for this decision. A copy of the Schedule entry for this monument, 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=AE07AD9C-AC1D-4EB0-AFDA-8068C8450EA9&cn=CB552F7D-D5EC-47F7-9BD1-A72166BCCF81>

Please be aware that the amendment of the entry for the monument took effect on the day that the amended Schedule entry was published on the National Heritage List for England. The entry in the Schedule relating to the monument will be registered as a local land charge.

If you consider that this decision has been wrongly made you may contact the Department for Culture, Media & Sport within 28 days of the date of this letter to request that the Secretary of State review the decision. An example of a decision wrongly made would be where there was a factual error or an irregularity in the process which affected the outcome. You may also ask the Secretary of State to review the decision if you have any significant evidence relating to the national importance of the monument which was not previously considered. Further details of the scheduling 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 [www.historicengland.org.uk](http://www.historicengland.org.uk).

Yours sincerely



Rebecca Eldridge

Listing Co-ordinator - West

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29 Queen Square  
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### **Data Protection Act 1998**

Your personal details, along with the other information you have provided and information obtained from other sources, will be retained by Historic England for administrative purposes and, where applicable, for future consideration. Historic England will not release personal details to a third party if the disclosure would contravene the Data Protection principles.

### **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**

#### **Scheduling Review Criteria and Process**

A review will only be carried out of a scheduling decision in the following circumstances:

(1) there is evidence that the original decision has been wrongly made. Examples would include:

- Where there has been a significant factual error, e.g. the wrong monument was scheduled; or
- Where there has been some irregularity in the process that has affected the outcome, e.g. significant relevant considerations have not been taken into account/significant irrelevant considerations have been taken into account.

(2) there is significant new evidence, not previously considered, relating to the national importance of the monument as defined by the Ancient Monuments and Archaeological Areas Act 1979. For example where significant new evidence relating to the extent or survival of the monument has been discovered.

Having conducted a review, the Secretary of State will either affirm or overturn the original decision. It is important to understand that the original decision will stand until the Secretary of State has made a decision on whether the original decision should be affirmed or overturned. If the original decision is overturned, this will not have retrospective effect.

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

Reviews are carried out by the Department of Culture, Media & Sport and review requests should be made on the Department's 'Scheduling Review Request Form'. The Form is accompanied by Guidance to assist you in making a review request. Both the Form and the Guidance can be found at:

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

If you are unable to access the website please contact:

The Designation Review Manager  
Culture Team (Heritage)  
Department for Culture Media and Sport  
4<sup>th</sup> Floor  
100 Parliament Street  
London  
SW1A 2BQ

Review requests should be made within 28 days of the date of this letter. Requests made beyond this date may be considered in exceptional circumstances.