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SOUTH HOLLAND DISTRICT COUNCIL

SHDC
Planning & Development
23 JUL 2015
23 JUL 2016
FILE COPY

Application for a Lawful Development Certificate for an Existing use or operation or activity including those in breach of a planning condition.

Town and Country Planning Act 1990: Section 191 as amended by section 10 of the Planning and Compensation Act 1991.

Town and Country Planning (Development Management Procedure) (England) Order 2015

You can complete and submit this form electronically via the Planning Portal by visiting www.planningportal.gov.uk/apply

Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

Please complete using block capitals and black ink.
It is important that you read the accompanying guidance notes as incorrect completion will delay the processing of your application.

1. Applicant Name and Address

Title:	Mr	First name:	Trevor
Last name:	Kerfoot		
Company (optional):			
Unit:		House number:	House suffix:
House name:	Ash Tree Farm		
Address 1:	Windmill Lane		
Address 2:	Gosberton Risegate		
Address 3:			
Town:	Spalding		
County:	Lincs		
Country:			
Postcode:	PE11 4ES		

2. Agent Name and Address

Title:	Mr	First name:	Dale
Last name:	Barker		
Company (optional):	Planning Places for People Ltd		
Unit:		House number:	33 House suffix:
House name:			
Address 1:	Fairfax Way		
Address 2:			
Address 3:			
Town:	March		
County:	Cambs		
Country:			
Postcode:	PE15 9HP		

3. Site Address Details

Please provide the full postal address of the application site.

Unit:		House number:		House suffix:	
House name:	Ash Tree Farm				
Address 1:	Windmill Lane				
Address 2:	Gosberton Risegate				
Address 3:					
Town:	Spalding				
County:	Lincs				
Postcode (optional):	PE11 4ES				

Description of location or a grid reference.
(must be completed if postcode is not known):

Easting: Northing:

Description:

4. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? [x] Yes [ ] No

If Yes, please complete the following information about the advice you were given. (This will help the authority to deal with this application more efficiently).

Please tick if the full contact details are not known, and then complete as much as possible: [x]

Officer name:
Kate Bellamy

Reference:

Date (DD/MM/YYYY):
(must be pre-application submission)

Details of pre-application advice received?
Make an application

5. Lawful Development Certificate - Interest In Land

Please state the applicant's interest in the land:

Owner: [x] Yes [ ] No Lessee: [ ] Yes [ ] No Occupier: [ ] Yes [ ] No

If Yes to Lessee or Occupier please give details of the owner and state whether they have been informed in writing of this application:

Name	Address	Have they been informed in writing of the application Yes	No
		[ ]	[ ]

If No to all the above, please give name and address of anyone you know who has an interest in the land:

Name	Address	State the nature of their interest (if known)	State whether they have been informed about this application Yes	No	If No, please explain why not
			[ ]	[ ]	
			[ ]	[ ]	
			[ ]	[ ]	
			[ ]	[ ]	

6. Authority Employee / Member

With respect to the Authority, I am:

(a) a member of staff (c) related to a member of staff
(b) an elected member (d) related to an elected member

Do any of these statements apply to you?
[ ] Yes [x] No

If Yes, please provide details of the name, relationship and role

7. Description of Use, Building Works or Activity

Please state for which of these you need a lawful development certificate/building works (you must tick at least one option):

An existing use: [x] Yes [ ] No

Existing building works: [ ] Yes [x] No

An existing use, building work or activity in breach of a condition: [ ] Yes [x] No

Being a use, building works or activity which is still going on at the date of this application

If Yes to either 'an existing use' or 'an existing use in breach of a condition', please state which one of the Use Classes of the Town and Country Planning (Use Classes) Order 1987 (as amended) the use relates to:

I believe that use of land as a residential caravan site is Sui Generis

8. Description of Existing Use, Building Works or Activity

What is the existing site use(s) for which the certificate of lawfulness is being sought? Please fully describe each use and state which part of the land the use relates to:

The site is and always has been used for the purposes of agriculture. In addition it has been used for the stationing of a single residential caravan for a period in excess of 10 years. The location of the residential caravan within the site has changed over time, but within the land edged red there has been one residential caravan for the entire period claimed.

9. Grounds For Application For A Lawful Development Certificate

Please state under what grounds is the certificate sought (you must tick at least one box):

[x] The use began more than 10 years before the date of this application.

[ ] The use, building works or activity in breach of condition began more than 10 years before the date of this application.

[ ] The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years.

[ ] The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.

[ ] The use as a single dwelling house began more than four years before the date of this application.

[ ] Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

If the certificate is sought on 'Other' grounds please give details:

If applicable, please give the reference number of any existing planning permission, lawful development certificate or enforcement notice affecting the application site. Include its date and the number of any condition being breached:

Reference Number: Condition Number: Date (DD/MM/YYYY): (must be pre application submission)

Please state why a Lawful Development Certificate should be granted:

The land has been used for the stationing of a residential caravan for a period in excess of 10 years and the use has subsisted continuously for that period.

10. Information In Support Of A Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed: 01/12/2004 (date must be pre-application submission) (DD/MM/YYYY)

In the case of an existing use or activity in breach of conditions has there been any interruption? [ ] Yes [x] No

If Yes, please provide details of the dates, duration and any discontinuance of the development which is the subject of this application. If your application is based on the claim that a use or activity has been ongoing for a period of years, please state exactly when any interruption occurred:

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought? [ ] Yes [x] No

If Yes please provide details?

10. Information In Support Of A Lawful Development Certificate (Continued) - Residential Information

Does the application for a Certificate relate to a residential use where the number of residential units has changed? ☐ Yes ☒ No

If Yes, please complete the following table:

Proposed Housing

	Number of Bedrooms					Total
	1	2	3	4+	Unknown	
Market Housing						
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Market Housing Total *(a + b + c + d + e + f + g) =*						A

Social Rented Housing	1	2	3	4+	Unknown	
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Social Rented Housing Total *(a + b + c + d + e + f + g) =*						B

Intermediate Housing	1	2	3	4+	Unknown	
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Intermediate Housing Total *(a + b + c + d + e + f + g) =*						C

Key Worker Housing	1	2	3	4+	Unknown	
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Key Worker Housing Total *(a + b + c + d + e + f + g) =*						D

Proposed Housing Grand Total *(A + B + C + D) =*	

Existing Housing

	Number of Bedrooms					Total
	1	2	3	4+	Unknown	
Market Housing						
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Market Housing Total *(a + b + c + d + e + f + g) =*						E

Social Rented Housing	1	2	3	4+	Unknown	
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Social Rented Housing Total *(a + b + c + d + e + f + g) =*						F

Intermediate Housing	1	2	3	4+	Unknown	
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Intermediate Housing Total *(a + b + c + d + e + f + g) =*						G

Key Worker Housing	1	2	3	4+	Unknown	
Houses						a
Flats & Maisonettes						b
Live-Work Units						c
Cluster Flats						d
Sheltered Housing						e
Bedsit/Studios						f
Unknown						g
Key Worker Housing Total *(a + b + c + d + e + f + g) =*						H

Existing Housing Grand Total *(E + F + G + H) =*	

TOTAL NET GAIN or LOSS of RESIDENTIAL UNITS (Proposed Housing Grand Total - Existing Housing Grand Total):

11. Planning Application Requirements - Checklist

Please read the following checklist to make sure you have sent all the information in support of your proposal. Failure to submit all information required will result in your application being deemed invalid. It will not be considered valid until all information required by the Local Planning Authority has been submitted.

The burden or proof in a Lawful Development Certificate is firmly with the applicant and therefore sufficient and precise information should be provided.

The original and 3 copies of a completed dated application form: [x]

The original and 3 copies of such evidence verifying the information included in the application as you can provide: [x]

The original and 3 copies of a plan which identifies the land to which the application relates drawn to an identified scale and showing the direction of North: [x]

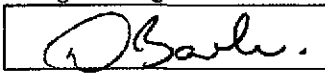
The correct fee: [x]

12. Declaration

I/we hereby apply for a Lawful Development Certificate as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

Signed - Applicant

Or signed - Agent



Date (DD/MM/YYYY):

20th July 2015 (date cannot be pre-application submission)

WARNING:
The amended section 194 of the 1990 Act provides that it is an offence to furnish false or misleading information or to withhold material information with intent to deceive. Section 193(7) enables the authority to revoke, at any time, a certificate they may have issued as a result of such false or misleading information.

13. Applicant Contact Details

Telephone numbers

Country code: | National number: | Extension number:

Country code: | Mobile number (optional):

Country code: | Fax number (optional):

Email address (optional):

14. Agent Contact Details

Telephone numbers

Country code: | National number: | Extension number:

Country code: | Mobile number (optional): 07917605360

Country code: | Fax number (optional):

Email address (optional): dale@planningplacesforpeople.co.uk

15. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land? [ ] Yes [x] No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? *(Please select only one)* [x] Agent [ ] Applicant [ ] Other (if different from the agent/applicant's details)

If Other has been selected, please provide:

Contact name: | Telephone number:

Email address: