Wiltshire Council

TOWN & COUNTRY PLANNING ACT 1990:
SECTION 192 (as amended by Section 10 of the Planning & Compensation Act 1991)

Certificate of Lawful Use or Development - Proposed Use or Development

Application Reference Number: PL/2023/05660
Decision Date: 19 October 2023

Applicant

c/o ELG Planning
8 Princes Square, Harrogate, North Yorkshire,
United Kingdom, HG1 1LX

Particulars of Development: This application seeks confirmation that the proposed use of the above building may progress without the need for planning permission and does not constitute a material change of use given the prevailing lawful and/or approved use of the premises for commercial purposes (Use Class E).

At: UNIT 2, BANDA INDUSTRIAL ESTATE, NURSTEED ROAD, DEVIZES, SN10 3DY

Wiltshire Council hereby certifies that on 11 July 2023 the operations described in the First Schedule to this Certificate in respect of the land specified in the Second Schedule to this Certificate and edged red on the plan below are lawful within the meaning of section 192 of the Town and Country Planning Act 1990 (as amended) for the following reason:

The local planning authority has been provided with information satisfying them that the use described in the application would be lawful if instituted or begun at the time of the application. No evidence has been identified to the contrary.

SCHEDULE 1: This application seeks confirmation that the proposed use of the above building may progress without the need for planning permission and does not constitute a material change of use given the prevailing lawful and/or approved use of the premises for commercial purposes (Use Class E).

SCHEDULE 2: UNIT 2, BANDA INDUSTRIAL ESTATE, NURSTEED ROAD, DEVIZES, SN10 3DY



Signed
Parvis Khansari - **Corporate Director, Place**

Notes -

1. This Certificate is issued solely for the purpose of Section 192 of the Town & Country Planning Act 1990 (as amended).

2. It certifies that the use or development specified in the First Schedule taking place on the land described in the Second Schedule would have been lawful on the specified date and thus would not have been liable to enforcement action under Section 172 of the 1990 Act on that date.

3. This Certificate applies only to the extent of the proposed use or development described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use or development which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.

4. The effect of the Certificate is also qualified by the proviso in Section 192 (4) of the 1990 Act, as amended. This states that the lawfulness of a described use or operation is only conclusively presumed where there has been no material change before the use is instituted or the operations begun in any manner relevant to determining such lawfulness.

5. Your attention is drawn to the rights of appeal you have against the Council's decision, contained in Section 195 of the Town and Country Planning Act 1990 (as amended). Any appeal must be lodged within 3 months of the date of this decision.