Wiltshire Council

TOWN & COUNTRY PLANNING ACT 1990:
SECTION 191 (as amended by Section 10 of the Planning & Compensation Act 1991)

Certificate of Lawful Use or Development - Existing Use or Development

Application Reference Number: PL/2023/07742
Decision Date: 22 November 2023

Applicant: Mr Satbir Singh Ahluwalia
c/o Town Quay Developments Limited, Calpe House, St Thomas Street, Winchester, Hampshire, England, SO23 9HE

Particulars of Development: - Certificate of Lawfulness for building works undertaken on 30/06/2021 to implement planning permission ref.17/05672/FUL, comprising the installation of a strip foundation with a linear length of 6m within a trench of no less than 1,450mm depth and 1,000mm width, in the position of the rear wall footing of the Plot 3 dwellinghouse of the scheme granted planning permission.

At: Land West of Forest Lane, Chippenham, Wilts, SN15 3PX

Wiltshire Council hereby certify that on 11 September 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 attached to this certificate would have been lawful within the meaning of section 191 of the Town and Country Planning Act 1990 (as amended) for the following reasons:

SCHEDULE 1: Certificate of Lawfulness for building works undertaken on 30/06/2021 to implement planning permission ref.17/05672/FUL, comprising the installation of a strip foundation with a linear length of 6m within a trench of no less than 1,450mm depth and 1,000mm width, in the position of the rear wall footing of the Plot 3 dwellinghouse of the scheme granted planning permission.

SCHEDULE 2: Land West of Forest Lane, Chippenham, Wilts, SN15 3PX

Signed
Parvis Khansari - Corporate Director, Place

Notes -

1. This Certificate is issued solely for the purpose of Section 191 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.