The Town and Country Planning Act 1990

Certificate of Lawful Use or Development - Existing Use or Development

Application Reference Number: PL/2023/11203

Decision Date: 04 April 2024

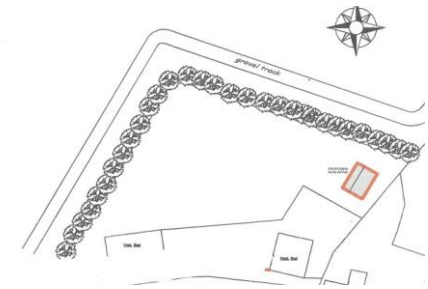
Applicant:	Ms C. Wilson, Lodge Farm Giles Lane, Landford, Wiltshire, SP5 2BG
Particulars of Development:	Use of building as a self-contained dwelling (Use Class C3)
At:	Lodge Farm, Giles Lane, Landford, SP5 2BG

Wiltshire Council hereby certify that on 5/2/24, 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:

Taking into consideration the evidence put forward by the applicant in support of their application, the aerial photography, and given that there is no available contrary evidence held by or submitted to the Council, it is considered that the applicant has adequately demonstrated, clearly and precisely on the balance of probabilities, that the existing lawful use of the building (as extended in 2016) is as a dwelling house falling within Use Class C3. The use of the extended building as a dwellinghouse has occurred for a continuous period in excess of four years and is immune from enforcement action.

Schedule 1: Use of the building as a self-contained dwelling (Use Class C3)

Schedule 2: Lodge Farm, Giles Lane, Landford, SP5 2BG



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.