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/2023/07116
Decision Date: 08 April 2024

Applicant: Mr Tareq Naqib
Berkeley Square House, Mayfair, London, W1J 6BU

Particulars of Development: - Completion of works related to the Temporary Haul Route relating to the discharge of Condition 4 of Planning Permission 18/02037/FUL- Construction of bridge over Great Western Railway and accommodation works, including temporary haul road from Upper Peckinhall Farm, construction compound, bridge beam storage compound, Cocklebury Link Road (phase1) and associated drainage arrangements; highways and associated landscaping.

At: Land at Rawlings Farm, Cocklebury Lane, Chippenham, Wilts, SN15 3LR

Wiltshire Council hereby certify that on 20 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:

On the balance of probability, it can be concluded that a material start has been made on the development and that the time constraint conditions relating to application 18/02037/FUL have been adhered to. The proposal is in accordance with Section 191 and 171 B (3) of the Town and Country Planning Act 1990.The Certificate should therefore be approved.

SCHEDULE 1: Completion of works related to the Temporary Haul Route relating to the discharge of Condition 4 of Planning Permission 18/02037/FUL- Construction of bridge over Great Western Railway and accommodation works, including temporary haul road from Upper Peckinhall Farm, construction compound, bridge beam storage compound, Cocklebury Link Road (phase1) and associated drainage arrangements; highways and associated landscaping.

SCHEDULE 2: Land at Rawlings Farm, Cocklebury Lane, Chippenham, Wilts, SN15 3LR

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.