Wiltshire Council

The Town and Country Planning Act 1990

Certificate of Lawful Use or Development - Existing Use or Development

Application Reference Number: PL/2023/10568

Decision Date: 23 April 2024

Applicant:	Mr Joe Carpenter 156 Sheldon Road, Chippenham, Wiltshire, United Kingdom, SN14 0BZ
Particulars of Development:	Certificate of lawfulness for the building and continued use of garage extension for parking a car/trailer and storage of tools, garden equipment, paving slabs and wood.
At:	156 Sheldon Road, Chippenham, SN14 0BZ

Wiltshire Council hereby certify that on the operative date shown below the operations described in the First Schedule to this Certificate in respect of the land specified in the Second Schedule 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 reason:

> The building has been constructed and in use for the purposes described in excess of 10 years prior to the date of application. It is also considered on the same basis that that breach has not been remedied in any way in the interim, such that the breach has occurred continuously throughout the intervening period. As such, the period during which enforcement action may be taken has elapsed, and the existence and use of the garage extension has become lawful by virtue of the passage of time.

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.