Wiltshire Council

The Town and Country Planning Act 1990

Refusal of Certificate of Lawful Use or Development - Existing Use or Development

Application Reference Number: PL/2023/09307

Decision Date: 23 August 2024

Applicant:	Charles & Edwina Keyser ROSE FARM, MANNINGFORD ABBOTS, PEWSEY, SN9 6JA
Particulars of Development:	Certificate of lawfulness for the continued use of land as residential gardens
At:	Rose Farm, Manningford Abbots, Pewsey, Wilts, SN9 6JA

Wiltshire Council hereby certify that this application for a Certificate is hereby **REFUSED** for the following reasons (contained in the informative):

Refusal Reason(s): (1)

1 Taking into consideration the evidence put forward by the applicant and that available to the local planning authority, it is considered the applicant has failed to demonstrate, on the balance of probabilities, that at the time of the application land edged in red within the submitted Site and Location Plan (Rev.A 11.23) was used for residential purposes for a continuous period of over ten years. Under the provisions of s.191(3) of the Town and Country Planning Act. 1990 (as amended) the application for a certificate of lawful development for an existing use is refused.

Informatives: (1)

2 For the avoidance of doubt, the information submitted to the local planning authority is as follows:

- Application Form;
- Statutory Declaration of Charles and Edwina Keyser (undated);
- Letter from Mr Duncan Hogg (dated 14th February 2024).

Parvis Khansari - **Corporate Director, Place**

If the applicant is aggrieved by this decision an appeal may be lodged with the Secretary of State under the terms of Section 195 of the Town and Country Planning Act 1990. Appeals may be made on a form which is obtainable from the Planning Inspectorate via the Inspectorate website of Planning Portal –

www.planninginspectorate.gov.uk

www.planningportal.gov.uk/planning/appeals

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.UK.

A copy of the appeal documents should be sent direct to planningappeals@wiltshire.gov.uk.