

**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/2026/02792

Decision Date: 13/07/2026

Applicant: Mr and Mrs A MacKenzie
LINRATHEN, RECTORY HILL, WEST DEAN, SALISBURY, SP5 1JL

At: Lintrathen, Rectory Hill, West Dean, Salisbury, SP5 1JL

Wiltshire Council hereby certify that on 21 May 2026 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 submitted with 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:

Having regard to the evidence as a whole, it is therefore considered, on the balance of probabilities, that the operational development (the garage building) was substantially completed more than four years prior to 25 April 2024 and, by virtue of the transitional provisions of Section 171B of the Town and Country Planning Act 1990 (as amended), benefits from the former 4-year immunity period. As no enforcement action has been taken and there is no evidence to indicate that the development remains liable to enforcement action, the development is lawful.

SCHEDULE 1: Certificate of Lawfulness for erection of garage

SCHEDULE 2: Lintrathen, Rectory Hill, West Dean, Salisbury, SP5 1JL

Signed

Nic Thomas - Director of Planning, Economy and Regeneration

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.