

Mr Ryder
1 Kimberley Road
Southsea
Portsmouth
PO4 9NP

For: Mr & Mrs Edney

Ref No.: APP/19/01213

**Town and Country Planning Act 1990: Section 191 and 192 (as amended by
Section 10 of the Planning and Compensation Act 1991)
Town and Country Planning (Development Management Procedure) (England) Order 2015
Article 39
CERTIFICATE OF LAWFUL USE OR DEVELOPMENT**

Havant Borough Council, as Local Planning Authority, certifies that on 08 December 2019 the development described in the First Schedule to this certificate in respect of land described in the Second Schedule and as shown edged in red on the submitted location plan was lawful within the meaning of section 192 of the Town and Country Planning Act 1990 (as amended) for the following reason(s):

The proposed development falls within permitted development allowances as set out in Schedule 2, Part 1, Class A of the Town and Country Planning (General Permitted Development) (England) Order 2015 as amended.

Planning Services

03 February 2020

FIRST SCHEDULE:

This certificate relates to the following use/development:

Proposed single storey rear extension as described in the written particulars, plans (P-002, P-004 and P-005) and other documents submitted with the application received on 09 December 2019.

SECOND SCHEDULE:

This certificate relates to land at 37 Almond Close, Havant, PO9 3LP as shown edged red on the submitted Location Plan received 09 December 2019 - Drawing No. 013 P-001.

OTHER IMPORTANT INFORMATION:

- (1) This Certificate is issued solely for the purpose of Sections 192 of the Town and Country Planning Act 1990 (as amended). It does not relate to any other application that may be required under any other part of the Town and Country Planning Act, the Building Regulations or under any other Act, Regulation, Byelaw or Order where the Council's
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approval may be needed. For further guidance as to the need for consent under the Building Regulations please phone 023 9244 6571.

- (2) It certifies that the development specified in the First Schedule taking place on land described in the Second Schedule would have been lawful within the meaning of section 192 of the Town and Country Planning Act 1990 (as amended) on the specified date and thus would not have been liable to enforcement action under section 172 of the 1990 Act on 27 November 2015.
- (3) The certificate only applies to the extent of the development specified in the First Schedule taking place on land described in the Second Schedule and as shown edged in red on the submitted location plan. Any development which is materially different from that described or which relates to other land may render the owner/occupier liable to enforcement action.
- (4) The effect of the certificate is also qualified by the provision in section 192(4) of the 1990 Act (as amended), which 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 of the matter relevant to determining such lawfulness.
- (5) Your attention is drawn to the attached information regarding your right to appeal to the Department for Transport Local Government and the Regions, if you are aggrieved by the Council's decision.

Simon Jenkins

Simon Jenkins
Interim Director of Regeneration and Place

03 February 2020