

Mrs Scrivener
Bourne Rural Planning Consultancy Limited
Leyswood
Wildhern
Andover
SP11 0JE

For: Ms Schaefer

Ref No.: APP/20/00154

**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 21 February 2020 the use described in the First Schedule to this certificate in respect of land described in the Second Schedule and as shown edged red on the submitted Location Plan received 21 February 2020 was lawful within the meaning of section 191 of the Town and Country Planning Act 1990 (as amended) for the following reason:

It appears to the Local Planning Authority on the balance of probability that the uses described in the First and Second Schedules and plan attached to this Certificate, 2No mobile homes referred to as Caravan A (sited to the eastern boundary of the land holding) and Caravan B (sited to the southern boundary of the land holding), have been continuously sited at Westcroft Stables and used for purposes ancillary to the existing commercial equestrian use for more than 10 years before the date of the application.

FIRST SCHEDULE:

This certificate relates to the following development:

Application for Certificate of Lawfulness relating to 2No mobile homes referred to as Caravan A (sited to the eastern boundary of the land holding) and Caravan B (sited to the southern boundary of the land holding) to continue to be sited at Westcroft Stables and used for purposes ancillary to the existing commercial equestrian use, as described in the written particulars, plans and other documents submitted with your application received on 21 February 2020.

SECOND SCHEDULE:

This certificate relates to land at 147 Havant Road, Hayling Island, PO11 0LF as shown edged red on the submitted Location Plan received 21 February 2020.

OTHER IMPORTANT INFORMATION:

- (1) This Certificate is issued solely for the purpose of Sections 191 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 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 was lawful within the meaning of section 191 of the Town and Country Planning Act 1990 (as amended) on the specified date and thus was not liable to enforcement action under part 7 of the 1990 Act on that date.
- (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 identified on the attached 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 under section 172 of the 1990 Act.
- (4) 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

22 April 2020