Havant BOROUGH COUNCIL

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To:
Mr R Baron
49 St Hermans Caravan Estate
Hayling Island
PO11 9NB

For: Mrs P Baron

Ref No.: APP/17/00618

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**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 (General Development Procedure) Order 1995**
**Article 24**
**REFUSAL TO GRANT CERTIFICATE OF LAWFUL USE OR DEVELOPMENT**

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Havant Borough Council, as Local Planning Authority, **REFUSES** to certify that on 08/06/2017 the development described in the First Schedule to this notice in respect of land described in the Second Schedule and edged in red on the submitted location plan would have been lawful within the meaning of section 192 of the Town and Country Planning Act 1990 (as amended) for the following reason:

The development the subject of the application constitutes a contravention of the requirements of an extant Enforcement Notice dated 24 February 2014, and therefore in accordance with Section 191(2) of the Town and Country Planning Act 1990 a Certificate of Lawfulness cannot legally be granted.

**FIRST SCHEDULE**

This decision relates to an Application for a Certificate of Lawfulness relating to the use of a dwelling for 12 months residency as described in the written particulars, plans and other documents submitted with your application.

**SECOND SCHEDULE**

This decision relates to land at 14 Fairlight Chalets, Salterns Lane, Hayling Island as shown edged red on the submitted location plan.

**Andrew Biltcliffe**

Andrew Biltcliffe
Executive Planning Service Manager

20 October 2017

Our Ref: APP/17/00618

**OTHER IMPORTANT INFORMATION:**

(1) Your attention is drawn to the attached information regarding your right to appeal to the Planning Inspectorate, if you are aggrieved by the Council's decision. See www.planningportal.gov.uk/pcs

(2) In view of this refusal by the Council to grant the certificate applied for, the use/ development specified above on land specified above may be liable to formal enforcement action under Section 172 of the 1990 Act unless it has the benefit of a separate and valid 'planning permission' for it under the same Act.

(3) In accordance with paragraphs 186 and 187 of the NPPF Havant Borough Council (HBC) takes a positive and proactive approach and works with applicants/agents on development proposals in a manner focused on solutions by:

- Offering a pre-application advice service, and
- Updating you of any issues that may arise in the processing of your application and where possible suggesting solutions, and,

In this instance:

- You were updated about issues after the initial site visit