



Havant
BOROUGH COUNCIL

Public Service Plaza
Civic Centre Road
Havant
Hampshire PO9 2AX

T 023 9247 4174
F 023 9248 0263

www.havant.gov.uk

Mr Weymes
Les Weymes Planning Consultancy Ltd
18 Limberline Spur
Hilsea
Portsmouth
PO3 5HJ

For: Mr Ruffell

Ref No.: APP/15/01234

**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 24

CERTIFICATE OF LAWFUL USE OR DEVELOPMENT

Havant Borough Council, as Local Planning Authority, certifies that on 28 October 2015 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 plan attached to this certificate 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, as modified by the Local Planning Authority have taken place for a continuous period of at least ten years up to the date of the current application.

The Authority has considered evidence and additional information submitted by the applicant, representations received in response to the Certificate of Lawfulness application and aerial photographs.

FIRST SCHEDULE:

This Certificate relates to the following uses or operations:

(i) for the provision of Horse Box and associated Coachwork business.

In association with (i) above, the use/operation in the area edged red on the attached plan A is considered to have been demonstrated over the relevant 10 year period.

The use/operations demonstrated are for activities associated with the Horse Box business and the Coachwork relates to work to Horse box and Horse box related vehicles only.

The works associated with the business relate to the modification, repair and maintenance of the Horse Boxes and associated vehicles.

SECOND SCHEDULE:

For the purposes of the first schedule (i) above, this relates to the land edged red on the attached Plan A at Land Adjacent to, 132 Havant Road, Hayling Island.

Definitions:

Horse box:

A lorry, van or trailer used for carrying horses

Associated Coachwork Business:

Business related to the modification, repair and maintenance of Horse boxes and associated vehicles.

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 use 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 section 172 of the 1990 Act on 28 October 2015.
- (3) The certificate only applies to the extent of the use specified in the First Schedule taking place on land described in the Second Schedule and identified on the attached plan. Any use 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.

Andrew Biltcliffe

Andrew Biltcliffe
Head of Planning

29 April 2016