

NORTH SOMERSET DISTRICT COUNCIL

**TOWN AND COUNTRY PLANNING ACT 1990: SECTIONS 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**

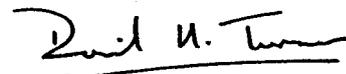
CERTIFICATE OF LAWFUL USE OR DEVELOPMENT

Applicant: M.F Clark & Son Court Farm Ladywell Wrington Somerset BS40 5LT

North Somerset Council HEREBY CERTIFY that on the 1st April 2008 the decision has been made that your application for a Certificate of Lawfulness should be **REFUSED**. This decision is made on the ground that there is insufficient clear precise and unambiguous evidence to prove that the land and building have been used continuously for the storage of logs, building materials and ancillary equipment for the past 10 years.

I attach a copy of the report prepared in this matter which I hope helps you to understand the decision.

If you are aggrieved by this decision, you may appeal to the Secretary of State for the Environment under Section 195 of the Town and Country Planning Act 1990. Notice of appeal should be sent to The Planning Inspectorate, Temple Quay, 2 The Square, Temple Quay, Bristol, BS1 6PN (see also Guidance of Appeals contained in the booklet "Making your Lawfulness Development Certificate Application or Appeal" which you should have received with your application papers. (However please note that the help line telephone number is now 0117 3728075).



Signed:
Director Development & Environment
On behalf of North Somerset District Council
Date: 1st April 2008

FIRST SCHEDULE

Storage of logs, building materials and ancillary equipment (in accordance with the drawing submitted with the plan)

SECOND SCHEDULE

The Piggery, Westward Close, Wrington, Bristol, North Somerset, BS40 5LU as shown edged red on the plan attached to this certificate.

Notes:

1. This certificate is issued solely for the purpose of Section 191 of the Town and Country Planning Act 1990 (as amended)
2. It certifies that the use specified in the First Schedule taking place on the land described in the Second schedule was lawful, on the specified date and thus, was not liable to enforcement action under Section 172 of the 1990 Act on that date.
3. This Certificate applies only to the extent of the use described in the First Schedule and to the land specified 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 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, 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 only instituted or the operations begun, in any of the matters relevant to determining such lawfulness.