STAFFORDSHIRE
moorlands
DISTRICT COUNCIL
ACHIEVING · EXCELLENCE

Simon W. Baker B.Ed MBA MIMSPA
Chief Executive

Mr Thompson
Holly Oak Farm
Chapel Lane
Endon
Staffordshire
ST9 9AN

Application no: SMD/2019/0089

Determined on: 03/06/2019.

Town and Country Planning Act 1990 Section 191
(As amended by Section10 of Planning and Compensation Act 1991)
Town and Country Planning (Development Management Procedure) (England) Order 2015

APPROVAL TO ISSUE CERTIFICATE OF LAWFULNESS OF EXISTING USE OR DEVELOPMENT

The Staffordshire Moorlands District Council hereby approves to certify that on 11/02/2019; the use specified in the First Schedule taking place on the land specified in the Second Schedule and 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(s):

Paragraph 2 of Section 55 of the Town and Country Planning Act 1990 (The Act) identifies the operations or uses of land that shall not be taken (for the purposes of the Act) to involve development. Paragraph 2 Part (e) identifies the agricultural use of land as not being development. The definition of agriculture is set out at paragraph 336 of the 'Act' and includes (relevant to this application) horticulture, fruit growing, seed growing, market gardens and nursery grounds.

FIRST SCHEDULE

Application for Certificate of Lawful Development - existing use of piece of land as a vegetable garden.

SECOND SCHEDULE

Holly Oak Farm Chapel Lane Gratton Staffordshire ST9 9AN.

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X B.J. Haywood

Signed by: Ben Haywood

On behalf of Staffordshire Moorlands District Council

INFORMATIVE

The applicant is reminded that this Certificate relates only to the use of the land within the area edged red as a vegetable garden and not for any other works, structures or features within the site. It also does not confer any lawful use of the land as private amenity space or for other purposes incidental to the enjoyment of the dwellinghouse.

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NOTES

1. An applicant may appeal against by giving notice to the Secretary of State:-

   (a) the refusal to issue a certificate under Section 191 of the Act; or

   (b) the failure to give notice of the Council's decision within 8 weeks of the registration of the application, or any other period agreed with the Local Planning Authority;

   Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at https://acp.planninginspectorate.gov.uk

2. As part of the appeal process the Applicant must submit to the Planning Inspectorate a copy of the following documents:

   - a copy of your original application
   - a copy of the local planning authority's decision notice - if they didn't make a decision, send a copy of the letter acknowledging your application
   - a map of the site
   - copies of all plans, drawings and documents you sent to the local planning authority
   - copies of any letters or emails from the local planning authority
   - any other documents that directly support your appeal

   If you think your land or building is now lawful because the time limit for enforcement has passed, you also need to submit evidence like:

   - dated photographs of the site
   - letters from neighbours
   - receipts or invoices for work
   - plans and drawings

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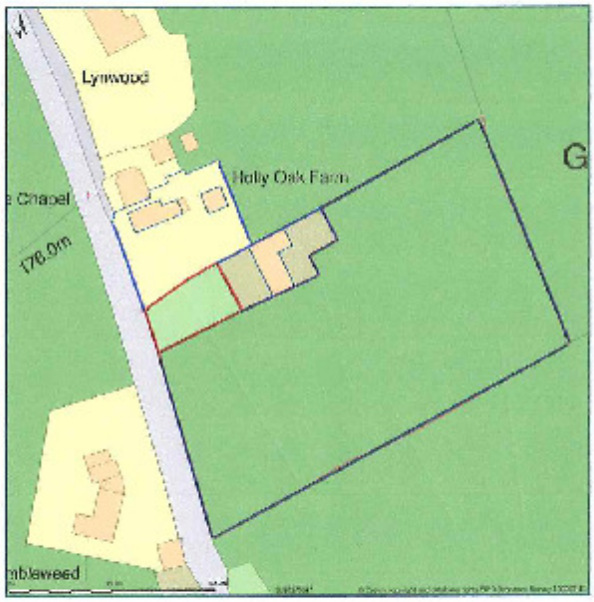
Buy A Plan
UK's Fastest and Easiest Planning Site

Holly Oak Farm, Chapel Lane, Gratton, Staffordshire, ST9 9AN



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