STAFFORDSHIRE moorlands DISTRICT COUNCIL

ACHIEVING · EXCELLENCE

Mr David Byatt
Byatt Oliver Limited
Etruria Old Road
Stoke on Trent
United Kingdom
ST1 5PE

Mr & Mrs Hall
C/O Agent

Application no: SMD/2023/0433

Determined on: 19th October 2023

Town and Country Planning Act 1990 Section 192
(As amended by Section10 of Planning and Compensation Act 1991)
Town and Country Planning (Development Management Procedure) (England) Order 2015

REFUSAL TO ISSUE CERTIFICATE OF LAWFULNESS OF PROPOSED USE OR DEVELOPMENT

Staffordshire Moorlands District Council hereby REFUSES to certify that on 24/08/2023; the use specified in the First Schedule ("the Use"), if it had taken place on the land specified in the Second Schedule ("the Land"), would have been lawful within the meaning of Section 192 of the Town and Country Planning Act 1990 (as amended). The Use is considered to be NOT LAWFUL for the following reason(s):

The use described in the application form is apparently an existing use as opposed to a proposed use and in those reagrds the application is incorrectly made out. The application is presented with insufficient evidence and information to determine whether either the storage is ancillary to the agrcultural use of the land or directly associated with ongoing building works that have been granted planning permission or do not need planning permission.

FIRST SCHEDULE

Storage of building materials for the purposes of maintaining the existing buildings and materials for the agricultural uses (Fences, Shelters, water containers, feed troughs etc)

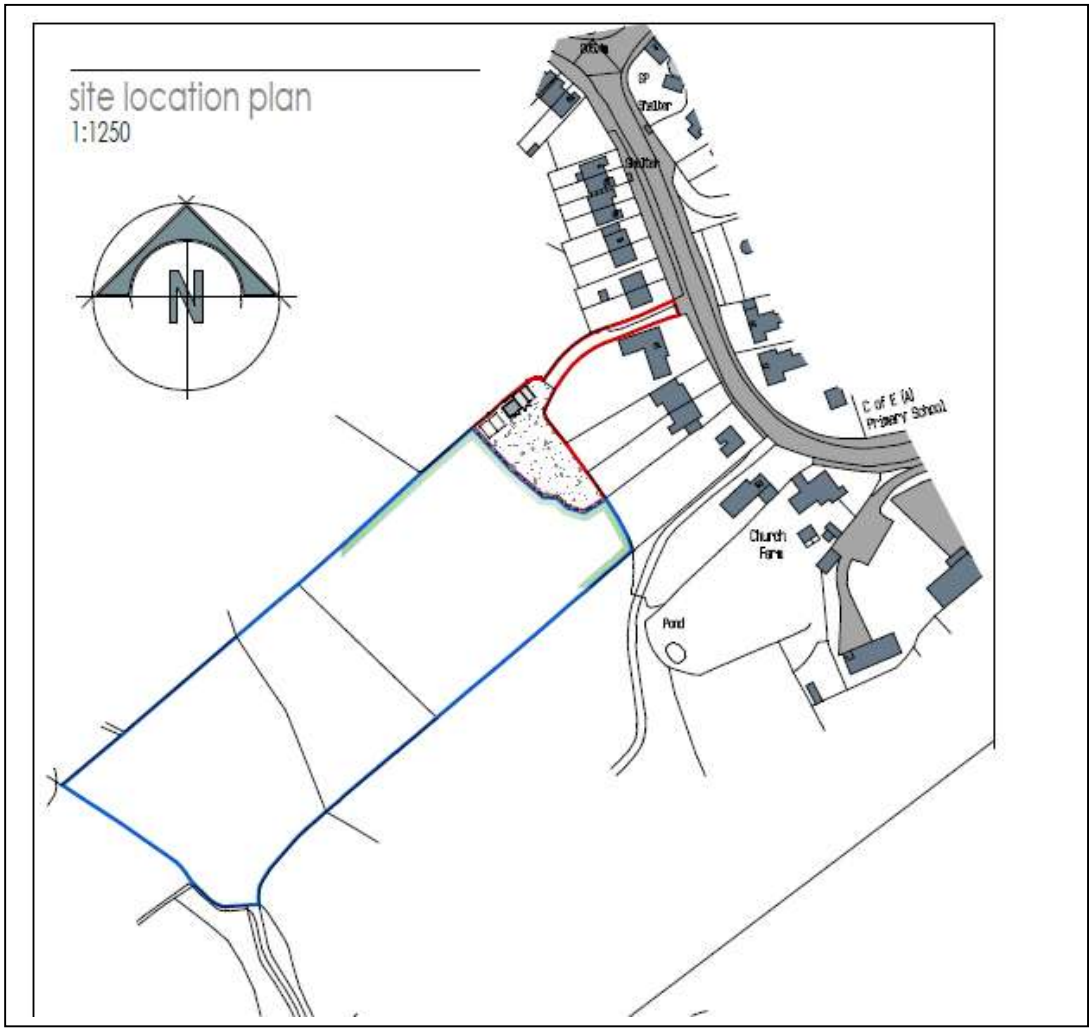
SECOND SCHEDULE

Land South West of Holt Lane, Kingsley, Staffordshire, ST10 2BA that is edged red on the attached Location Plan.

X B.J. Haywood

Signed by: Ben Haywood

On behalf of Staffordshire Moorlands District Council


site location plan
1:1250
N
C of E (A) Primary School
Church Farm
Pond

STAFFORDSHIRE moorlands DISTRICT COUNCIL

ACHIEVING • EXCELLENCE

NOTES

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

   (a) the refusal to issue a certificate under Section 192 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

1. 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