Planning Services, Adur & Worthing Councils

Portland House,
44 Richmond Road,
Worthing,
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BN11 1HS

Tel : 01903 221065
websites : www.adur.gov.uk or www.worthing.gov.uk
e-mail : planning@adur-worthing.gov.uk

Application for a Lawful Development Certificate for an Existing Use or Operation or Activity, including those in breach of a planning condition

Town and Country Planning Act 1990 (as amended)

Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

Site Location

Disclaimer: We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number: 18

Suffix:

Property Name:

Address Line 1: Water Lily Way

Address Line 2: Northbrook

Address Line 3: West Sussex

Town/city: Worthing

Postcode: BN13 3GR

Description of site location must be completed if postcode is not known:

Easting (x): 510781

Northing (y): 105226

Description:

Applicant Details

Name/Company

Title

Ms

First name

Allison

Surname

Beaumont

Company Name

Address

Address line 1

18 Water Lily Way

Address line 2

Northbrook

Address line 3

Town/City

Worthing

County

West Sussex

Country

Postcode

BN13 3GR

Are you an agent acting on behalf of the applicant?

- [x] Yes
- [ ] No

Contact Details

Primary number

Secondary number

Fax number

Email address

***** REDACTED ******

Agent Details

Name/Company

Title

First name

Paul

Surname

Maggs

Company Name

P B Properties

Address

Address line 1

Hazelwood Harbolets Road

Address line 2

West Chiltington

Address line 3

Town/City

Pulborough

County

Country

United Kingdom

Postcode

RH20 2LG

Contact Details

Primary number

***** REDACTED ******

Secondary number

Fax number

Email address

***** REDACTED ******

Reason for Lawful Development Certificate

Please indicate why you are applying for a lawful development certificate

- ◯ An existing use
- ◯ Existing building works
- ⊘ An existing use, building work or activity in breach of a condition

Being a use, building works or activity which is still going on at the date of this application.

If Yes, to either 'an existing use' or 'an existing use in breach of a condition', please select the relevant Use Class.

C3 - Dwellinghouses

Please note that following changes to Use Classes on 1 September 2020: The list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. View more details on Use Classes.

Description of Existing Use, Building Works or Activity

Please fully describe each existing use, building works or activity for which you want the lawful development certificate. Where appropriate, show to which part of the land each use, building works or activity relates

Residential property C3 use constructed in 2016-18 planning grant AWDM/0721/16.

Grounds for application for a Lawful Development Certificate

Under what grounds is the certificate being sought

- ☐ The use began more than 10 years before the date of this application
- ☐ The use, building works or activity in breach of condition began more than 10 years before the date of this application
- ☐ The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years
- ☑ The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.
- ☐ The use as a single dwelling house began more than four years before the date of this application
- ☐ Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

Is the certificate being sought for a use, operation, or activity in breach of a condition or limitation?

- [x] Yes
- [ ] No

Reference number

AWDM/0721/16

Condition number

No.2

Date (must be pre-application submission)

04/08/2023

Please state why a Lawful Development Certificate should be granted

The extension has been installed & completed for more than 4 years. The size parameters and siting to the rear comply with the standard permitted development parameters as set by Permitted development rights for householders Technical Guidance 2019.
Being a new development the PD rights were restricted, otherwise this development would have been lawful.

Information in support of a Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed (date must be pre-application submission)?

27-07-2019

In the case of an existing use or activity in breach of conditions has there been any interruption?

- [ ] Yes
- [x] No

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought?

- [ ] Yes
- [x] No

Residential Information

Does the application for a certificate relate to a residential use where the number of residential units has changed?

- [ ] Yes
- [x] No

Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

- [x] Yes
- [ ] No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- [ ] The agent
- [x] The applicant
- [ ] Other person

Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

- [x] Yes
- [ ] No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title

***** REDACTED ******

First Name

***** REDACTED ******

Surname

***** REDACTED ******

Reference

Water Lily Way AWDM/0721/16

Date (must be pre-application submission)

21/02/2023

Details of the pre-application advice received

Submit a CLD(Existing) application if over four years substantially completed.

Interest in the Land

Please state the applicant's interest in the land

- [ ] Owner
- [ ] Lessee
- [ ] Occupier
- [x] Other

If Other, please give the names and addresses of anyone who has an interest in the land and state the nature of their interest (if known)

***** REDACTED ******

Have they been informed of the application?

- [x] Yes
- [ ] No

Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:
(a) a member of staff
(b) an elected member
(c) related to a member of staff
(d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

◯ Yes
⊘ No

Declaration

I/We hereby apply for Lawful development: Existing use as described in the questions answered, details provided, and the accompanying plans/drawings and additional information.
I/We confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.
I/We also accept that, in accordance with the Planning Portal's terms and conditions:
- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

☑ I / We agree to the outlined declaration

Signed

Paul Maggs

Date

04/08/2023