

TOWN AND COUNTRY PLANNING ACT 1990 - SECTION 192
(as amended by Section 10 of the Planning and Compensation Act 1991)

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND)
ORDER 2010: ARTICLE 35

Council Reference: D0341.23

REFUSAL OF CERTIFICATE OF LAWFULNESS OF PROPOSED USE OR DEVELOPMENT

The Council of the London Borough of Havering hereby determine that on 24th July 2023 the operations described in the First Schedule to this notice in respect of the land specified in the Second Schedule to this notice and hatched on the plan attached to this notice would not have been lawful within the meaning of Section 192 of the Town and Country Planning Act 1990 (as amended) for the following reason(s):

- 1 In the absence of sufficient evidence about whether the occupants will form a single household, the proposed use is not considered to fall within Class C3(b) of the Use Classes Order (as amended). Furthermore, the host dwelling benefits from side/rear extension that is unlawful and requires planning permission. The Local Planning Authority considers that a Lawful Development Certificate cannot be issued for a proposal that would be reliant on a development that is unlawful. Therefore, planning permission is required for the proposed change of use from use class C3(a) dwellinghouse to C3(b) supported living to cover up to six people living together as a single household and receiving care.

Informatives

Schedule 1

Certificate of Lawfulness for a proposed change of use from a single family householder C3(a) to Use Class C3(b) covers up to six people living together as a single household and receiving care

The above decision is based on the details in drawing(s)

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LDC Supporting Statement

Schedule 2

Signed:



Authorised Person
On behalf of the London Borough of Havering

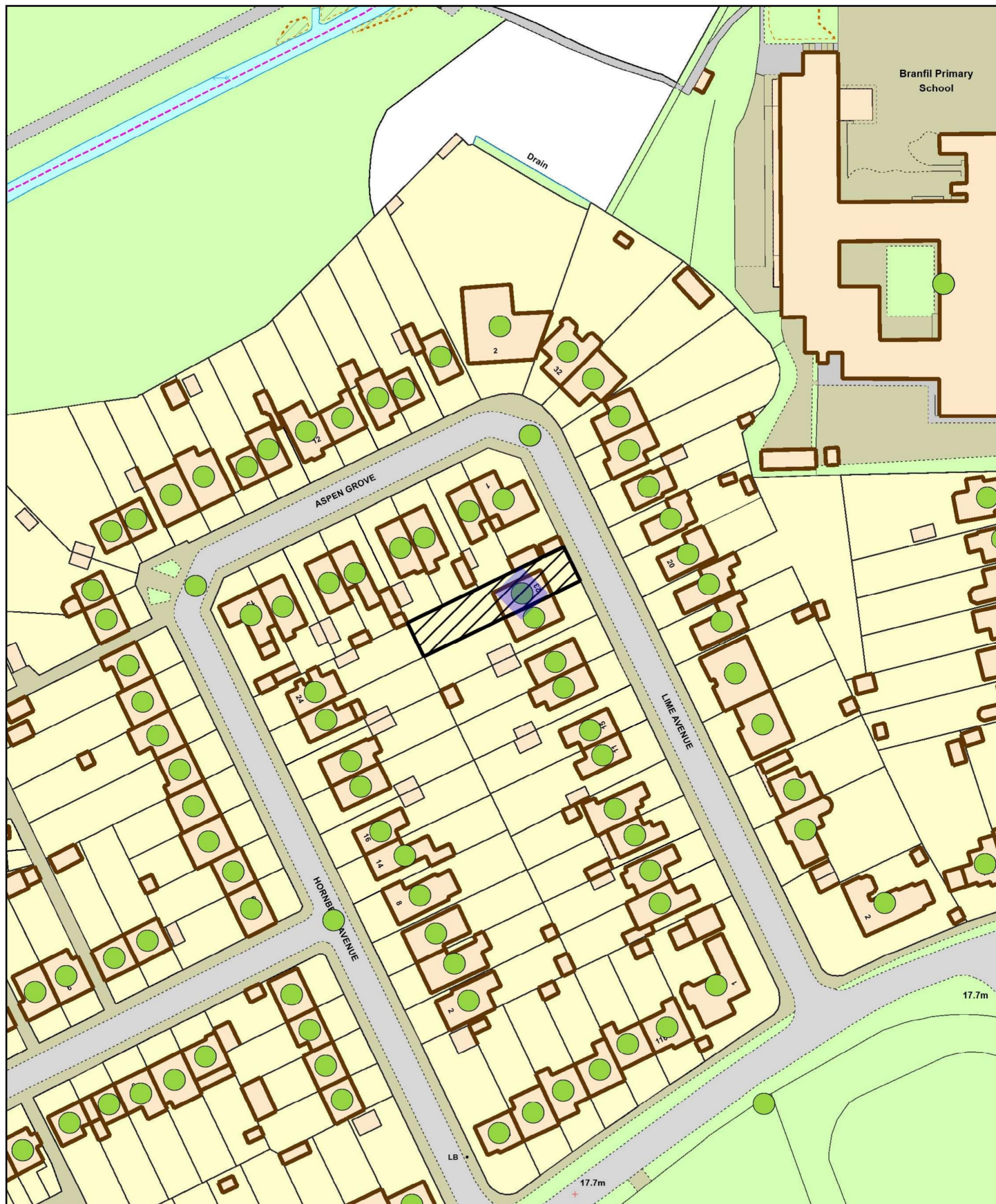
Date: 1st December 2023

Note:

1. This certificate is issued solely for the purposes of Section 192 of the Town and Country Planning Act 1990 (as amended).

NOTES IN CONNECTION WITH REFUSAL OF APPLICATIONS FOR
CERTIFICATE OF LAWFULNESS OR MODIFICATION TO DESCRIPTION

- (1) If the applicant is aggrieved by the decision of the local planning authority to refuse permission or to modify the description, an appeal may be made to the First Secretary of State at the Department for Communities and Local Government in accordance with Section 78 of the Town and Country Planning Act 1990. (Appeals must be made on a form which is obtainable from the Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or from the Planning Inspectorate's web site, www.planning.inspectorate.gov.uk)
- (2) When submitting the completed appeal form to the Planning Inspectorate, a copy be sent to Planning, London Borough of Havering, Town Hall,, Main Road, Romford, RM1 3BB. The First Secretary of State has power to allow a longer period for the giving of a notice of appeal but will not normally be prepared to exercise these powers unless there are special circumstances which excuse the delay in giving notice of appeal.



D0431.23



Scale: 1:1250

Date: 09 October 2023



Havering
LONDON BOROUGH

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