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AMBER VALLEY BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990
SECTION 192

TOWN AND COUNTRY PLANNING
(GENERAL DEVELOPMENT PROCEDURE) ORDER 2015: ARTICLE 39

CERTIFICATE
OF
EXISTING LAWFUL USE OR DEVELOPMENT

AVA/2023/0317
50 Wheeldon Avenue Belper Derbyshire DE56 1GX
Application for a Lawful Development Certificate for the proposed placement of a mobile home in the curtilage of a residential dwelling house for ancillary use by its occupants

The **Amber Valley Borough Council** hereby notify you that on 13.07.2023 the use described in the First Schedule to this certificate in respect of the land specified in the Second Schedule to this certificate and edged red on the plan attached to this certificate, is not lawful within the meaning of section 192 of the Town and Country Planning Act 1990 for the following reason(s):

Conditions/Reasons:

Based on the information submitted, it is concluded that The Council cannot satisfy itself that the proposal would meet the definition of a caravan as set out within the Act due to it being wholly constructed on site, rather than being brought to site in two separate parts, and therefore the mobility test cannot be satisfied. It is therefore recommended to refuse the certificate.

Notes
Attention is drawn to the attached notes :



Simon Gladwin

Executive Director (Operations)
Date 13 July 2023

First Schedule

Application for a Lawful Development Certificate for the proposed placement of a mobile home in the curtilage of a residential dwelling house for ancillary use by its occupants

Second Schedule

50 Wheeldon Avenue Belper Derbyshire DE56 1GX

NOTES

If the applicant is aggrieved by the decision of the Local Planning Authority to refuse to issue a Certificate of Existing Lawful Use or Development, he/she may appeal to the Secretary of State for the Environment in accordance with Section 191/192 of the Town and Country Planning Act 1990.

Notes

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

This decision is based on the following submitted plans/documents:

Plan Type	Reference	Version	Date Received
Elevations and floor plans			
Site layout Plan			