Simon Gladwin
Executive Director (Operations)
Development Management

Town Hall
Ripley
Derbyshire DE5 3BT
Tel: 01773 570222
Fax: 01773 841523
Email: enquiry@ambervalley.gov.uk
Web: www.ambervalley.gov.uk

Mr. S. Clarke
Marjon
36 Heanor Road
Smalley
Ilkeston
Derbyshire
DE7 6DW

Business Unit : **DEVELOPMENT CONTROL**
Our Ref : TRINIT-AVA/2023/0495
Your Ref : 16838
Date : 21 August 2023
Ask For : Trinity Barlow
Extn No. : 2399
Email : trinity.barlow@ambervalley.gov.uk

Dear Sir

Proposal **Application for a Lawful Development Certificate for the proposed construction of pent roof annexe to rear of property.**
Location **Marjon 36 Heanor Road Smalley**
Applicant **Mr. S. Clarke**

AMBER VALLEY BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990
SECTIONS 191 AND 192 (as amended by section 10 of the Planning and Compensation Act 1991)

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

General Permitted Development Order 2015

CERTIFICATE
OF
PROPOSED LAWFUL USE OR DEVELOPMENT

The **Amber Valley Borough Council** hereby certify that on 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, was lawful within the meaning of section 191 of the Town and Country Planning Act 1990 (as amended), for the following reason(s):

Signed:

S Gladwin

Simon Gladwin
Executive Director (Operations)
Date 21.08.2023

First Schedule

Application for a Lawful Development Certificate for the proposed construction of pent roof annexe to rear of property.

Second Schedule

Marjon 36 Heanor Road Smalley

Notes

1. This certificate is issued solely for the purpose of section 191/192 of the Town and Country Planning Act 1990 (as amended).
2. It certifies that the use specified in the First Schedule taking place on the land described in the Second Schedule was lawful, on the specified date and, thus, was not liable to enforcement action under section 172 of the 1990 Act on that date.
3. This certificate applies only to the extent of the use described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.
4. The effect of the certificate is also qualified by the proviso in section 192(4) of the 1990 Act, as amended, which states that the lawfulness of a described use or operations is only conclusively presumed where there has been no material change, before the use is instituted or the operations begun, in any of the matters relevant to determining such lawfulness.

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

Plan Type	Reference	Version	Date Received
Elevations and floor plans	N8507-01	A	29.06.2023
Site layout Plan	N8507-101	A	29.06.2023

