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High Peak Borough Council

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TOWN AND COUNTRY PLANNING ACT 1990: SECTION 191

(AS AMENDED BY SECTION 10 OF THE PLANNING AND COMPENSATION ACT 1991)

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

Article 35

NOTIFICATION OF REFUSAL OF APPLICATION FOR A CERTIFICATE OF LAWFULNESS OF EXISTING USE OR DEVELOPMENT

The High Peak Borough Council hereby refuses an application made on the 24th September 2013, planning reference HPK/2013/0500, by Mr Brian Cooper of Carriages Trial View for a Certificate of Lawfulness of the existing use described in the First Schedule hereto in respect of the Land specified in the Second Schedule.

Reasons for the decision:-

1. The Local Planning Authority consider that based on the information submitted and received representation on the application, it has not been demonstrated that the use has been taking place continuously for a period of 10 years for the following reasons:

    - No statutory declaration has been made by the applicant to show evidence of location of the skip for this period of time and no documentary evidence to substantiate the assertion has been supplied with the application.

    - Although the skip provider has confirmed the skip has been there for 10 years this has not been done by statutory declaration and no details of the hiring of the skip have been provided.

    - A local resident has informed the Local Planning Authority that the skip has not been located on the site for 10 years.

Signed_____

Planning Applications Manager, on behalf of
Head of Legal and Democratic Services
High Peak Borough Council
Town Hall
Market Place
Buxton
SK17 6EL
Date: 19.11.2013

FIRST SCHEDULE

Use of the land as an enclosed builders storage yard and waste facility

SECOND SCHEDULE

Land adjoining Carriages, Trailview, Padfield, Glossop.

NOTES

If you are aggrieved by the decision of the Local Planning Authority to refuse this application:

- **You have the right of appeal under Section 195 of the Town and Country Planning Act 1990 (As amended) to the Secretary of State.**

- **If it is intended to give notice of appeal this should be done on the appropriate form obtainable from: The Planning Inspectorate, Temple Quay House, 2 The Square , Temple Quay, Bristol BS1 6PN or enquiries@planning-inspectorate.gsi.gov.uk**