



High Peak Borough Council
working for our community

Mrs Anna Gillings
Gillings Planning Ltd
2 Wessex business Park
Colden Common
Winchester
SO21 1WP

Esland Care
c/o Agent

Application no: HPK/2023/0146

Determined on: 08/06/2023

**Town and Country Planning Act 1990 Section 191 (As amended by Section 10
of Planning and Compensation Act 1991)
Town and Country Planning (Development Management Procedure)
(England) Order 2015**

**APPROVAL TO ISSUE CERTIFICATE OF LAWFULNESS OF
EXISTING USE OR DEVELOPMENT**

High Peak Borough Council hereby approves to certify that on 14/04/2023; the use specified in the First Schedule taking place on the land specified in the Second Schedule 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):

The Council is satisfied that on the balance of probabilities, taking into account all information available, that the site has been used continuously as a children's care home within the C2 Use Class, for in excess of 10 years, and is therefore lawful

FIRST SCHEDULE

Use of buildings and land as a children's care home (Use Class C2)

SECOND SCHEDULE

The Old School House, Long Hill, Fernilee, Derbyshire, SK23 7HD

X 

Signed by: Jane Colley Signature

On behalf of High Peak Borough Council

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NOTES

1. An applicant may appeal against by giving notice to the Secretary of State:-

(a) the refusal to issue a certificate under Section 192 of the Act; or

(b) the failure to give notice of the Council's decision within 8 weeks of the registration of the application, or any other period agreed with the Local Planning Authority;

Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at <https://acp.planninginspectorate.gov.uk>

2. As part of the appeal process the Applicant must submit to the Planning Inspectorate a copy of the following documents:

- a copy of your original application
- a copy of the local planning authority's decision notice - if they didn't make a decision, send a copy of the letter acknowledging your application
- a map of the site
- copies of all plans, drawings and documents you sent to the local planning authority
- copies of any letters or emails from the local planning authority
- any other documents that directly support your appeal

If you think your land or building is now lawful because the time limit for enforcement has passed, you also need to submit evidence like:

- dated photographs of the site
- letters from neighbours
- receipts or invoices for work
- plans and drawings