

Parish: Holcombe Rogus 29

Ref No: 21/00490/CLU



**TOWN AND COUNTRY PLANNING ACT 1990: SECTION 191**

**The Town and Country Planning (Development Management Procedure) (England)  
Order 2015: Article 39**

**CERTIFICATE OF LAWFUL USE OR DEVELOPMENT**

The **MID DEVON DISTRICT COUNCIL** hereby certify that on 9th March 2021 the use described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and shown edged red on the plan submitted with the application, was lawful within the meaning of Section 191 of the Town and Country Planning Act 1990, for the following reason:-

From the evidence submitted in support of this application, and in the absence of any counter evidence, the Local Planning Authority considers on the balance of probability that the dwellinghouse known as Besley Lake View Holcombe Rogus Devon TA21 0QA has been occupied in breach of the agricultural occupancy condition (f and e) imposed on planning permissions 88/03026/OUT and 89/02665/ARM for a period in excess of 10 years.

First Schedule

Certificate of lawfulness for the existing use of a dwellinghouse in breach of agricultural tie condition (f) of Planning Permission 88/03026/OUT and condition (e) of Planning Permission 89/02665/ARM for a period in excess of 10 years

Second Schedule

Besley Lake View Holcombe Rogus Devon TA21 0QA

**Relevant Plans**

The plans listed below date stamped 9th March 2021 are those taken into account. No substitution shall be made.

<b>Plan Type</b>	<b>Reference</b>	<b>Title/Version</b>	<b>Date Received</b>
Site Location Plan			09/03/2021

A copy of the plans taken into account will be available on Mid Devon's online planning facility.

**Signed:**

**Mrs Jenny Clifford**  
**Head of Planning and Regeneration**  
**Date: 17th May 2021**

**Please see over ....**

## **Notes**

- 1. This certificate is issued solely for the purpose of Section 191 of the Town and Country Planning Act 1990.**
- 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 Part 7 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.**