



TOWN AND COUNTRY PLANNING ACT 1990

APPLICATION NO. 2025/0543

To More Than Ed Independent School
Cherry Tree Court
Woodfield Park
Balby
Doncaster
DN4 8QN

DESCRIPTION Certificate of proposed lawfulness for use of dwellinghouse (Use Class C3) as registered children's home (Use Class C3(b)).

LOCATION 2A Dearnley View, Barnsley, S75 1EA
(shown edged red on the attached plan)

Barnsley Metropolitan Borough Council certifies that the proposed use/development of the above land for the Certificate of proposed lawfulness for use of dwellinghouse (Use Class C3) as registered children's home (Use Class C3(b)). is **not lawful**.

The reason(s) for the Council's decision to refuse is/are:

- 1 It is unrealistic to expect children to look after themselves in a single household. Carers who provide 24-hour care on a rota basis but do not permanently reside in the premises cannot be regarded as living together in a household. The concept of living together as a household means that a proper functioning household must exist, and both children and carer must permanently reside in the premises. Consequently, the proposed use cannot be considered to fall within Class C3(b) and therefore, a lawful development certificate cannot be granted in this instance.

Please be aware that the Council monitors construction sites and open land within the vicinity of such sites in an attempt to prevent fly tipping (i.e. unauthorised deposit of waste on land), which is illegal under the Environmental Protection Act 1990. The penalties for fly-tipping can include:

- a fine of up to £50,000 and
- up to six months imprisonment on conviction.

Therefore, if necessary, please ensure that all demolition waste and waste associated with the construction of any development is disposed of via approved methods and that documents are retained to prove this.

A handwritten signature in black ink, consisting of a circle with a vertical line through it and a horizontal line extending to the right, followed by a horizontal line.

Dated: 21 August 2025

Garry Hildersley
Head of Planning, Policy & Building Control
Growth & Sustainability Directorate