BARNSLEY
Metropolitan Borough Council

Planning and Building Control
Economic Regeneration - Place Directorate
Barnsley Metropolitan Borough Council, PO Box 634, Barnsley, S70 9GG
DevelopmentManagement@barnsley.gov.uk
www.barnsley.gov.uk/services/planning-and-buildings

Application for a Lawful Development Certificate for an Existing use or operation or activity including those in breach of a planning condition.

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 2015

Publication of applications on planning authority websites.

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

1. Site Address

Number	0
Suffix	
Property name	LAND ADJACENT TO JAMES STREET ACCESSED VIA DRIVEWAY BETWEEN HOUSE NUMBERS 23 AND 25
Address line 1	LAND ADJACENT TO
Address line 2	JAMES STREET
Address line 3	
Town/city	BARNSLEY
Postcode	S711BL

Description of site location must be completed if postcode is not known:

Easting (x)	434803
Northing (y)	406777

Description

LAND ADJACENT TO JAMES STREET ACCESSED VIA DRIVEWAY BETWEEN HOUSE NUMBERS 23 AND 25

2. Applicant Details

Title	
First name	darren
Surname	ingham
Company name	
Address line 1	209 midland rd
Address line 2	royston
Address line 3	

2. Applicant Details

Town/city	barnsley
Country	
Postcode	s714dn
Primary number	
Secondary number	
Fax number	
Email address	

Are you an agent acting on behalf of the applicant? ○ Yes ◉ No

3. Agent Details

No Agent details were submitted for this application

4. Description of Use, Building Works or Activity

Please indicate why you are applying for a lawful development certificate

- ◉ An existing use
- ○ Existing building works
- ○ An existing use, building work or activity in breach of a condition

Being a use, building works or activity which is still going on at the date of this application

If Yes, to either 'an existing use' or 'an existing use in breach of a condition', please state which one of the Use Classes of the Town and Country Planning (Use Classes) Order 1987 (as amended) the use relates to

Use Classes	Other

Other

The application is to continue to use the land for access and parking for commercial business use.

5. Description of Existing Use, Building Works or Activity

Please fully describe each existing use, building works or activity for which you want the lawful development certificate. Where appropriate, show to which part of the land each use, building works or activity relates

We wish to use the whole of the site outlined on the scale plan for, access to and from our business premises, for our customers to gain access to and from our business premises, to park and store our own vehicles on, to park and store customer vehicles on.
We have used the site for this use continuously for over ten years.

6. Grounds for application of a Lawful Development Certificate

Under what grounds is the certificate being sought

- ☑ The use began more than 10 years before the date of this application
- ☐ The use, building works or activity in breach of condition began more than 10 years before the date of this application
- ☐ The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years
- ☐ The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.
- ☐ The use as a single dwelling house began more than four years before the date of this application

6. Grounds for application of a Lawful Development Certificate

☐ Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

If the certificate is sought for a use, operation, or activity in breach of a condition or limitation, please specify the condition or limitation that has not been complied with

Reference number

Condition number

Date (must be pre-application submission)

Please state why a Lawful Development Certificate should be granted

We have used the land for over ten years and and no conditions or limitations have ever been issued to us.
we have attempted to find the owner of the property via land registry some years ago and found that the land was not registered with them.

7. Information in support of a Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed (date must be pre-application submission)?

01/12/2008

In the case of an existing use or activity in breach of conditions has there been any interruption? ○ Yes ◉ No

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought? ○ Yes ◉ No

Residential Information

Does the application for a certificate relate to a residential use where the number of residential units has changed? ○ Yes ◉ No

8. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land? ◉ Yes ○ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

○ The agent
◉ The applicant
○ Other person

9. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? ◉ Yes ○ No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title

First name

Surname

Reference

Date (Must be pre-application submission)

Details of the pre-application advice received

9. Pre-application Advice

I have spoken with different members of the planning enforcement team on a number of occasions and have be helped whit the process and how to go about making applications for various things.
the planning enforcement team advised me on the 4/12/2019 that in there opinion the thing to do was to apply for a Lawful development certificate.

10. Interest in the Land

Please state the applicant's interest in the land

- ○ Owner
- ○ Lessee
- ◉ Occupier
- ○ Other

If Lessee or Occupier, please give details of the owner and state whether they have been informed in writing of this application

11. Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:
(a) a member of staff
(b) an elected member
(c) related to a member of staff
(d) related to an elected member

It is an important principle of decision-making that the process is open and transparent. ○ Yes ◉ No

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

12. Declaration

I/we hereby apply for a Lawful Development Certificate as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them. ☑

Date (cannot be pre-application)	10/01/2020