



**TOWN AND COUNTRY PLANNING ACT, 1990
(Sections 191 and 192: as amended by Section 10 of the
Planning and Compensation Act 1991)**

APPLICATION NO. 2025/0404

Simon Elliot Associates
9 Farnaby Gardens
High Green
Sheffield
S35 4FZ

Description: Certificate of Lawfulness for the use of the first floor of the existing building as self-contained residential unit (Existing)

Land at: 17 (Adjoining 19) Saville Lane, Thurlstone, Barnsley, S36 9RE

Barnsley Metropolitan Borough Council certify that the use of the first floor of the existing building as self-contained residential unit (Existing) was not lawful within the meaning of Section 191 of the Town and Country Planning Act as amended by Section 10 of the Planning and Compensation Act 1991.

The reason for the Council's decision to refuse is:

- 1 In the opinion of the Local Planning Authority, insufficient evidence has been provided to demonstrate on the balance of probabilities that the first floor of the building has been used as a self-contained flat for a continuous period of 4 or more years.

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.

Signed:

Dated: 19 June 2025

A handwritten signature in black ink, consisting of a stylized 'G' and 'H' followed by a horizontal line extending to the right.

Garry Hildersley

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

Note: This certificate is issued for the purposes of Section 10 of the Planning and Compensation Act 1991.