

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY



COUNCIL OF THE ISLES OF SCILLY

Town Hall, The Parade St Mary's TR21 0LW
Telephone: 01720 423350 – Fax: 01720 422049

Town and Country Planning Act 1990
Section 191 as amended by Section 10 of the Planning and Compensation Act 1991

Town and Country Planning [General Development Procedure] Order 1995: Article 24

REFUSAL OF CERTIFICATE OF LAWFUL USE OR DEVELOPMENT

Applicant:

Mr Eric Hicks
White Cottage
Porthloo
St Mary's
Isles Of Scilly
TR21 0NF

Agent:

T J Hiron
Clowdisley
Golf Club Lane
St Mary's
Isles of Scilly
TR21 0NF

Use/Development Applied for:

Lawful Development Certificate for use of chalet as a dwelling.

Location:

White Cottage Chalet, Porthloo, St Mary's, Isles of Scilly, TR21 0NF

Date of Application:

8th December 2014

Application No:

P/14/062/CLE

The Council of the Isles of Scilly hereby certify that on **8th December 2014** the use described in the First Schedule to this certificate in respect of the land specified in the Second Schedule and as shown edged red on the plan attached to this certificate **WAS NOT PROVEN TO BE LAWFUL** within the meaning of Section 191 of the Town and Country Planning Act 1990 (as amended) for the following reasons:

Continued.....

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY



COUNCIL OF THE ISLES OF SCILLY

Town Hall, The Parade St Mary's TR21 0LW
Telephone: 01720 423350 – Fax: 01720 422049

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] Order 2010: Article 35

REFUSAL OF CERTIFICATE OF LAWFUL USE OR DEVELOPMENT

Continued.....

The Local Planning Authority considers that on the balance of probability and based on the evidence provided, the use of the building as a separate independent dwellinghouse is not immune from enforcement as, it has not been satisfactorily demonstrated that the "chalet" has been used as a separate residential dwellinghouse for a continuous period of 4 years.

Signed:  Senior Manager: Infrastructure and Planning

On behalf of the Council of the Isles of Scilly

Date: 10th February 2015

FIRST SCHEDULE

Use as an independent single dwellinghouse in accordance with the application and all plans accompanying the application.

SECOND SCHEDULE

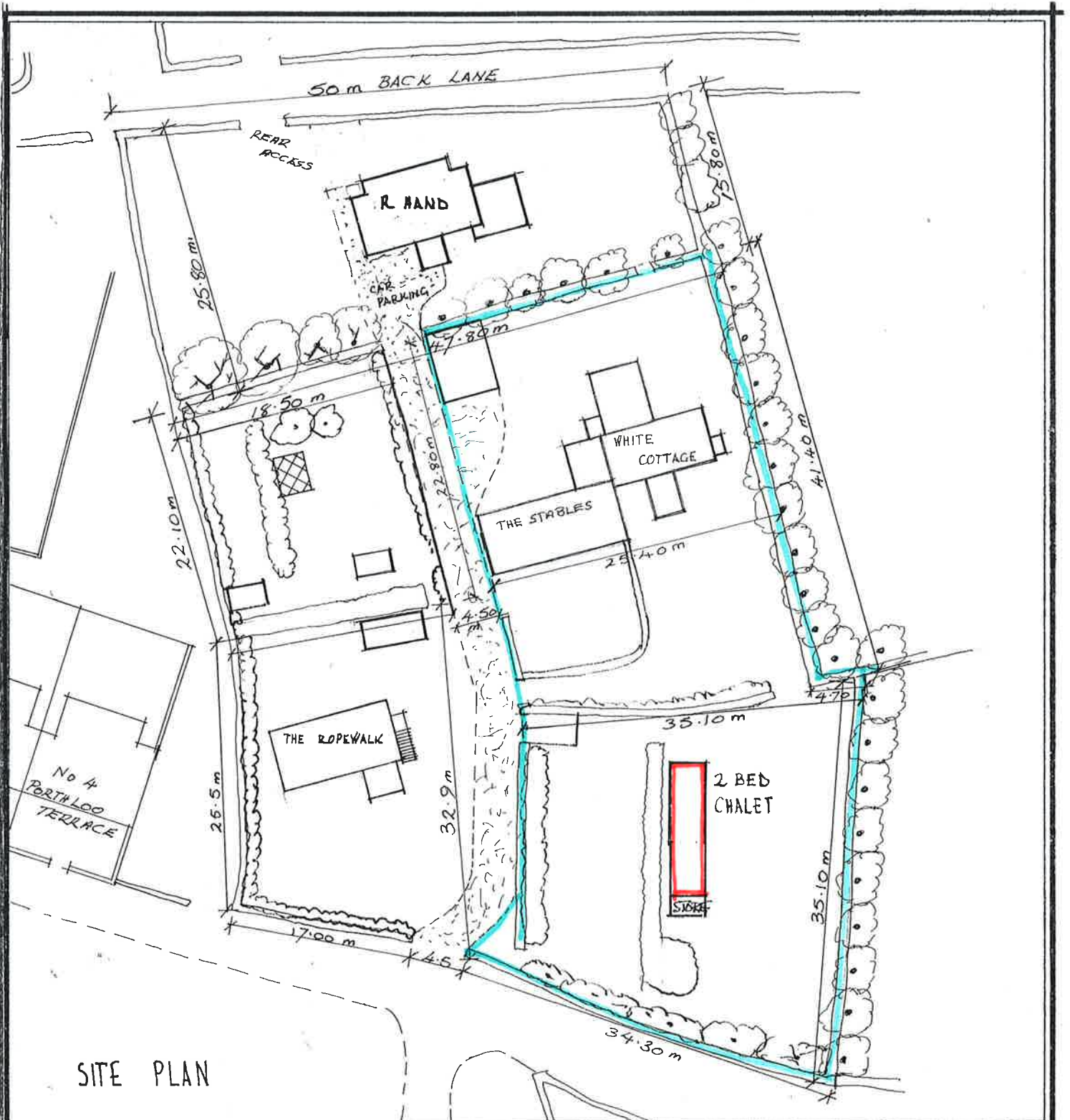
White Cottage Chalet, Porthloo, St Mary's, Isles of Scilly, TR21 0NF

NOTES - REFUSAL

1. This certificate is issued solely for the purpose of section 191 of the Town and Country Planning Act 1990 (as amended).
2. If you are aggrieved by the decision of your Local Planning Authority to refuse your application for a Certificate of Lawful Use or Development, then you can appeal to the Secretary of State under Section 195 of the Town and Country Planning Act 1990.
3. If you want to appeal then you must do so within six months of the date of this notice, using a form which is only obtainable from the Planning Inspectorate, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or online at www.planningportal.gov.uk/pcs.
4. The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

~~P-14-033~~

P-14-062



SITE PLAN

'WHITE COTTAGE'

PORTHLOO, MARYS,

ISLES of SCILLY

E. HICKS ESQ

DATE - AUG 2014
AMENDED -
SCALE - 1:500

T. J. HIRON M.R.I.C.S.
'CLOWDISLEY'
ST MARY'S TR21 ONE

TEL 01720 422563

PROJ. REF RH-PL-10 D