



**TOWN AND COUNTRY PLANNING ACT 1990: SECTION 192
(as amended by section 10 of the Planning and Compensation Act 1991)**

**TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)
(ENGLAND) ORDER 2015: ARTICLE 39**

CERTIFICATE OF LAWFUL PROPOSED USE OR DEVELOPMENT

Application number: LDC/22/94008

Eastleigh Borough Council hereby certify that on 18th October 2022 the matter described in the First Schedule to this Certificate in respect of the land specified in the Second Schedule to this Certificate and on the plan edged red attached to this Certificate would have been lawful within the meaning of section 192 of the Town and Country Planning Act 1990 (as amended) for the following reason(s):

The single storey rear extension and new windows, the Council is satisfied that the proposed operations described in the First Schedule is permitted development under Class A of Part 1 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015.

The rear dormer, the Council is satisfied that the proposed operations described in the First Schedule is permitted development under Class B of Part 1 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015.

The front facing rooflights, the Council is satisfied that the proposed operations described in the First Schedule is permitted development under Class C of Part 1 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015.

The change of use from dwellinghouse to C3 to small HMO C4, the Council is satisfied that the proposed use described in the First Schedule is permitted development under Class L of Part 3 of Schedule 2 to the Town and Country Planning (General Permitted Development) (England) Order 2015.

Signed:  (Council's Authorised Officer)

Helen Devereux
Head of Legal Services
On behalf of Eastleigh Borough Council

Date: 24th November 2022

FIRST SCHEDULE

Lawful Development Certificate for change of use of C3 dwelling to C4 6-bedroom HMO,
including rear extension 3.0m in depth and loft conversion to habitable accommodation
under 40 cubic metres

Ref: PL/01

Ref: PL/02

Ref: PL/03

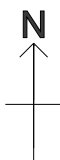
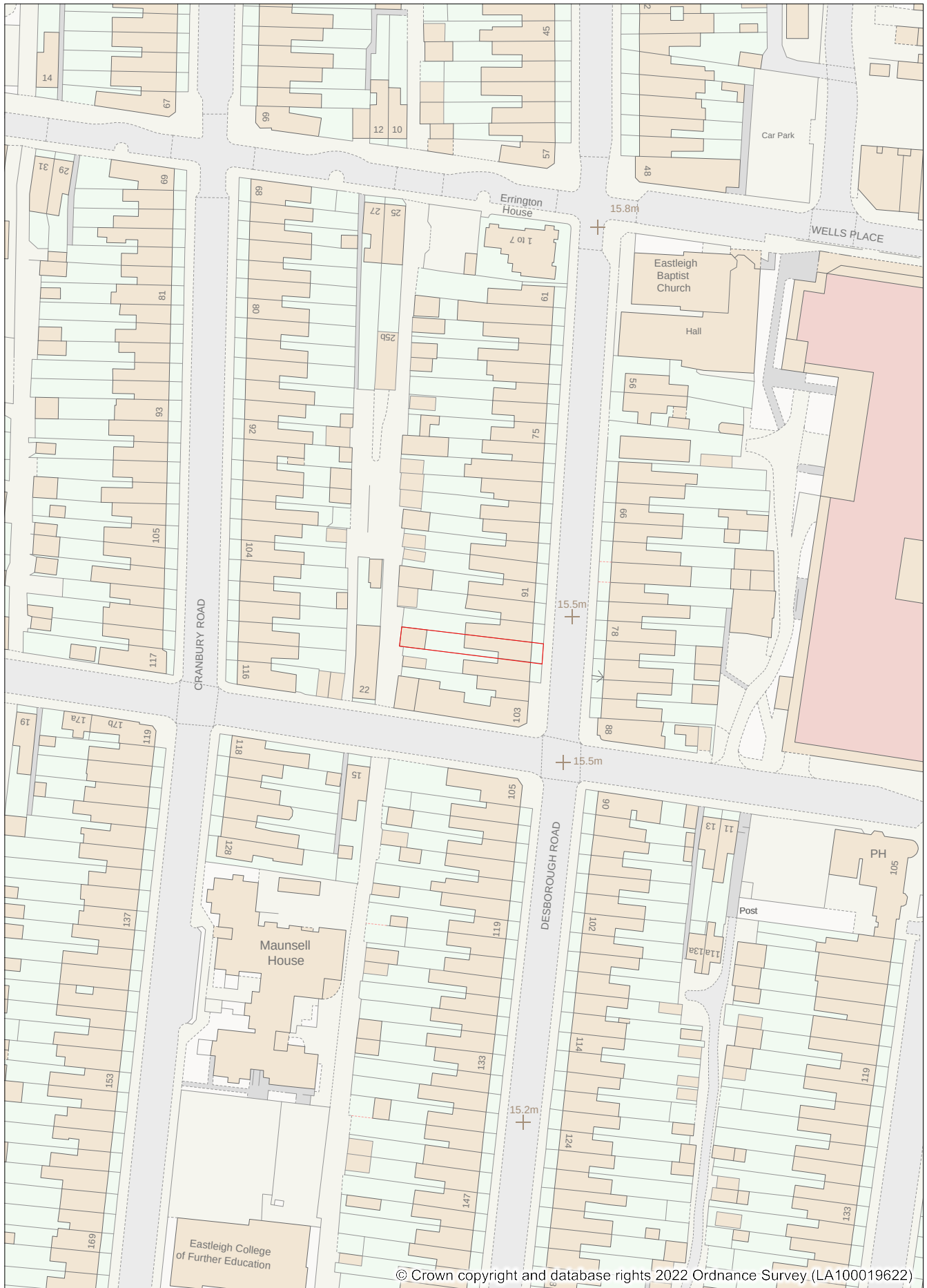
SECOND SCHEDULE

97 Desborough Road, Eastleigh, SO50 5NT

Notes

1. This certificate is issued solely for the purpose of section 192 of the Town and Country Planning Act 1990 (as amended).
2. It certifies that the matters specified in the First Schedule taking place on the land described in the Second Schedule would have been lawful on the specified date and therefore would not have been liable to enforcement action under section 172 of the 1990 Act on that date.
3. This certificate applies only to the extent of the matters described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any matters which are materially different from those described or which relate to other land may render the owner or occupier liable to enforcement action.
4. The effect of the certificate is also qualified by the proviso in section 192(4) of the 1990 Act, which states that the lawfulness of a described use or operation is only conclusively presumed where there has been no material change, before the use is instituted or the operations are begun, in any of the matters relevant to determining such lawfulness.

LDC/22/94008



Address: 97 DESBOROUGH ROAD
EASTLEIGH, SO50 5NT

Date: 09/11/2022

Scale: 1:1250