

I, Shirley Foley of Broadoak Stables, Mortimers Lane, Fair Oak, Eastleigh. SO50 7EA will say as follows: -

1. I run an equine business at Broadoak Stables and was granted planning permission to site a mobile home at the premises to meet the functional need generated by the horses.
2. The permission granted was for a temporary 3 year permission.
3. After the 3 yr permission had expired, my husband and I applied to erect a dwelling.
4. Negotiations with the Planning Officer were quite drawn out and it was not until 1st March 2013 that planning permission was granted for a dwelling.
5. The plan showed a modest single storey 2 bedroom building.
6. I was a bit disappointed in the size of the building but because this was an equestrian tied dwelling there were constraints on its size.
7. My husband who is a contractor along with his business partner, Dave Lees, undertook the construction work.
8. They started the work in October 2015.
9. During the construction I spent a considerable amount of time in the shell and noticed how large the then roof space was.
10. I discussed this with my husband and he confirmed it would be possible to put rooms on as a 1st floor.
11. With this knowledge, he and his partner continued the construction which would include rooms on the 1st floor.
12. This was totally in conflict with the approved plans.
13. Velux roof lights were fitted when the roof was tiled.
14. This provided us with 2 extra bedrooms and a bathroom.
15. This remains the case today.
16. The building work was completed in late September 2016.
17. My husband, son and I moved into the dwelling.
18. My husband and I occupied the master bedroom on the ground floor whilst my son Bradley occupied one of the extra bedrooms on the 1st floor, Which remains the case today.

19. By constructing the 1st floor bedrooms and inserting the windows, I understand the building was unlawful as it was not built according to the plans as specified in the permission.

20. I further understand that as the building has now been erected for more than 4 years, and occupied for the same, it has become immune from planning enforcement.

This statement is true to the best of my knowledge and belief and I make it knowing that, if tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true, and I make this solemn declaration conscientiously believing the same to be true by virtue of the statutory declaration act. 1985

Sign

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Date 20.02.2023.....