



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**

**NOTICE OF REFUSAL OF APPLICATION FOR A CERTIFICATE OF LAWFUL EXISTING
USE OR DEVELOPMENT**

Application number: LDC/23/95111

Eastleigh Borough Council ("the Council") hereby refuses an application dated 25 April 2023 made by Graham Beck for a certificate of lawfulness of use or development in respect of the matter described in the First Schedule below in respect of the land specified in the Second Schedule below and edged red on the plan attached to this Notice for the following reason(s):

The Council is not satisfied that the use described in the First Schedule at the land described in the Second Schedule is lawful due to insufficient evidence that the land has been used for the parking of motorised vehicles, including heavy vehicles and trailers, for a period in excess of 10 years as of 24th April 2023 being the date of this application.

The Council considers that the subsequent building operation of the laying of Tarmacadam at the land described in the Second Schedule constitutes new engineering works which have commenced a new chapter in the planning history for the application site. As such, the Council cannot issue a Certificate for the engineering works described in the First Schedule.

Signed :

A handwritten signature in blue ink, appearing to read "H Devereux".

(Council's Authorised Officer)

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

Date: 29 August 2023

FIRST SCHEDULE

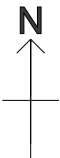
Building operation by the laying of sub-base hardcore (type one crushed concrete) with concrete based cellular 'grasscrete', together with the parking of motorised vehicles to include heavy vehicles and trailers

SECOND SCHEDULE

Broadway Farm, Broad Oak, Botley, Hampshire, SO30 2EU

Note:

If you are aggrieved by the above decision you may appeal to the Secretary of State under section 195: Appeals against refusal or failure to give decision on application of the Town and Country Planning Act 1990 (as amended by the Planning and Compensation Act 1991).



Address: BROADWAY FARM
BROAD OAK, BOTLEY

Date: 25/05/2023 Scale: 1:1250