



**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
PROPOSED USE OR DEVELOPMENT**

Application number: LDC/24/97058

Eastleigh Borough Council ("the Council") hereby refuses an application dated 14th March 2024 made by Cassandra Hazeldine 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):

Based on the information provided the Council is not satisfied that the proposed mobile home cabin would be lawful for the following reasons:

- (1) The proposed structure does not meet the definition of a caravan within the Caravan Sites and Control of Development Act 1960 for the following reason:
 - (a) it has not been demonstrated, on the balance of probability, that the proposed structure would meet the mobility requirement for a caravan;
- (2) By virtue of the structure's size and permanence, the mobile home cabin is considered to be a building under s.55(1) of the Town and Country Planning Act 1990.

Signed :

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

(Council's Authorised Officer)

Head of Legal Services
On behalf of Eastleigh Borough Council

Date: 17 May 2024

FIRST SCHEDULE

Erection of a mobile home cabin within the curtilage of the existing residential dwelling primarily for use as an outdoor office and secondarily to serve as guest accommodation for visiting family members

SECOND SCHEDULE

54 Lucerne Gardens, Hedge End, Southampton, United Kingdom, SO30 4SF

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).

