Application No : CLP/2002/8107

WOKINGHAM DISTRICT COUNCIL

TOWN & COUNTRY PLANNING ACT 1990, SECTION 192
AS AMENDED BY SECTION 10 OF THE PLANNING AND COMPENSATION ACT 1991

TOWN & COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE) ORDER, 1995: ARTICLE 24

Certificate of Proposed Use or Development

The Wokingham District Council hereby certify that on 14 February 2003 the proposed alterations and use as described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto, and edged red is lawful within the meaning of Section 192 of the Town and Country Planning Act 1990 (as amended), for the following reasons:

1. The proposed internal alterations to create an additional 10 close care units, which would not involve any external alterations to the building, would not constitute development requiring planning permission under s55 (2) (a) of the Town & Country Planning Act 1990 (as amended).

2. The close care units are considered to fall within the same use class as the nursing home, Use Class C2, and as such would not represent a material change of use, as per s55 (2) (f) of the Town & Country Planning Act 1990 (as amended).

Signed ..... (Head of Development Control)

On behalf of Wokingham District Council, Shute End, Wokingham, Berkshire RG40 1WH

Date: 14 February 2003

FIRST SCHEDULE

Proposed internal alterations to form additional close care units.

SECOND SCHEDULE

Thamesfield Nursing Home, Wargrave Road, Remenham, Henley-on-Thames.

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 development specified in the First Schedule taking place on the land described in the Second Schedule was lawful, on the specified date, and thus was not liable to enforcement action under Section 172 of the 1990 Act on that date.

3. This certificate applies only to the extent of the development described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use which is materially different from that described or which relates 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, as amended, 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 begun, in any of the matters relevant to determining such lawfulness.