

## Growth & Infrastructure - Planning Services

BCP Council, Civic Centre, Poole, Dorset, BH15 2RU

Tel: (01202) 123321

Email: [planning.poole@bcpcouncil.gov.uk](mailto:planning.poole@bcpcouncil.gov.uk)

Web: <https://www.bcpCouncil.gov.uk/Planning-and-building-control>



**Application No: APP/21/00893/K**

**TO:**

Ms Barton  
83 Green Road  
Bournemouth  
BH9 1DZ

### 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 LAWFULNESS FOR A PROPOSED USE OR DEVELOPMENT**

BCP Council hereby certify that on 08 June 2021 the development described in the First Schedule to this certificate in respect of the land specified in the Second Schedule to this certificate and edged in red on the plan 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):

- 1 The use of the dwelling, as described in the letter dated 8 June 2021 and as shown in drawing plans: Location Plan, Block Plan and Floor Plan under Use Class C3(b) (dwellinghouses) would be in accordance with Town and Country Planning (Use Classes Order) (England) Order 1987 (as amended). Subject to operation as described in the supporting information dated 8th June, the proposed C3(b) use falls to be within the authorised Use Class C3 of the premises and as such there is no change of use proposed that requires planning permission. The proposal is therefore lawful.

**Signed**

A handwritten signature in black ink, appearing to read 'Nick Perrins', written over a light grey background.

Head of Planning incl. Building Control

**Date of Decision: 28/07/2021**

## **FIRST SCHEDULE**

**Certificate of lawfulness for proposed use or operation for a 1 bedded children's home.**

## **SECOND SCHEDULE**

**99 Labrador Drive, Poole, BH15 1UY**

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 would have been lawful, on the specified date and, thus 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 development described in the First Schedule and to the land specified in the second Schedule and identified on the attached plan. Any development, which are materially different from those 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 provision in Section 192(4) of the 1990 Act, as amended, which state 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.

# 99 Labrador Drive



Sterling Court  
Norton Road  
Stevenage  
Herts SG1 2JY  
United Kingdom

Tel : +44 (0)1438 747996  
Fax : +44 (0)1438 747997  
E-mail: info@cadcorp.com

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|------------------|---------------|
| Operator:        | Name          |
| Department:      | Department    |
| Drawing No:      | 1234-A        |
| Date: 28/07/2021 | Scale: 1:1250 |