

Delegated Report

Lawful Development Certificate (Proposed)

Application no:	20250611
Location	80 Vigilant Way Gravesend Kent DA12 4PN
Proposal:	Application for a Proposed Lawful Development Certificate for the widening of the dropped kerb
Applicant:	Mr Max Gregory
Site Visit	N/A Desktop Assessment

Plans & Documents

Application Form Dated 17/06/2025;
Supplementary Information – Photo Plan;
OS Plan;
Block Plan; and
Front Layout Plan.

Property Type

80 Vigilant Way is a two storey semi-detached dwellinghouse.

Material Consideration

Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended)

Relevant Planning History

No relevant history

Preliminary Matters

The development is described as a “widening of dropped kerb”. In this instance it is considered the description of the proposal relates to the vehicular access, rather than the dropped kerb itself as these are dealt with by application to the Highway Authority and not Gravesham Borough Council. As such, this assessment be made to establish whether the **proposed vehicular access** is lawful.

Officer Assessment

To establish whether the proposed vehicular access is lawful, the proposal will be assessed under; *Class B of Part 2 to Schedule 2* of the GPDO (2015) (as amended) and *Class F of part 1 to Schedule 2* of the GPDO (2015) (as amended) below:

Class B of Part 2 to Schedule 2 of the GPDO states that development is permitted providing:

B. The formation, laying out and construction of a means of access to a highway which is not a trunk road or a classified road, where that access is required in connection with development permitted by any Class in this Schedule (other than by Class A of this Part).

The dropped kerb is located to the rear of the property and as such fronts the highway of Vanessa Walk. Neither Vigilant Way or Vanessa Walk are classified roads or trunk roads and therefore the application complies with this part of the order.

Permitted Developments Rights Restrictions

Article 2 (3) Land (AONB, Conservation Area)	N
Article 4 Direction	N
Permitted Development Rights Removed/Restricted	N

Class F - The provision within the curtilage of the dwellinghouse of hard surfaces incidental to the enjoyment of a dwellinghouse

Development consisting of -

- (a) the provision within the curtilage of a dwellinghouse of a hard surface for any purpose incidental to the enjoyment of the dwellinghouse as such; or
- (b) the replacement in whole or in part of such a surface.

F.1	Development is not permitted by Class F if –	Y/N
(a)	Permission to use the dwellinghouse as a dwellinghouse has been granted only by virtue of Class M, N, P, PA or Q of Part 3 of this Schedule (changes of use);	N
(b)	the dwellinghouse is built under Part 20 of this Schedule (construction of new dwellinghouses)	N
F.2	Development is permitted by Class F subject to the condition that where	Y/N
(a)	The hard surface would be situated on land between a wall forming the principal elevation of the dwellinghouse and a highway, and	N
(b)	The area of ground covered by the hard surface, or the area of hard surface replaced, would exceed 5 square metres,	Y 29.09sqm
	Either the hard surface is made of porous materials, or provision is made to direct run-off water from the hard surface to a permeable or porous area or surface within the curtilage of the dwellinghouse.	N/A

Conclusion

The proposed development complies with Schedule 2, Part 1, Class F and Class B of Part 2 to Schedule 2 of THE TOWN AND COUNTRY PLANNING (GENERAL PERMITTED DEVELOPMENT) (ENGLAND) ORDER 2015, AS AMENDED, and the LAWFUL DEVELOPMENT CERTIFICATE is GRANTED.

Recommendation: Grant Lawful Development Certificate

Case Officer:	Mrs Nina Goodbody	Team Leader:	Richard Hart
Signed:		Signed:	
Dated:	11 th August 2025	Dated:	11th August 2025