



Application: 20230604

**TOWN AND COUNTRY PLANNING ACT 1990: SECTION 192 TOWN AND COUNTRY
PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (ENGLAND) ORDER 2015 (AS
AMENDED)**

To: **Mr. and Mrs. Parmdip and Moira Malait**
C/O Mr. Giovanni Mastromartino, GMArchitect
Innovation Centre Medway
Maidstone Road
Chatham
Kent
ME5 9FD
United Kingdom

CERTIFICATE OF PROPOSED LAWFUL USE OR DEVELOPMENT
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GRAVESHAM BOROUGH COUNCIL hereby certify that on 6th June 2023 the use, operation or matter described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and edged 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):-

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

First Schedule

Lawful Development Certificate in respect of the proposed replacement of sun room on the same footprint, raising the roof pitch and two windows enlarged on the rear elevation including a Juliet balcony.

Second Schedule

26 Telegraph Hill
Higham
Rochester
Kent
ME3 7NW

INFORMATIVES:-

1 DECISION PLANS

For the avoidance of doubt, the forms, plans and documents upon which this decision is made comprise:

Application Form;
Supplementary Information - Evidence to Verify Application;
Site Location Plan - Received 05/06/2023;
Block Plan - Received 05/06/2023;
Drawing Number 26TH07/EX (Front and Rear Elevations - Existing);
Drawing Number 26TH07/PR (Front and Rear Elevation - Proposed);
Drawing Number 26TH04/EX (Front Elevation - Existing);

Drawing Number 26TH04/PR (Front Elevation - Proposed);
Drawing Number 26TH01/EX (Ground Floor Plan - Existing);
Drawing Number 26TH01/PR (Ground Floor Plan - Proposed);
Drawing Number 26TH05EX (Rear Elevation - Existing)
Drawing Number 26TH05/PR (Rear Elevation - Proposed);
Drawing Number 26TH02/EX (Roof Plan - Existing);
Drawing Number 26TH02/PR (Roof Plan - Proposed);
Drawing Number 26TH06/EX (Side Elevations - Existing);
Drawing Number 26TH06/PR (Side Elevations - Proposed);
Drawing Number 26TH02/EX (Site Plan - Existing); and
Drawing Number 26TH02/PR (Site Plan - Proposed).

2 WORKS OF CONSTRUCTION

Hours of work of construction site plant, equipment and machinery, should be restricted to not earlier than 7.00 a.m. and not later than 6.00 p.m. weekdays and Saturday working should be restricted to not earlier than 8.00a.m. and not later than 1.00 p.m. No work shall be carried out on Sundays, Bank or Public Holidays.

- i. Suitable sound attenuation shall be used at all times in respect of all plant, machinery and equipment in operation on site in order to aid prevention of noise nuisance. Compliance with BS 5228: Part 1: 1984 and subsequent amendments regarding the use of equipment on site will be required in appropriate cases.
- ii. A suitable method of control shall be used in order to aid prevention of dust nuisance arising from work activities on site.
- iii. Burning of waste materials shall not be carried out on site. Such materials are to be stored in a suitable receptacle, as far from residential accommodation as reasonably practicable, pending disposal off site.
- iv. Adequate arrangements shall be made to remove all waste material from the site on a regular basis and to dispose of it at a suitably licensed waste disposal site.

3 FOR THE AVOIDANCE OF DOUBT

For the avoidance of doubt the boundary treatment alterations shown on the plans have not been assessed as part of this application.

Dated: 13 July 2023

Civic Centre
Windmill Street
Gravesend
Kent
DA12 1AU

Wendy Lane MRTPI
Assistant Director (Planning)
Planning Service

NOTES

This certificate is issued solely for the purpose of Section 192 of the Town and Country Planning Act 1990 (as amended).

It certifies that the use, operation or matter 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, was would not have been liable to enforcement action under Section 172 of the 1990 Act on that date.

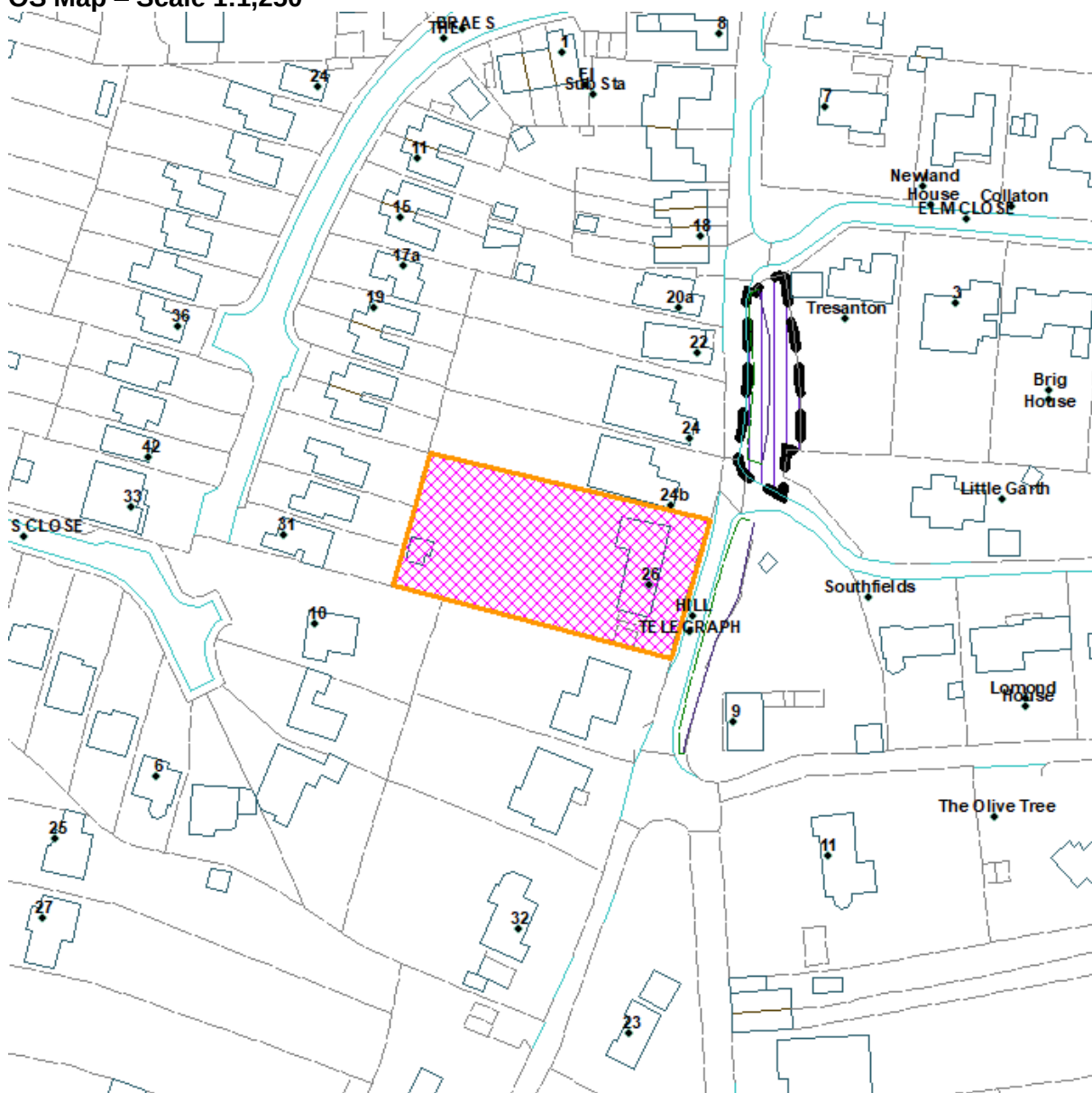
This certificate applies only to the use, operation or matter described in the First Schedule and identified on the attached plan. Any use, operation or matter which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.

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, operation or matter is only conclusively presumed where there has been no material change, before the use is instituted or the operation begun, in any of the other matters relevant to determining such lawfulness.

Gravesham Borough Council

Application	20230604
Site Address	26 Telegraph Hill Higham Rochester Kent ME3 7NW
Date	13 July 2023
PMSA Number	0100019166

OS Map – Scale 1:1,250



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