

Application: 20230652

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

To: **Mr Nigel Doyle
C/O Mr Saull White, Evolutionblue
Lavinia House, Scarborough Drive
Minster on Sea, Isle of Sheppey
sheerness
me12 2ls
United Kingdom**

REFUSAL OF CERTIFICATE OF PROPOSED LAWFUL USE OR DEVELOPMENT

GRAVESHAM BOROUGH COUNCIL has considered your application dated 16th June 2023 under the provisions of Section 192 of the above mentioned Act and has determined the use, operation or matter set out therein being:-

Application for a Lawful Development Certificate in respect of the proposed erection of a single storey rear extension.

at **38 St Johns Road
Higham
Rochester
Kent
ME3 7BZ**

WOULD NOT HAVE BEEN LAWFUL within the meaning of the said Act and, thus, application for planning permission in respect thereof must be made and planning permission obtained before any such proposals can be carried out.

The grounds for this determination are as follows:-

The application fails to comply with Town and Country Planning (General Permitted Development) (England) Order 2015 (GPDO) (as amended). The eaves would exceed the height of the eaves of the existing dwellinghouse, the extension would be greater than half the width of the original dwellinghouse and the total enlargement would exceed the limits set out in (e) to (j). As such the proposal fails to comply with A.1(d), A.1 (j)(iii) and A.1 (ja).

INFORMATIVES:-

1 DECISION PLANS

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

Application Form;
Block Plan - Existing (received on 16.06.23);
Block Plan - Proposed (received on 16.06.23);
Location Plan (received on 16.06.23); and
Elevations and Floor Plans - Existing and Proposed (received on 16.06.23).

Dated: 4 August 2023

Civic Centre
Windmill Street
Gravesend
Kent
DA12 1AU

Wendy Lane MRTPI
Assistant Director (Planning)
Planning Service

Your attention is drawn to the following notes

NOTES

1. Any person who wishes to appeal –

(a) against a determination of the Council under Section 195 of the Act; or

(b) on the failure of the Council to give notice of their decision within 8 weeks of the date of the application

shall give notice of the appeal to the Secretary of State within **six months of the decision or of the expiry of the appropriate period allowed under Article 33 of the Town and Country Planning (Development Management Procedure) (England) Order 2010 for giving such notice (two months)**, as the case may be, or such longer period as the Secretary of State may at any time allow.

- **For further information regarding Appeals and to make an application please click the relevant link:**

<https://www.gov.uk/appeal-householder-planning-decision>

<https://www.gov.uk/appeal-planning-decision>

2. Such person shall also furnish to the Secretary of State a copy of the following documents:-

(i) the application;;

(ii) all relevant plans, drawings, particulars and documents submitted with the application;

(iii) the notice of the decision or determination, if any;

(iv) all other relevant correspondence with any Local Planning Authority.