

Delegated Report

Lawful Development Certificate (Proposed)

Application no:	20250707
Location	5 Upper Avenue Istead Rise Gravesend Kent
Proposal:	Application for a Proposed Lawful Development Certificate; Installation of a dropped kerb.
Applicant:	Mr Amrik Jandoo
Site Visit	N/A Desktop Assessment

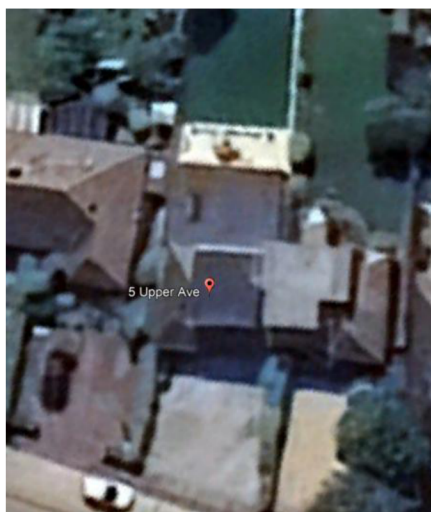
Plans & Documents

- Application Form
- Proposed Block Plan
- Site Location Map
- Existing Site Plan

Property Type

The property comprises a semi detached bungalow with an existing hardstanding to the property frontage.

The below image has been retrieved from google earth.



The below image has been retrieved from a site visit record which was carried out for a previous planning application at this site, it shows that there is a large hardstanding to the property frontage.



Material Consideration

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

Relevant Planning History

No Relevant Planning History.

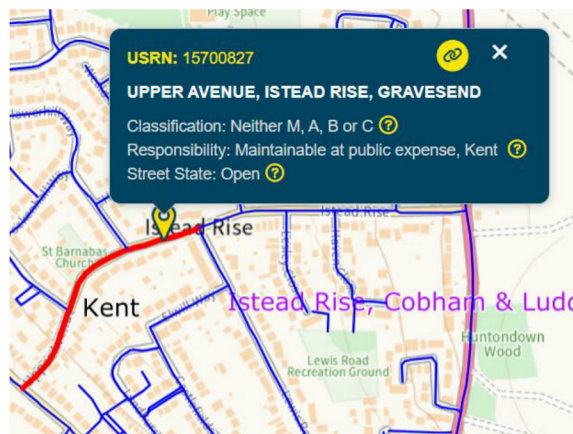
Officer Assessment

The purpose of this assessment is to ascertain whether the installation of a vehicular access is lawful and therefore Class B of Part 2 to Schedule 2 of the GPDO (2015) (as amended) is applicable as is Class F of Part 1 Schedule 2 of the GPDO (2015) (as amended).

Class B of Part 2 to Schedule 2 of the General permitted Development Order 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).

Upper Avenue, is not a Trunk Road nor a Classified Road and therefore satisfies Class B of Part 2 to Schedule 2 of the General permitted Development Order.



The above also states:

where that access is required in connection with development permitted by any Class in this Schedule (other than by Class A of this Part).

Therefore the submission will also be assessed Class F of the Schedule 2 Part 1 of the GPDO.

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	Y
(b)	The area of ground covered by the hard surface, or the area of hard surface replaced, would exceed 5 square metres,	Y
	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.	Y – See Officer Analysis

Officer Analysis

Schedule 2, Part 1, Class F.2(b) of the Town and Country (General Permitted Development) (England) Order 2015 requires the hard surface to be 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. The applicant had confirmed in previous encounters that the hardstanding installed comprised a permeable block paving and therefore complies with the aforementioned.

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: <u>Grant</u> Lawful Development Certificate
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Case Officer:	Mrs Sharon Sahota	Team Leader:	Mrs Faye Walsh
Signed:		Signed:	
Dated:	9 th September 2025	Dated:	09 September 2025