



Application for a Lawful Development Certificate for an Existing Use or Operation or Activity,  
including those in breach of a planning condition

Town and Country Planning Act 1990 (as amended)

**Publication of applications on planning authority websites**

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

## Site Location

**Disclaimer:** We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number

Suffix

Property Name

Address Line 1

Address Line 2

Address Line 3

Town/city

Postcode

Description of site location must be completed if postcode is not known:

Description of site location must be completed if postcode is not known.

Easting (x)

586871

Northing (y)

167178

Description

## Applicant Details

### Name/Company

Title

Mr

First name

Lee

Surname

Knowles

Company Name

Callum Park Homes South East Limited

### Address

Address line 1

51 Edwin Road

Address line 2

Address line 3

Town/City

Gillingham

County

UK

Country

ME8 0AB

Postcode

Are you an agent acting on behalf of the applicant?

Yes

No

## Contact Details

Primary number

Secondary number

Fax number

Email address

## Agent Details

Name/Company

Title

First name

Surname

Company Name

## Address

Address line 1

Address line 2

Address line 3

Town/City

County

Country

Postcode

EH6 7EZ

## Contact Details

Primary number

07593440969

Secondary number

Fax number

Email address

mario.wolf@custombuildhomes.co.uk

## Reason for Lawful Development Certificate

Please indicate why you are applying for a lawful development certificate

- An existing use  
 Existing building works  
 An existing use, building work or activity in breach of a condition

**Being a use, building works or activity which is still going on at the date of this application.**

Other (please specify)

Completion of the equestrian centre associated with the phased development at Callum Park.

## Description of Existing Use, Building Works or Activity

Please fully describe each existing use, building works or activity for which you want the lawful development certificate. Where appropriate, show to which part of the land each use, building works or activity relates

A Lawful Development Certificate (LDC) is sought to confirm that the equestrian centre phase of the development at Callum Park has been lawfully completed in accordance with the phased planning permission for the site (Swale Ref. 22/501873/OUT).

## Grounds for application for a Lawful Development Certificate

Under what grounds is the certificate being sought

- The use began more than 10 years before the date of this application
- The use, building works or activity in breach of condition began more than 10 years before the date of this application
- The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years
- The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.
- The use as a single dwelling house began more than four years before the date of this application
- Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

If the certificate is sought on 'Other' grounds please give details

An LDC is sought on the grounds that the equestrian phase of the development has been completed in accordance with the planning conditions attached the decision notice 22/501873/OUT as confirmed by the evidence provided and further discharge of condition decision notices 22/505245/SUB and 23/505714/SUB.

Is the certificate being sought for a use, operation, or activity in breach of a condition or limitation?

- Yes
- No

Please state why a Lawful Development Certificate should be granted

Please see attached supporting statement

## Information in support of a Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed (date must be pre-application submission)?

01-09-2023

In the case of an existing use or activity in breach of conditions has there been any interruption?

- Yes
- No

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought?

- Yes
- No

### Residential Information

Does the application for a certificate relate to a residential use where the number of residential units has changed?

- Yes
- No

## Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

- Yes
- No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- The agent  
 The applicant  
 Other person

## Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

- Yes  
 No

**If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):**

Officer name:

Title

Mr

First Name

Saeed

Surname

Mahmood

Reference

Date (must be pre-application submission)

24/01/2024

Details of the pre-application advice received

Dear Nick,

Thank you for your email and attached; whilst I appreciate that all conditions have been discharged and Decision Notice issues; your funders and end-user of the Equestrian facility still require written confirmation from Swale Borough Council. Unfortunately, we are not able to confirm all the Discharge of Condition via a letter and the only way would be to come through a Lawful Development Certificate (LDC) planning application.

Please note, the reasons for this are primarily legal due to that fact that any future property transaction can only be determined with planning applications and Conveyancing Solicitors do not accept letters from Local Planning Permission.

Should you have any questions, please do not hesitate to contact me.

Best regards,

Saeed Mahmood

## Interest in the Land

Please state the applicant's interest in the land

- Owner  
 Lessee  
 Occupier  
 Other

## Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:

- (a) a member of staff  
(b) an elected member  
(c) related to a member of staff  
(d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

- Yes  
 No

## Declaration

I/We hereby apply for Lawful development: Existing use as described in the questions answered, details provided, and the accompanying plans/drawings and additional information.

I/We confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

I/We also accept that, in accordance with the Planning Portal's terms and conditions:

- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

I / We agree to the outlined declaration

Signed

 

Date

26/01/2024