

Application for a Lawful Development Certificate for a Proposed use or development.
Town and Country Planning Act 1990: Section 192, as amended by section 10 of the Planning and
Compensation act 1991.
Town and Country Planning (Development Management Procedure) (England) Order 2015

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.

1. Site Address

Number	<input type="text"/>
Suffix	<input type="text"/>
Property name	Nicholas Winton Court, Flat 1
Address line 1	Holmanleaze
Address line 2	<input type="text"/>
Address line 3	<input type="text"/>
Town/city	Maidenhead
Postcode	SL6 8BB
Description of site location must be completed if postcode is not known:	
Easting (x)	489114
Northing (y)	181562
Description	<input type="text"/>

2. Applicant Details

Title	Ms
First name	Masha
Surname	L Jones
Company name	<input type="text"/>
Address line 1	Flat 1, Nicholas Winton Court
Address line 2	Holmanleaze
Address line 3	<input type="text"/>
Town/city	Maidenhead

2. Applicant Details

Country	<input type="text" value="United Kingdom"/>
Postcode	<input type="text" value="SL6 8BB"/>
Are you an agent acting on behalf of the applicant?	<input type="radio"/> Yes <input checked="" type="radio"/> No
Primary number	<input type="text"/>
Secondary number	<input type="text"/>
Fax number	<input type="text"/>
Email address	<input type="text"/>

3. Agent Details

No Agent details were submitted for this application

4. Description of Proposal

Does the proposal consist of, or include, the carrying out of building or other operations? Yes No

If Yes, please give detailed description of all such operations (includes the need to describe any proposal to alter or create a new access, layout any new street, construct any associated hard-standings, means of enclosure or means of draining the land/buildings) and indicate on your plans (in the case of a proposed building the plan should indicate the precise siting and exact dimensions)

The local authority (Environmental Health) have authorised a Disabled Facilities Grant for our disabled daughter to build a door in the living room wall to gain a disabled access to the adjacent side garden authorised by the Housing Solutions Housing Association for her only use due to profound learning difficulties and severe epilepsy. We are not requesting any external builds, only to create an entrance to the side garden through the living room wall.

Does the proposal consist of, or include, a change of use of the land or building(s)? Yes No

Has the proposal been started? Yes No

5. Grounds for Application

Information about the existing use(s)

Please explain why you consider the existing or last use of the land is lawful, or why you consider that any existing buildings, which it is proposed to alter or extend are lawful

The Housing Association Housing Solutions have granted a permission in 2017 for us to build an access through the living room wall into the communal garden authorised for our daughters sole use due to profound learning disabilities and epilepsy. The Building works did not take place due to staff changes in the local council, but the matter has been revisited at the end of 2020 and a Disabled Facilities Grant has been authorised by the Environmental Health to build a "a garden door" and a new authorisation has been granted by the Housing Association in December 2020.

Please list the supporting documentary evidence (such as a planning permission) which accompanies this application

I applied to Planning Technical and submitted a pre-application advice notice and plan at the Royal Borough of Windsor and Maidenhead in 2017 and was informed in writing that they are of the informal consent that the building proposal does not amount to operational development:

Select the use class that relates to the existing or last use. Please note that following changes to Use Classes on 1 September 2020, the list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

Other

Other

Shared Ownership ground floor flat with our sole occupancy as shared ownership tenants.

Information about the proposed use(s)

5. Grounds for Application

Select the use class that relates to the proposed use. Please note that following changes to Use Classes on 1 September 2020, the list includes the now revoked Use Classes A1-5, B1, and D1-2 that should not be used in most cases. Also, the list does not include the newly introduced Use Classes E and F1-2. To provide details in relation to these or any 'Sui Generis' use, select 'Other' and specify the use where prompted. See help for more details on Use Classes.

C3 - Dwellinghouses

Is the proposed operation or use

Permanent Temporary

If Temporary please give details

Temporary as long as we live in this flat. The Housing Association conditions are that we remove the door in the wall and bring back the complete wall should we decide to move the property.

Why do you consider that a Lawful Development Certificate should be granted for this proposal?

This is the Housing Association's condition that we apply for LDC

6. 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

7. 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

First name

Surname

Reference

Date (Must be pre-application submission)

Details of the pre-application advice received

"We have received the pre application advice enquiry regarding potentially making an opening from the sitting room out to the garden. The way we ascertain if planning permission is required for something is to firstly ascertain whether the works are defined as operational development in the first instance (as something which materially significantly affects the external appearance of the building. On the basis of the photographs and written details you have provided us with I am of the informal opinion that the proposed work does not amount to operational development in the first instance. If the housing association are not content with this opinion then you have the option to apply for a Certificate of Lawfulness: the only mechanism the Planning Authority has for formally confirming such" email from Alison Cox on 13 September 2017

8. 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

8. Authority Employee/Member

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

Yes No

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?

9. Interest in the Land

Please state the applicant's interest in the land

- Owner
 Lessee
 Occupier
 Other

If Lessee or Occupier, please give details of the owner and state whether they have been informed in writing of this application

10. Declaration

I/we hereby apply for a Lawful Development Certificate as described in this form 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.

Date (cannot be pre-application)