If you would rather make this application online, you can do so on our website: https://[www.planningportal.co.uk/apply](http://www.planningportal.co.uk/apply)

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

# Privacy Notice

This form is provided by Planning Portal and based on the requirements provided by Government for the sole purpose of submitting information to the Local Planning Authority in accordance with the legislation detailed on this form and 'The Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended).

Please be aware that once you have downloaded this form, Planning Portal will have no access to the form or the data you enter into it. Any subsequent use of this form is solely at your discretion, including the choice to complete and submit it to the Local Planning Authority in agreement with the declaration section.

Upon receipt of this form and any supporting information, it is the responsibility of the Local Planning Authority to inform you of its obligations in regards to the processing of your application. Please refer to its website for further information on any legal, regulatory and commercial requirements relating to information security and data protection of the information you have provided.

# Local Planning Authority details:



**Publication of applications on planning authority websites**

**Information provided on this form and in supporting documents may be published on the authority's planning register and website.**

Please ensure that the information you submit is accurate and correct and does not include personal or sensitive information. If you require any further clarification, please contact the Local Planning Authority directly.

If printed, please complete using block capitals and black ink.

It is important that you read the accompanying guidance notes and help text as incorrect completion will delay the processing of your application.

**1. Applicant Name and Address**

Title:

First name:

Last name:

Company (optional):

Unit:

House number:

House suffix:

House name:

Address 1:

Address 2:

Address 3: Town: County: Country: Postcode:

**2. Agent Name and Address**

Title:

First name:

Last name:

Company (optional):

Unit:

House number:

House suffix:

House name:

Address 1:

Address 2:

Address 3: Town: County: Country: Postcode:

 Ms Mary

 Tate

 Kent Downs AONB

 The Tea Barn

 Castle Farm

 Redmans Lane

 Shoreham

 Kent

 UK

 TN14 3UB

# Site Address Details

Please provide the full postal address of the application site.

|  |  |  |
| --- | --- | --- |
|  | House Housenumber: suffix: |  |
|  |
|  |
|  |
|  |
|  |
|  |
|  |  |

# Pre-application Advice

Has assistance or prior advice been sought from the local

Unit:

authority about this application?

Yes No

House name:

Address 1:

Address 2:

Address 3:

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).

Please tick if the full contact detailsare not known, and then complete as much as possible:

Officer name:

Town:

County:

Postcode (optional):

Reference:

Date DD/MM/YYYY:

Description of location or a grid reference. (must be completed if postcode is not known):

Easting:54920Northing:156823

Description:

Grid Ref: TQ4892056823 is the midpoint of the leaky fence. This project will consist of constructing a low level fence which will act as a barrier to water flowing beneath the M25. Water will be stored behind the barrier in periods of high flow and slowly released back into the stream channel adjacent to the feature. -please see engineered plans for more detail.

(must be pre-application submission) Details of pre-application advice received?

# Lawful Development Certificate - Interest In Land

Please state the applicant's interest in the land?

Owner:

Yes No

Lessee:

Yes

No Occupier:

Yes No

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

|  |  |  |
| --- | --- | --- |
| Name | Address | Have they been informed in writing of the applicationYes No |
|  |  |  |  |

if No to all the above, pleases give name and addresses of anyone you know who hasan interest in the land:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Name | Address | Nature of interestin the land | Have they been informed of the application?Yes No | if they have not been informed of the application please explain why not |
| Chevening estate | Chevening House, Chevening, TN14 6HG | Landowner | x |  |  |
|  |  |  | x |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |

# Authority Employee / 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 following statementsapply to you and/or agent?

Yes

X No With respect to the authority, I am:

* 1. a member of staff
	2. an elected member
	3. related to a member of staff
	4. related to an elected member

If Yes, please provide details of their name, role and how you are related to them.

# 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 existing use of the site is pasture and the use of the land will not change as a result of the proposed works. The works will consist of Natural Flood management interventions including woody and a retaining fence to hold back water during periods of high flow. When I initially contacted SDC about whether planning permission would be required they suggested I apply for Lawful Development Certificate so a decision could be made on whether planning was required.

# Information About The Proposed Use(s)

If you consider the proposed use is within a 'Use Class' in the Town and Country Planning (Use Classes) Order 1987 (asamended), state which one:

Sin generis

Is the proposed operation or use:

Temporary xPermanent

If temporary please give details:

The existing use of the site is pasture and the use of the land will not change as a result of the proposed works. The works will consist of Natural Flood management interventions including woody and a retaining fence to hold back water during periods of high flow. When I initially contacted SDC about whether planning permission would be required they suggested I apply for Lawful Development Certificate so a decision could be made on whether planning was required.

If you consider the existing, or last use is within a 'Use Class' in the Town and Country Planning (Use Classes) Order 1987 (as amended), state which one:

|  |
| --- |
| Please list the supporting documentary evidence (such asa planning permission) which accompanies this application: |
| 1. | Engineered designs for works |
| 2. | Location map of each site  |
| 3. |  |
| 4. |  |
| 5. |  |

Please state why you consider that a Lawful Development Certificate should be granted for this proposal:

1. **Description Of Proposal**

Does the proposal consist of, or include:

* 1. The carrying out of building or other operations?

Yes

No

If Yes to a, 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):

b) Change of use of the land or building(s)?

Yes

No

If Yes to b, please give a full description of the scale and nature of the proposed use, including the processes to be carried out, any machinery to be installed and the hours the proposed use will be carried out:

If Yes to b, please describe fully the existing or the last known use, with the date this use ceased:

Has the proposal been started?

Yes

No

# Planning Application Requirements - Checklist

Please read the following checklist to make sure you have sent all the information in support of your proposal. Failure to submit all information required will result in your application being deemed invalid. It will not be considered valid until all information required by the Local Planning Authority (LPA) has been submitted.

The burden or proof in a Lawful Development Certificate is firmly with the applicant and therefore sufficient and precise information should be provided.

The original and 3 copies\* of a completed dated application form:

The original and 3 copies\* of a plan which identifies the land to which the application relates drawn to an identified scale and showing the direction of North:

The original and 3 copies\* of such evidence verifying the information included in

the application as you can provide:

The correct fee:

\*National legislation specifies that the applicant must provide the original plus three copies of the form and supporting documents (a total of four copies), unless the application issubmitted electronically or, the LPA indicate that asmaller number of copies is required. LPAs may also accept supporting documents in electronic format by post (for example, on a CD, DVD or USB memory stick).

You can check your LPA's website for information or contact their planning department to discuss these options.

# Declaration

I/we hereby apply for a Lawful Development Certificate as described in this form and the accompanying plans/drawingsand additional information. I/we confirm that, to the best of my/our knowledge, any factsstated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

Signed – Applicant

MARY TATE Or signed - Agent

Date11/05/2021

(date cannot be pre-application submission)

WARNING:

The amended section 194 of the 1990 Act provides that it isan offence to furnish false or misleading information or to withhold material information with intent to deceive. Section 193(7) enables the authority to revoke, at any time, a certificate they may have been issued asa result of such false or misleading information.

# Applicant Contact Details

Telephone numbers

01732 494565

Country code: National number:

Extension number:

# Agent Contact Details

Telephone numbers

Country code: National number:

Extension number:

Country code: Mobile number (optional): Country code: Mobile number (optional):

Country code: Fax number (optional): Country code: Fax number (optional):

Email address (optional): Email address (optional):

# 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 asite visit, whom should they contact? *(Pleaseselect only one)*

If Other has been selected, please provide:

Agent

Applicant

Other (if different from the agent/applicant's details)

Contact name: Telephone number:

Email address: