

## DECISION NOTICE

Application Ref: WA/74/20/CLP

### To Addressee

Mr Richard Maile  
72 Portland Road  
Worthing  
BN11 1QG

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### Site Address

Walberton House  
The Street  
Walberton  
BN18 0PJ

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### Description of Application

Lawful development certificate for a proposed formation of new vehicular access through brick wall (not listed) on private land.

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The Arun District Council hereby certify that on the 08/10/2020 the development described in the First Schedule to this certificate in respect of the land specified in the Second Schedule to this certificate and edged in black on the plan attached to this certificate, would have been lawful within the meaning of section 192 of the Town & Country Planning Act 1990 because the proposal is considered to be within Part 2, Class A1 of the General Permitted Development Order and therefore permitted development.

#### EXTENT OF USE

Lawful development certificate for the construction of a gate.

#### FIRST SCHEDULE

Construction of a gate.

#### SECOND SCHEDULE

The Old Apple Store, The Street, Walberton, West Sussex, BN18 0PJ.



Neil Crowther  
Group Head of Planning

Case Officer: Mr Z Denton

Decision Issued: **2nd December 2020**

Arun District Council  
The Arun Civic Centre  
Maltravers Road  
Littlehampton  
West Sussex BN17 5LF

**IT IS IMPORTANT THAT YOU READ THE NOTES ATTACHED TO THIS DOCUMENT**

## NOTES RELATING TO CERTIFICATE OF PROPOSED LAWFUL USE OR DEVELOPMENT

### TOWN & COUNTRY PLANNING ACT 1990

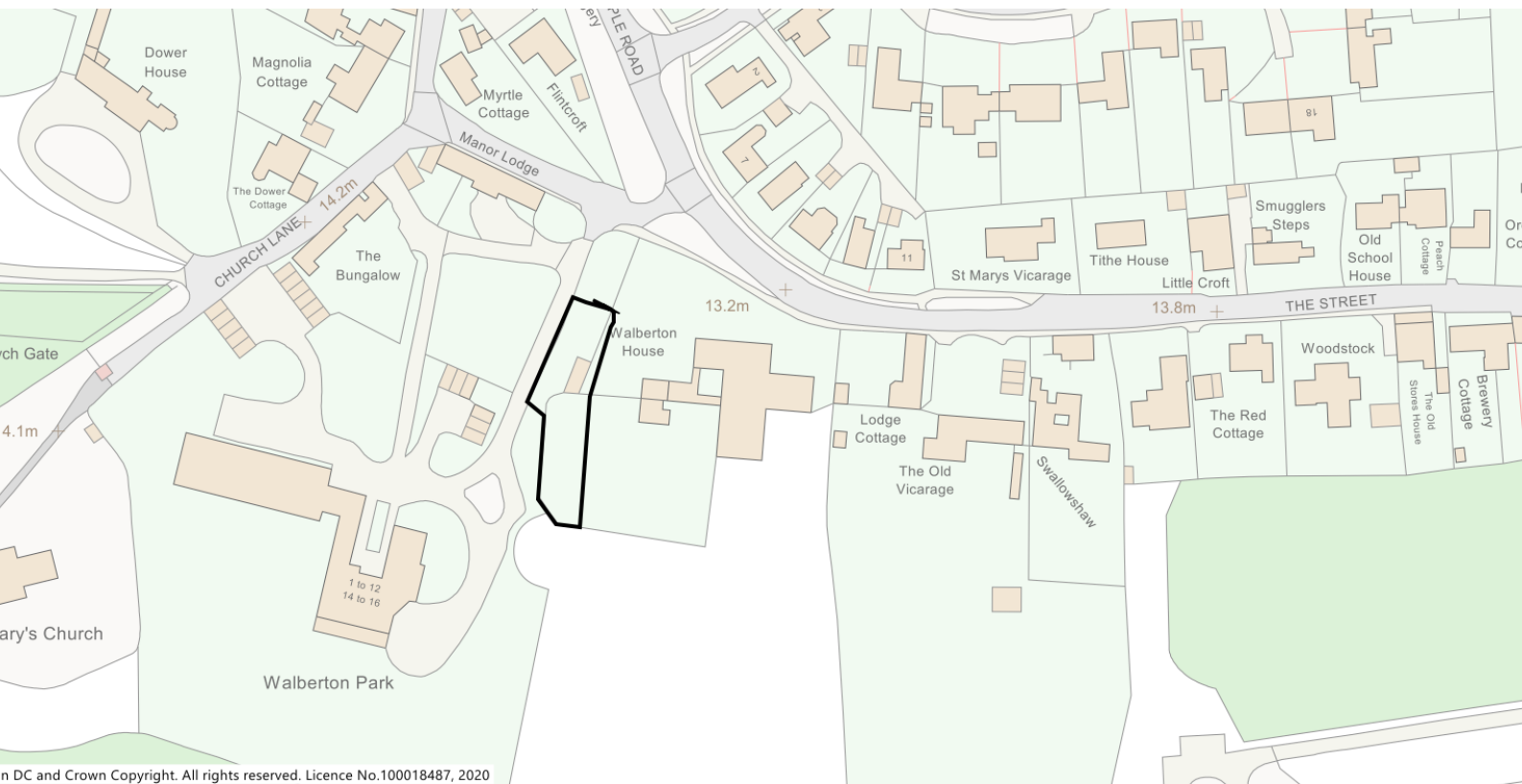
This certificate is issued solely for the purpose of section 192 of the Town & Country Planning Act 1990 (as amended).

It certifies that the use, operation or matter specified in the First Schedule taking place on the land described in the Second Schedule was lawful, on the specified date and therefore, would not have been liable to enforcement action under section 172 of the 1990 Act on that date.

This Certificate applies only to the extent of the use, operation or matter described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use, operation or matter which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.

The effect of the certificate is also qualified by the proviso in section 192(4) of the 1990 Act, as amended, which states that the lawfulness of a described use or operation is only conclusively presumed where there has been no material change, before the use is instituted or the operations began, in any of the matters relevant to determining such lawfulness.

Please note that this decision notice only relates to matters under the Planning Acts and does not give consent under any other legislation that may apply to the development. You will need to carry out your own checks to determine whether any other consents or permissions are required. For example, the Building Regulations are likely to apply to most developments, and a Highways Licence may be required from West Sussex County Council for any development within the public highway (including the placing of skips on highway land).



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