



**IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY  
COUNCIL OF THE ISLES OF SCILLY**

Planning & Development Department  
Town Hall, The Parade, St Mary's, Isles of Scilly, TR21 0LW  
01720 424350  
planning@scilly.gov.uk

**Town and Country Planning Act 1990  
Section 191 as amended by Section 10 of the Planning and Compensation Act 1991**

**Town and Country Planning [General Development Procedure] Order 1995: Article 24**

**DECISION ON APPLICATION FOR CERTIFICATE OF LAWFUL USE OR DEVELOPMENT**

**Applicant:** Mrs Hannah Barclay  
Dracaena  
Church Road  
St Mary's  
Isles of Scilly  
TR21 0NA

**Agent:**

**Use/Development Applied for:** Application for a certificate of lawful use for existing use of dwelling house (Use Class C3) as two separate dwellings.

**Location:** Tregea  
4 Bay View Terrace  
Telegraph Road  
Porth Mellon  
St Mary's  
Isles of Scilly  
TR21 0NE

**Date of Application:** 15/07/2016

**Application No:** P/16/069/CLE

The Council of the Isles of Scilly hereby certify that on **11<sup>th</sup> July 2016** the use described in the First Schedule to this certificate in respect of the land specified in the Second Schedule and as shown hatched pink on the plan attached to this certificate was lawful within the meaning of Section 191 of the Town and Country Planning Act 1990 (as amended) for the following reasons:

On the basis of the available evidence the Council is satisfied that **Tregea 4 Bay View Terrace Telegraph Road Porthmellon St Mary's Isles of Scilly** has been used as two separate C3 dwellings for a period exceeding 4 years prior to the date of the application.

**Signed:**  **Senior Manager: Infrastructure and Planning**

On behalf of the Council of the Isles of Scilly

**Date:** 26/8/16

continued.....



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### **DECISION ON APPLICATION FOR CERTIFICATE OF LAWFUL USE OR DEVELOPMENT**

#### **FIRST SCHEDULE**

Application for a certificate of lawful use for existing use of dwelling house (Use Class C3) as two separate dwellings.

#### **SECOND SCHEDULE**

Tregea 4 Bay View Terrace Telegraph Road Porthmellon St Mary's Isles of Scilly

#### **NOTES**

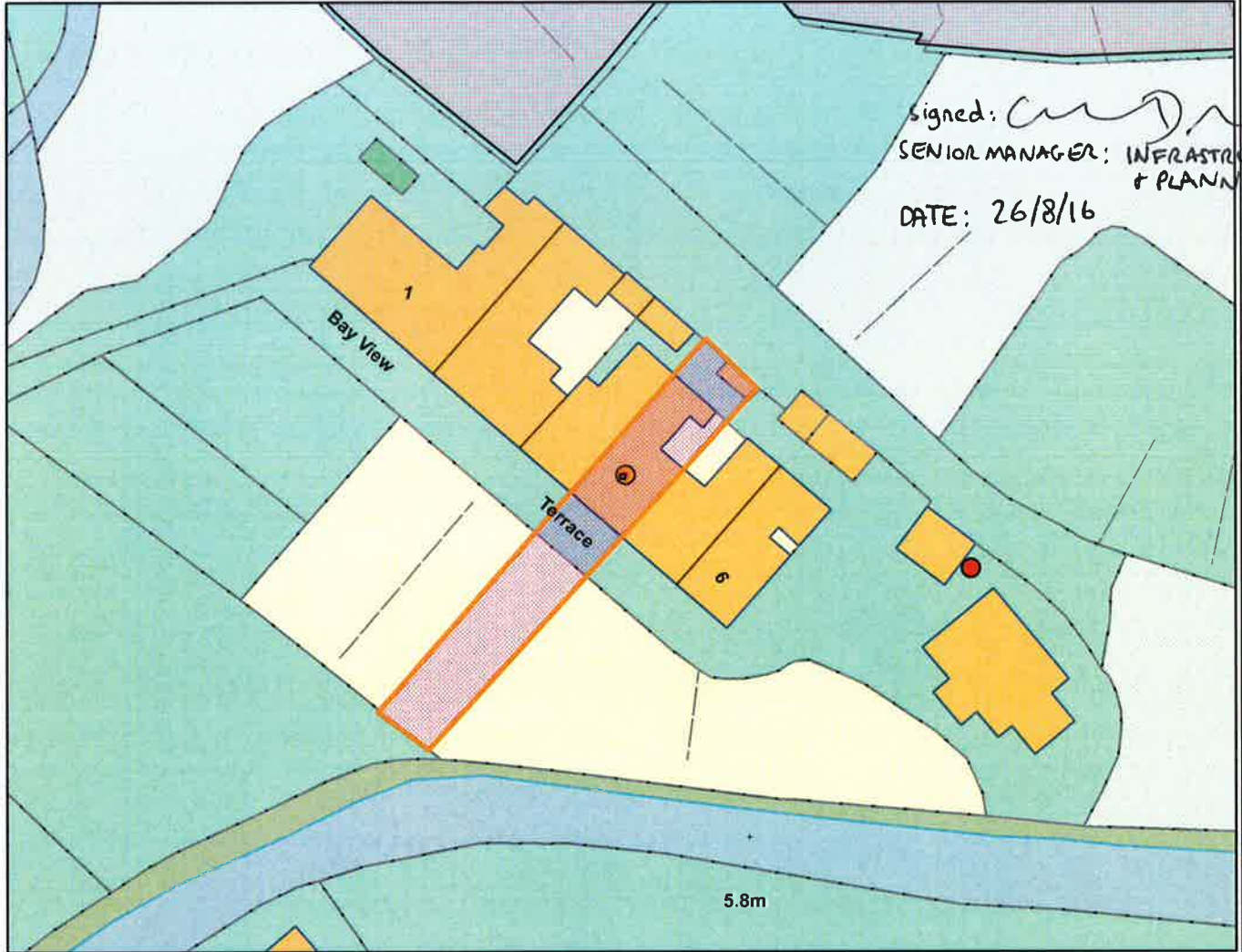
1. This certificate is issued solely for the purpose of section 191 of the Town and Country Planning Act 1990 (as amended).
2. It certifies the use specified in the First Schedule taking place on the land described in the Second Schedule was lawful, on the specified date and, thus, was not liable to enforcement action under section 172 of the 1990 Act on that date.
3. This certificate applies only to the extent of the use described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.
4. 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 begun, in any of the matters relevant to determining such lawfulness.

P/16/069/CLE



Council of the  
ISLES OF SCILLY

Tregea, 4 Bay View Terrace



0 0.005 0.01 0.02  
KM

**Legend**

**Scale:** 1:625

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Organisation	Council of the Isles of Scilly
Department	Department
Comments	St Marys
Date	16/08/2016
MSA Number	100024679

