

operation of activity including those in breach of a planning permission  
 Town and Country Planning Act 1990: Section 191 as amended by section 10  
 of the Planning and Compensation Act 1991.  
 Town and Country Planning (Development Management Procedure)  
 (England) Order 2015

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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.

On 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:**



Council of the ISLES OF SCILLY

**COUNCIL OF THE ISLES OF SCILLY**  
 Planning Department  
 Town Hall, The Parade, St Mary's, Isles of Scilly, TR21 0LW  
 ☎ 01720 424350  
 ✉ [planning@scilly.gov.uk](mailto:planning@scilly.gov.uk)

**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 further clarification, please contact the Local Planning Authority directly.

When 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:

Please provide the full postal address of the application site.

Unit:  House number:  House suffix:

House name:

Address 1:

Address 2:

Address 3:

Town:

County:

Postcode (optional):

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

Easting:  Northing:

Description:

**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).

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

Officer name:

Reference:

Date (DD/MM/YYYY):  (must be pre-application submission)

Details of pre-application advice received?

**5. 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 application? |                          |
|------|---------|--|--------------------------|
|      |         | Yes  | No                       |
|      |         | <input type="checkbox"/>                               | <input type="checkbox"/> |

If No to all the above, please give name and address of anyone you know who has an interest in the land:

| Name | Address | State the nature of their interest (if known) | State whether they have been informed about this application |                          | If No, please explain why not |
|------|---------|---|--|--------------------------|-------------------------------|
|      |         |   | Yes  | No                       |                               |
|      |         |   | <input type="checkbox"/>                                     | <input type="checkbox"/> |                               |
|      |         |   | <input type="checkbox"/>                                     | <input type="checkbox"/> |                               |
|      |         |   | <input type="checkbox"/>                                     | <input type="checkbox"/> |                               |
|      |         |   | <input type="checkbox"/>                                     | <input type="checkbox"/> |                               |

any of the following statements apply to you and/or agent?  Yes  No

With respect to the authority, I am:  
(a) a member of staff  
(b) an elected member  
(c) related to a member of staff  
(d) related to an elected member

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

### 7. Description of Use, Building Works or Activity

Please state for which of these you need a lawful development certificate/building works (you must tick at least one option):

An existing use:  Yes  No

Existing building works:  Yes  No

An existing use, building work or activity in breach of a condition:  Yes  No

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

If Yes to either 'an existing use' or 'an existing use in breach of a condition', please state which one of the Use Classes of the Town and Country Planning (Use Classes) Order 1987 (as amended) the use relates to:

AS EXISTING C3

### 8. Description of Existing Use, Building Works or Activity

What is the existing site use(s) for which the certificate of lawfulness is being sought? Please fully describe each use and state which part of the land the use relates to:

PRIVATE DWELLING HOUSE  
DIVIDED INTO TWO  
RESIDENTIAL UNITS -  
AS EXISTING.

### 9. Grounds For Application For A Lawful Development Certificate

Please state under what grounds is the certificate sought (you must tick at least one box):

- 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 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 benefit 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:

If applicable, please give the reference number of any existing planning permission, lawful development certificate or enforcement notice affecting the application site. Include its date and the number of any condition being breached:

Reference Number:  Condition Number:  Date (DD/MM/YYYY):  (must be pre application submission)

Please state why a Lawful Development Certificate should be granted:

IN ORDER TO REGULARISE THE SITUATION.

Development Certificate

When was the use or activity begun, or the building works substantially completed:

~~2004~~ 2004

(date must be pre-application submission)  
(DD/MM/YYYY)

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

Yes

No

If Yes, please provide details of the dates, duration and any discontinuance of the development which is the subject of this application your application is based on the claim that a use or activity has been ongoing for a period of years, please state exactly when a interruption occurred:

PLEASE SEE ATTACHED LETTER.  
AND COPIES OF COUNCIL TAX BAND DETAILS FOR  
THE 3 PROPERTIES VIZ. NO 6. FLAT@NO 6 AND NO 6B

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

If Yes please provide details?

### Proposed Housing

|   | Number of Bedrooms |   |   |    |         | Total |
|---|--------------------|---|---|----|---------|-------|
|   | 1                  | 2 | 3 | 4+ | Unknown |       |
| Market Housing  |                    |   |   |    |         |       |
| Houses  |                    | / |   |    |         | /     |
| Flats & Maisonettes                                       | /                  |   |   |    |         | /     |
| Live-Work Units   |                    |   |   |    |         |       |
| Cluster Flats   |                    |   |   |    |         |       |
| Sheltered Housing   |                    |   |   |    |         |       |
| Bedsit/Studios  |                    |   |   |    |         |       |
| Unknown   |                    |   |   |    |         |       |
| <b>Market Housing Total (a + b + c + d + e + f + g) =</b> |                    |   |   |    |         | 2     |

| Social Rented Housing  | 1 | 2 | 3 | 4+ | Unknown | Total |
|--|---|---|---|----|---------|-------|
| Houses   |   |   |   |    |         |       |
| Flats & Maisonettes  |   |   |   |    |         |       |
| Live-Work Units  |   |   |   |    |         |       |
| Cluster Flats  |   |   |   |    |         |       |
| Sheltered Housing  |   |   |   |    |         |       |
| Bedsit/Studios   |   |   |   |    |         |       |
| Unknown  |   |   |   |    |         |       |
| <b>Social Rented Housing Total (a + b + c + d + e + f + g) =</b> |   |   |   |    |         |       |

| Intermediate Housing  | 1 | 2 | 3 | 4+ | Unknown | Total |
|---|---|---|---|----|---------|-------|
| Houses  |   |   |   |    |         |       |
| Flats & Maisonettes   |   |   |   |    |         |       |
| Live-Work Units   |   |   |   |    |         |       |
| Cluster Flats   |   |   |   |    |         |       |
| Sheltered Housing   |   |   |   |    |         |       |
| Bedsit/Studios  |   |   |   |    |         |       |
| Unknown   |   |   |   |    |         |       |
| <b>Intermediate Housing Total (a + b + c + d + e + f + g) =</b> |   |   |   |    |         |       |

| Key Worker Housing  | 1 | 2 | 3 | 4+ | Unknown | Total |
|---|---|---|---|----|---------|-------|
| Houses  |   |   |   |    |         |       |
| Flats & Maisonettes   |   |   |   |    |         |       |
| Live-Work Units   |   |   |   |    |         |       |
| Cluster Flats   |   |   |   |    |         |       |
| Sheltered Housing   |   |   |   |    |         |       |
| Bedsit/Studios  |   |   |   |    |         |       |
| Unknown   |   |   |   |    |         |       |
| <b>Key Worker Housing Total (a + b + c + d + e + f + g) =</b> |   |   |   |    |         |       |

**Proposed Housing Grand Total (A + B + C + D) =**

### Existing Housing

|   | Number of Bedrooms |   |   |    |         | Total |
|---|--------------------|---|---|----|---------|-------|
|   | 1                  | 2 | 3 | 4+ | Unknown |       |
| Market Housing  |                    |   |   |    |         |       |
| Houses  |                    |   |   |    |         |       |
| Flats & Maisonettes                                       |                    |   |   |    |         |       |
| Live-Work Units   |                    |   |   |    |         |       |
| Cluster Flats   |                    |   |   |    |         |       |
| Sheltered Housing   |                    |   |   |    |         |       |
| Bedsit/Studios  |                    |   |   |    |         |       |
| Unknown   |                    |   |   |    |         |       |
| <b>Market Housing Total (a + b + c + d + e + f + g) =</b> |                    |   |   |    |         |       |

| Social Rented Housing  | 1 | 2 | 3 | 4+ | Unknown | Total |
|--|---|---|---|----|---------|-------|
| Houses   |   |   |   |    |         |       |
| Flats & Maisonettes  |   |   |   |    |         |       |
| Live-Work Units  |   |   |   |    |         |       |
| Cluster Flats  |   |   |   |    |         |       |
| Sheltered Housing  |   |   |   |    |         |       |
| Bedsit/Studios   |   |   |   |    |         |       |
| Unknown  |   |   |   |    |         |       |
| <b>Social Rented Housing Total (a + b + c + d + e + f + g) =</b> |   |   |   |    |         |       |

| Intermediate Housing  | 1 | 2 | 3 | 4+ | Unknown | Total |
|---|---|---|---|----|---------|-------|
| Houses  |   |   |   |    |         |       |
| Flats & Maisonettes   |   |   |   |    |         |       |
| Live-Work Units   |   |   |   |    |         |       |
| Cluster Flats   |   |   |   |    |         |       |
| Sheltered Housing   |   |   |   |    |         |       |
| Bedsit/Studios  |   |   |   |    |         |       |
| Unknown   |   |   |   |    |         |       |
| <b>Intermediate Housing Total (a + b + c + d + e + f + g) =</b> |   |   |   |    |         |       |

| Key Worker Housing  | 1 | 2 | 3 | 4+ | Unknown | Total |
|---|---|---|---|----|---------|-------|
| Houses  |   |   |   |    |         |       |
| Flats & Maisonettes   |   |   |   |    |         |       |
| Live-Work Units   |   |   |   |    |         |       |
| Cluster Flats   |   |   |   |    |         |       |
| Sheltered Housing   |   |   |   |    |         |       |
| Bedsit/Studios  |   |   |   |    |         |       |
| Unknown   |   |   |   |    |         |       |
| <b>Key Worker Housing Total (a + b + c + d + e + f + g) =</b> |   |   |   |    |         |       |

**Existing Housing Grand Total (E + F + G + H) =**

**TOTAL NET GAIN or LOSS of RESIDENTIAL UNITS (Proposed Housing Grand Total - Existing Housing Grand Total):** /

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 to the Local Planning Authority (LPA) has been submitted.

The burden of 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 is submitted electronically or, the LPA indicate that a smaller 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.

## 12. 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.

Signed - Applicant



Or signed - Agent

Date (DD/MM/YYYY)

09/05/2021 (date cannot be pre-application submission)

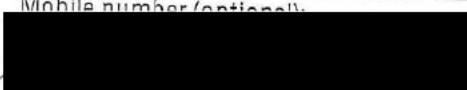
### WARNING:

The amended section 194 of the 1990 Act provides that it is an 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 issued as a result of such false or misleading information.


## 13. Applicant Contact Details

Telephone numbers

Country code:  National number:  Extension number:

Country code:  Mobile number (optional): 

Country code:  Fax number (optional):

Email address (optional): 

## 14. Agent Contact Details

Telephone numbers

Country code:  National number:  Extension number:

Country code:  Mobile number (optional):

Country code:  Fax number (optional):

Email address (optional):

## 5. 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? (Please select only one)

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

Other has been selected, please provide:

Contact name:

Telephone number:

Email address:

Dear Sirs

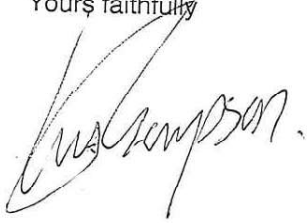
In support of my application for a Lawful Development Certificate for the first floor flat at 6 Bayview Terrace I would like to state the following.

In 1988 the accommodation of the first floor of 6 Bayview Terrace was converted into a self contained flat by my late Grandfather, Roger Thompson. My Grandfather and Grandmother then let it as a holiday let. In 2007 my late Father then occupied the flat because the family home, 2 Bayview Terrace, was sold. My late Father then emigrated to New Zealand and my late Grandmother, Elsie Thompson, who was then the sole owner of 6 Bayview Terrace let the flat to holiday makers until she died on the 7th July 2012. At the time of her death I was living in the Chalet, 6B Bayview Terrace, and decided to move in to the flat.

I approximately 1992/1993 the Council assessed 6 Bayview Terrace, the first floor flat and 6B (The Chalet) as three separate dwellings and I have attached copies of a print out of the Council Tax band details to my application.

From then to date I have let the flat initially to holiday makers and then with some long term rentals and latterly to key workers.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Luke Thompson', written in a cursive style.

LUKE THOMPSON

04/05/2021