# DELEGATED REPORT

**Recommendation Made: 1 July 2008**

**Reference:-** 08/00381/CLU **Parish:-** Bagworth Parish Council

**Applicant:-** Mr Statham
Oak Farm
Garland Lane
Barlestone
Nuneaton

**Location:-** Oak Farm Garland Lane Barlestone Coalville Leicestershire

**Proposal:-** CERTIFICATE OF LAWFUL DEVELOPMENT - EQUESTRIAN BUILDINGS AND MANEGE

**Introduction:-**

This application is for buildings and manege in connection with an equestrian use at Oak Farm, Garland Lane, Barlestone

**Consultations:-**

Head of Corporate and Community Services (Legal Services) recommends refusal on the grounds that the evidence submitted is not sufficiently precise or unambiguous to satisfy the test that on the 'balance of probabilities' the development was carried out more than four years ago.

One letter from Garlands Lane Farm 'giving approval' for application.

**Development Plan Policies:-**

Not relevant in cases of Certificate applications.

**Appraisal:-**

The decision to grant or refused a CLU application is evidence based on a legal interpretation of evidence. That evidence does not prove with sufficient precision that Certificates should be granted.

**Recommend REFUSE:**

clarity or ?

1 In the opinion of the Local Planning Authority, the evidence submitted, when assessed against the legislative requirements, does not establish with sufficient clarify precision, that the buildings and manege have been constructed for four years at the date of the application. For these reasons, the application is refused in whole.

**Contact Officer:-** Louise Forman Ext 5682