

Hinckley & Bosworth Borough Council

Town and Country Planning Act 1990 Section 192
Town and Country Planning (Development Management Procedure)
(England) Order 2015

CERTIFICATE OF LAWFUL PROPOSED USE

Name and Address of Applicant

Mr Lerumo Maifadi
Honeycomb Care
65 Highfields Road
Hinckley
Leicestershire
LE10 1UT

Name and Address of Agent (if any)

Mr Yasini Mfunda
4A Baker Street
Middlesbrough
TS1 2LH

Part I - Particulars of Application

Date of Application

11 July 2023

Application No.

23/00688/CLP

First Schedule

Description of Development

Lawful Development Certificate for a change of use from dwellinghouse (C3) to residential institution (C2) in which:

- (1) No more than one child is receiving care at any one time;
- (2) The child in care is aged from 10 to 17 years old
- (3) There are no more than two staff on site at any one time unless exceptionally a further member of staff is required to meet individual needs

Second Schedule

65 Highfields Road Hinckley Leicestershire LE10 1UT

Part II - Particulars of decision

The Hinckley & Bosworth Borough Council hereby certify:

That on 11 July 2023 the use described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and edged in red line on the plan attached to this certificate, would be lawful within the meaning of section 192 of the Town and Country Planning Act 1990 for the following reason:-

1. Although a change of use from a use in Use Class C3 dwellinghouse to Use Class C2 residential institutions would occur, it does not amount to a material change of use and no development requiring planning permission would therefore take place under The Town and Country Planning (Use Classes) Order 1987 (as amended).



Christopher Brown MRTPI
Head of Planning

Date : 1 September 2023

NOTES

1. This certificate is issued solely for the purposes of Section 192 of the Town and Country Planning Act 1990 (as amended).
2. It certifies that the use/operations/matter specified in the First Schedule taking place on the land described in the Second Schedule would be lawful on the specified date and, therefore, would not be liable to enforcement action under Part 7 of the 1990 Act on that date.
3. This certificate applies only to the extent of the use/operations/matter described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use/operations/matter which is/are materially different from that/those described or which relate(s) 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, 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 or operation are begun, in any of the matters relevant to determining such lawfulness.