

THE LAND PLANNING AND DEVELOPMENT (GUERNSEY) LAW, 2005

**AND SECTION 3 OF THE LAND PLANNING AND DEVELOPMENT
(CERTIFICATES OF LAWFUL USE) ORDINANCE, 2019**

CERTIFICATE OF LAWFUL USE

DESCRIPTION OF USE: Regularise use of basement as Administrative Office (Use Class 16).

ADDRESS OR LOCATION OF LAND: Bonamy House, St. James Street, St. Peter Port.

NAME AND ADDRESS OF APPLICANT: Mr J D'Auvergne Collings
Bonamy House
St. James Street
St Peter Port
GY1 2NZ

REF: CLU/2019/2496

The Development & Planning Authority hereby certify that on 17/12/2019, this being the date of the application to the Authority for the certificate, the use described in Appendix 1 to this certificate in respect of the land specified in Appendix 2 to this certificate and edged in red on the plans attached to this certificate, was lawful within the meaning of section 22(3) and (4) of the Land Planning and Development (Guernsey) Law, 2005 for the following reason(s):

Reasons: The evidence/documentation submitted is sufficient to demonstrate on the balance of probabilities that the basement of Bonamy House, St. James Street, St. Peter Port was in continuous use as an administrative office for more than 4 years after the Planning Tribunal Hearing on 10 December 2012, when the former Environment Department was first made aware of its use as such. The evidence available indicates that this use continued until at least the beginning of 2018, and has not subsequently been changed or abandoned or reverted to its previously lawful use at any point thereafter.

Date: 11 February 2020

Signed.....Signed.....
(for and on behalf of the Development & Planning Authority)

A J ROWLES
Director of Planning
Planning Service

Appendix 1

Use of the basement, Bonamy House, St. James Street, St. Peter Port as an Administrative Office falling within Administrative, financial and professional services Use Class 16 of the Land Planning and Development (Use Classes) Ordinance, 2017.

Appendix 2

The basement, Bonamy House, St. James Street, St. Peter Port as specified on the following submitted plans:

- Site Location plan scale 1:1250 (site outlined in red)
- Block Plan scale 1:500 (site outlined in red)
- Basement floor plan (not to scale)

Notes

1. This certificate is issued solely for the purposes of section 22 of the Land Planning and Development (Guernsey) Law, 2005 ("the Law") and section 3 of the Land Planning and Development (Certificates of Lawful Use) Ordinance, 2019.

2. It certifies that the use specified in Appendix 1 taking place on the land described in Appendix 2 was lawful within the meaning of section 22(3) and (4) of the Law on the date of the application to the Authority for the certificate and, therefore, a compliance notice may not be served in respect of that use under Part V of the Law on that date.

3. This certificate applies only to the extent of the use described in Appendix 1 and to the land specified in Appendix 2 and identified on the attached plan. Any use which is materially different from that described or which relate to other land may render the owner or occupier liable to enforcement action.

4. This certificate does not certify the lawfulness of any use arising from a material change of use within the meaning of the Building (Guernsey) Regulations, 2012.