

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 the use of the site for storage, operations and processes in connection with a tree surgery business comprising a Sui Generis Mixed Use.

ADDRESS OR La Vieille Rue Vinery, La Vieille Rue, St. Sampson.

LOCATION OF LAND:

NAME AND ADDRESS Ms J Erskine & Ms C Hubbard-Ford

OF APPLICANT: 7 St Richmond Court
Grandes Maison Road
St. Sampsons
GY2 4JS

REF: CLU/2021/2321

The Development & Planning Authority hereby certify that on 19/10/2021, 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 red on the plan 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 submitted is sufficient to conclude that, on the balance of probabilities, the area outlined in red on the 1:500 scaled block plan specified in Appendix 2 to this Certificate has been used continuously for the stated purpose for storage, operations and processes used in connection with a tree surgery business for in excess of 4 years since the Authority first knew the alleged use was occurring.

Date: 17/05/2022

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

A J ROWLES
Director of Planning
Planning Service

Appendix 1

Regularise the use of the site for storage, operations and processes in connection with a tree surgery business comprising a Sui Generis Mixed Use.

Appendix 2

This application relates to La Vieille Rue Vinery, La Vieille Rue, St. Sampson as edged in red on the attached 1:500 scaled block plan.

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 those use[s] 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[s] which are 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.