

### **8.16 Applications for a Lawful Development for an Existing use or operation or activity including these in breach of a Planning Condition.**

Certificates of Existing Lawful Use and Development seek to demonstrate that a building or use has gained legality by the passage of time. These applications can be controversial and the evidence is often challenged. The legislation requires the applicant to supply the evidence to verify their case. If all the evidence is submitted at the outset it is helpful to local residents and Parish Councils so they can understand the case that is being made. The National Park Solicitor will require detailed information to be able to judge whether, on the balance of probabilities, the case has been proven.

#### Requirements.

As part of CLEUD applications the following information should be submitted at the applications stage, unless it is demonstrated that the requirements are not relevant to the determination of the application.

- Existing elevations (e.g. at a scale of 1:50 or 1:100)
- Existing floor plans (e.g. at a scale of 1:50 or 1:100)
- Existing site survey plan (e.g. at a scale of 1:50 or 1:100)
- Lawful Development Certificate supporting information (e.g. statutory declaration(s) from people with personal knowledge of the existing use/operation/breach of condition), bills, and other supporting information such as receipts and records.
- Photographs
- Supporting statement