

RIBBLE VALLEY BOROUGH COUNCIL

Development Department

Council Offices, Church Walk, Clitheroe, Lancashire, BB7 2RA

Telephone: 01200 425111 www.ribblevalley.gov.uk planning@ribblevalley.gov.uk

Town and Country Planning Act 1990, section 191 as amended by section 10 of the Planning and Compensation Act 1991

REFUSAL OF CERTIFICATE OF LAWFULNESS FOR AN EXISTING DEVELOPMENT

APPLICATION NO: 3/2026/0061

DECISION DATE: 30 April 2026

DATE RECEIVED: 5 March 2026

APPLICANT:

Manor House Commercials Ltd
Design Huse
Preston Road
Charnock Richard
Chorley
PR7 5JZ

AGENT:

Mr Graeme Thorpe
PWA Planning
2 Lockside Office Park
Lockside Road
Preston
PR2 2YS

EXISTING USE OR ACTIVITY: Lawful Development Certificate for existing use as Industrial/Commercial Landscaping Construction Business and associated activities (mixed Use Classes E(g), B2 and B8) including,

- a) the parking and unloading of plant and machinery and commercial vehicles,
- b) the storage of materials associated with landscape contracting,
- c) The storage and maintenance of vehicles, tools, equipment, and ancillary items,
- d) The administrative functions of the Business, and
- e) The siting of containers and other buildings/covered areas for general storage purposes.

and engineering operations to form concrete and tarmac hardstanding areas across the site and an earth bund.

AT: Lane Ends Farm Hothersall Lane Hothersall PR3 2XB

Ribble Valley Borough Council hereby give notice that the application for a certificate of lawfulness for the existing use or activity in respect of the above land **has been refused**. The reason(s) for this decision are as follows:

1. The applicant has failed to demonstrate that, on the balance of probability, the buildings and land to which the application relates (Lane Ends Farm) has been used for mixed use Class Eg, B2 and B8 purposes for a continuous period in excess of 10 years, and therefore the use is not considered lawful by virtue of Section 191 of the Town and Country Planning Act 1990.
2. The applicant has failed to demonstrate that, on the balance of probability, the engineering operations to form concrete and tarmac hardstanding areas and an earth bund within the site (Lane Ends Farm) has been in situ for a continuous period in excess of 4 years, and therefore the development is not considered lawful by virtue of Section 191 of the Town and Country Planning Act 1990.

Nicola Hopkins

NICOLA HOPKINS
DIRECTOR OF ECONOMIC DEVELOPMENT AND PLANNING

**RIBBLE VALLEY BOROUGH COUNCIL
REFUSAL OF CERTIFICATE OF LAWFULNESS FOR AN EXISTING USE OR
ACTIVITY IN BREACH OF PLANNING CONDITION**

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Note(s)

1. This Decision Notice should be read in conjunction with the officer's report which is available to view on the website.

Right of Appeal

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.

If you want to appeal against your local planning authority's decision, then you must do so within 6 months of the date of this notice unless the following apply:

- If this is a decision to refuse planning permission for a householder application or a minor commercial application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.
- If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice [reference], if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice.
- If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within: 28 days of the date of service of the enforcement notice, or within 6 months [12 weeks in the case of a householder appeal] of the date of this notice, whichever period expires earlier.

Appeals should be made online via <https://appeal-planning-decision.service.gov.uk/before-you-start>. If someone does not have access to the internet and needs help completing the appeal digitally, they should contact the Planning Inspectorate customer service team on 0303 444 5000 who will provide details of support options available.

Before making an appeal, you may find it helpful to review guidance and watch a video explaining the appeals process at <https://www.gov.uk/government/collections/make-an-appeal-to-the-planning-inspectorate-and-associated-guidance>.

The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.