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SCHEDULE

AMENDMENTS TO THE 1988 ORDER

14. For Schedule 6 to the 1988 Order substitute—

“SCHEDULE 6

TOWN AND COUNTRY PLANNING ACT 1990: SECTION 191 AND 192  
TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT ORDER 1988: ARTICLE  
26A *CERTIFICATE OF LAWFUL USE OR DEVELOPMENT*

The (a) \_\_\_\_\_ Council hereby certify that on (b) \_\_\_\_\_ the use\*/operations\*/matter\* described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and edged\*/hatched\*/coloured\* (c) \_\_\_\_\_ on the plan attached to this certificate, was\*/would have been\* lawful within the meaning of section 191 of the Town and Country Planning Act 1990 (as amended), for the following reason(s)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signed \_\_\_\_\_ (Council’s authorised officer).

On behalf of (a) \_\_\_\_\_ Council

Date \_\_\_\_\_

*First Schedule*

(d)

*Second Schedule*

(e)

Notes

1 This certificate is issued solely for the purpose of section 191\*/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 was\*/would have been\* lawful, on the specified date and, thus, was not\*/would not have been\* liable to enforcement action under section 172 of the 1990 Act on that date.

3 This certificate applies only to the extent of the use\*/operations\*/matter\* described in the

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First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use\*/operations\*/matter\* which is materially different from that described or which relates 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, as amended, 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 is instituted or the operations begun, in any of the matters relevant to determining such lawfulness.

\* delete where inappropriate

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Insert:

- (a) name of Council
- (b) date of application to the Council
- (c) colour used on the plan
- (d) full description of use, operations or other matter, if necessary, by reference to details in the application or submitted plans, including a reference to the use class, if any, of the Use Classes Order within which the certificated use falls
- (e) address or location of the site