Horsham District Council

Mr David Spragg
DS Equine
Mulberry Cottage
Stoner Hill Road
Froxfield
Petersfield
GU32 1DX

NOTICE OF REFUSAL TO GRANT A LAWFUL USE OR DEVELOPMENT CERTIFICATE

TOWN & COUNTRY PLANNING ACT 1990: S191 (AS AMENDED BY S10 OF THE PLANNING AND COMPENSATION ACT 1991)

TOWN & COUNTRY PLANNING (GENERAL DEVELOPMENT PROCEDURE) ORDER (ENGLAND) 2015

Application No: DC/25/0329

1. Refusal

Horsham District Council by this notice **refuses** the application made under s191 of the Town and Country Planning Act 1990 (as amended) dated 29th April 2025 (reference DC/25/0329) for the matters referred to in paragraph 2 in respect of the land described in paragraph 3 for the reasons set out in paragraph 4.

2. Matters

Application to confirm the extension of land as residential garden in excess of 10 years (Lawful Development Certificate Existing)

3. The land to which this refusal relates

Violets Barn Guildford Road Slinfold West Sussex

4. Reason for refusing this application

1 It has not been sufficiently demonstrated on the balance of probabilities that the fenced paddock to the west of the dwellinghouse at Violets Barn have been used as residential garden land in association with that dwelling for a period in excess of ten years from the date of this application.

5. Schedule of plans/documents

This decision is based on the following schedule of plans/documents:

Plan Type	Description	Drawing Number	Received Date
Supporting Docs	Affidavit C Gordon	none	04.03.2025
Supporting Docs	Affidavit M Gordon	none	04.03.2025
Location plan	Location Plan	none	18.03.2025
Location plan	Highway Access	none	18.03.2025

Community Infrastructure Levy (CIL)
Horsham District Council has adopted a Community Infrastructure Levy (CIL) Charging Schedule which took effect on 1st October 2017. **This development constitutes CIL liable development**.

If you have not received a Liability Notice from the Council within 1 month of the decision date please contact the CIL Team at cil@horsham.gov.uk

CIL is a mandatory financial charge on development. To avoid additional financial penalties, the requirements of CIL must be managed before development is commenced (including in the event of any successful appeal).

Payment must be made in accordance with the requirements of the CIL Demand Notice issued.

Your right to appeal
Where your application to the Council has been refused or refused in part you may appeal under s195 of the Act to the Secretary of State for Communities and Local Government. Further details and appeal forms are available at **www.gov.uk/appeal-lawful-development-certificate-decision**.

Emma Parkes
Head of Development and Building Control

Date: 29/04/2025