DELEGATED FILE NOTE

CASE OFFICER: …Tom Donovan……

APPLICATION REFERENCE	BRIEF DESCRIPTION OF DEVELOPMENT	APPLICATION SITE
18/00645/LDCP	Replace one garage door with window to facilitate garage conversion	34 Ryders Hill Great Ashby Stevenage Hertfordshire SG1 6BJ

Submitted Plan Nos

1.0 Policies

1.1 Relevant legislation

The Town and Country Planning (General Permitted Development) Order 2015.

2.0 **Site History**

2.1 None relevant.

3.0 **Representations**

3.1 No consultation required.

4.0 **Planning Considerations**

4.1 **Site and Surroundings**

4.1.1 34 Ryders Hill is a detached residential property.

4.2 **Proposal**

4.2.1 Insertion of facing brickwork and casement window to facilitate the conversion of the garage to ancillary habitable accommodation.

4.3 **Key Issues**

4.3.1 The key issues for consideration are whether the proposed development would require a specific planning permission or be considered 'permitted development' in line with the Town and Country Planning (General Permitted Development) Order 2015, Schedule 2, Part 1.

4.3.2 The garage is proposed to be converted for use as ancillary habitable accommodation. This would not be a material change of use and as such would not fall within the meaning of 'development' as defined by Section 55 of the Town and Country Planning Act 1990. The conversion is therefore able to proceed lawfully.

4.3.3 The physical alterations required by the applicant to enable the conversion of the garage including the insertion of brickwork and a casement window would be compliant with the requirements and conditions of Class A of the Order.

4.4 **Conclusion**

It is my view that the proposed development would comply with Class A of the GPDO whilst the conversion of the garage would not constitute development requiring planning permission.

5.0 **Recommendation**

5.1 The Lawful Development Certificate is **GRANTED** for the following reason:

1. The proposed use of the garage as habitable accommodation does not constitute development as defined under Section 55 of the Town and Country Planning Act 1990. The proposed replacement of the garage door with facing brickwork and a casement window does involve development and, by virtue of Section 57 of the said Act, requires planning permission. However, the proposed extension would benefit from the general planning permission granted under Article 3 of the Town and Country Planning (General Permitted Development) Order 2015 since it meets the relevant provisions, limitations and conditions of Part 1, Class A of that Order.

Signed  Tom Rea Determining Officer	Development Management North Hertfordshire District Council Council Offices Gernon Road Letchworth Herts SG6 3JF

Date: 16 March 2018	