

**Town and Country Planning Act 1990: Sections 191 and 192  
(as amended by Section 10 of The Planning and Compensation Act 1991)**

**North York Moors National Park Authority**

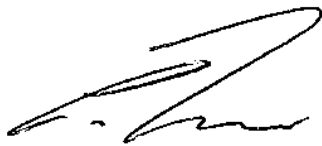
**Town and Country Planning (Development Management Procedure) Order 2015:**

**Certificate of Lawful Use or Development**

To Burgess Group PLC  
fao: Mr Thomas Roberts  
Victory Mill  
Thornton le Dale  
YO18 7RT

The above named Authority being the Planning Authority has given consideration to your application validated 21 September 2023, relating to the certificate of lawfulness to confirm that the use of the existing car park as a public visitor pay and display car park does not amount to a material change of use at **car park at Victory Mill, Thornton le Dale** and has refused to issue a certificate for the following reason(s):

1. The Local Planning Authority considers that the use of the land as a pay and display public car park would result in material changes to the character and activity levels of the permitted use as a private office car park, by reason of the increase in numbers and type of users of the car park, the increase in the days and times of use and the change in the nature of the users and their actions. The use therefore represents a material change of use which requires planning permission.



Mr C M France  
Director of Planning

Date 30 October 2023

## Notes

1. If the applicant is aggrieved by the decision of the Local Planning Authority to refuse an application for a Certificate of Lawful Use or development or to refuse it in part they may appeal to the Secretary of State under Section 195 of the Town and Country Planning Act 1990.
2. Notice of appeal in writing must be given to the Secretary of State within six months of the date of this notice of decision, or within such longer period as the Secretary of State may allow. Copies of the following documents must be furnished to the Secretary of State:-
  - (a) The application made to the Local Planning Authority.
  - (b) All relevant plans, drawings, statements and particulars submitted to them (including the Certificate as to ownership or notice to owners etc).
  - (c) The notice of decision.
  - (d) All other relevant documents and correspondence with the Local Planning Authority.

Note: If an aggrieved applicant wishes to exercise their Right of Appeal as above mentioned, they should do so using a form which you can get from the Secretary of State at:

**Temple Quay House  
2 The Square  
Temple Quay  
Bristol  
BS1 6PN  
(Tel: 0303 444 00 00)**

**or online at [www.planningportal.gov.uk/planning/appeals](http://www.planningportal.gov.uk/planning/appeals)**

3. Please note, only the applicant possesses the Right of Appeal.