

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 1

PART 1

PLANNING ACT (NORTHERN IRELAND) 2011

Certificate under section 42 as applied by Chapter 1 of Part 4

Certificate A

I HEREBY CERTIFY that the accompanying application / appeal is made by or on behalf of (Name of applicant / appellant) who is in actual possession of every part of the land to which the said application / appeal relates and is entitled to a fee simple absolute / a fee tail / a life estate / a tenancy of which at least 40 years remain unexpired in the land.

OR

Certificate B

I HEREBY CERTIFY that the accompanying application / appeal is made by or on behalf of (Name of applicant / appellant) who is the trustee of a trust or settlement which affects every part of the land to which the accompanying application / appeal relates and that at the date of the application / appeal—

(a) a beneficiary under the trust or settlement is in the actual possession of every part of the land; and

(b) no person other than a beneficiary under the trust or settlement is entitled to enter into the actual possession of any part of the said land within a period of forty years.

OR

Certificate C

I HEREBY CERTIFY that the requisite notice of the accompanying application / appeal has been given by or on behalf of (Name of applicant / appellant) to any person who, at the beginning of the period of 21 days ending with the date of the said application / appeal was, in relation to all or any part of the land affected by the application / appeal—

(a) a person then in actual possession;

(b) the trustee of a trust or settlement where a beneficiary under the trust or settlement was in actual possession and no person other than such a beneficiary was entitled to enter into actual possession within a period of 40 years;

(c) a person (not being a person falling within (a) or (b)) entitled to enter into actual possession within a period of 40 years.

The persons upon whom a notice was served are:—

Name and Address	Interest	Date of Service of Notice
------------------	----------	---------------------------

OR

Certificate D

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

1. I HEREBY CERTIFY that the person making the accompanying application / appeal (a) is unable to issue a certificate in accordance with either section 42(1) (a) or (b) of the Planning Act (Northern Ireland) 2011;

(b) has made due inquiries and is of the opinion that he is unable to issue a certificate which would satisfy the requirements of section 42 (1) (c) of the said Act for the following reasons:—
.....
.....;and

(c) has given the requisite notice of the said application / appeal to the under-mentioned persons who, at the beginning of the period of 21 days ending with the date of the said application / appeal, were in the actual possession of any part of the land to which the application / appeal relates, namely:—

Name and Address	Interest	Date of Service of Notice
------------------	----------	---------------------------

2. Notice of the application / appeal has been published in the (title of newspaper) on (date of publication) and a copy of the newspaper in which the notice appeared is enclosed.

Signature of Applicant or Agent.....

Date.....