

**Changes to legislation:** There are currently no known outstanding effects for the The Planning (General Development Procedure) Order (Northern Ireland) 2015, SCHEDULE 2. (See end of Document for details)

## SCHEDULE 2

Article 11

### PLANNING ACT (NORTHERN IRELAND) 2011: SECTIONS 169 AND 170

#### CERTIFICATE OF LAWFULNESS OF EXISTING USE OR DEVELOPMENT\* CERTIFICATE OF LAWFULNESS OF PROPOSED USE OR DEVELOPMENT\*

The council hereby certifies on *[insert date of application]* the use\**[operations\*]* *[matter\*]* described in the First Schedule to this certificate in respect of the land specified in the Second Schedule to this certificate and edged\**[hatched\*]* *[coloured\*]* *[specified colour]* on the plan attached to this certificate, was\**[were\*]* *[would have been\*]* lawful within the meaning of section 169\**[170\*]* of the Planning Act (Northern Ireland) 2011, for the following reason(s):

Signed  
(Authorised Officer)  
Date

#### FIRST SCHEDULE

*[Insert 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, specified in an order under section 23(3)(c) of the Planning Act (Northern Ireland) 2011, within which the certificated use falls.]*

#### SECOND SCHEDULE

*[Insert address or location of the site.]*

Notes:  
(1) This certificate is issued solely for the purpose of section 169\**[170\*]* of the Planning Act (Northern Ireland) 2011.  
(2) It certifies that the use\**[operations\*]* *[matter\*]* specified in the First Schedule taking place on the land described in the Second Schedule was\**[were\*]* *[would have been\*]* lawful, on the specified date and, thus, was not\**[were not\*]* *[would not have been\*]* liable to enforcement action under section 138 or 139 of the Planning Act (Northern Ireland) 2011 on that date.  
(3) This certificate applies only to the extent of the use\**[operations\*]* *[matter\*]* described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use\**[operations\*]* *[matter\*]* which is\**[are\*]* materially different from that\**[those\*]* described or which relates\* to other land which may render the owner or occupier liable to enforcement action.  
(4) The effect of the certificate is also qualified by the proviso in section 170(4) of the Planning Act (Northern Ireland) 2011, 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 appropriate.

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