

Town & Country Planning Act 1990 (as amended)
Planning (Listed Building & Conservation Area) Act 1990 (as amended)

Approval of details reserved by condition

Applicant

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Agent (if used)

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Part 1 – Particulars of the application/development

Proposal: Discharge of condition 32 (off site highway works - items 1 and 2 only) attached to planning permission referenced 126431/FO/2020 (as amended by 129267/NMC/2021)

Location: Site South Of Sportcity Way, East Of Joe Mercer Way, West Of Alan Turing Way And North Of The Ashton Canal At The Etihad Campus, Manchester

Date of application: 22 February 2021

Application number: CDN/21/0150

Part 2 – Particulars of decision

Manchester City Council gives notice that the detail(s) referred to in Part 1 are **Approved** in accordance with the information set out below.

Condition 32 Off Site Highways

Information has been submitted to partially discharge the following elements of this planning condition only:

- Item 1- Modifications to the junction of Gate 1/Alan Turing Way including creation of left in/left out traffic movements, improved cycle facility, widened pedestrian provision, creation of servicing entrance and vehicle access/egress; and
- Item 2 - Emergency vehicle access from Alan Turing Way including modification to pedestrian footway and access to the canal.

The following information has been submitted in respect of these items:

Item 1 - modifications to the junction of Gate 1/Alan Turing Way:

- BRA-BHE-XX-XX-DR-C-0239 Rev P03 Highways Northern Car Park Access Construction Details

- BRA-BHE-XX-XX-DR-C-0278 Rev P03 S278 Northern Car Park Access Surface Finishes & Kerb Types
- BRA-BHE-XX-XX-DR-C-0279 Rev P03 S278 Northern Car Park Access Construction Details
- BRA-BHE-XX-XX-DR-C-0280 Rev P03 S278 Northern Car Park Access Tactile Paving Layouts
- BRA-BHE-XX-XX-DR-C-0281 Rev P03 S278 Northern Car Park Access Markings & Signage

Item 2 - emergency vehicle access from Alan Turing Way:

- BRA-BHE-XX-XX-DR-C-0264 Rev P04 S278 Emergency Vehicle Access Proposed Contour & Drainage
- BRA-BHE-XX-XX-DR-C-0267 Rev P04 S278 Emergency Vehicle Access Surface Finishes & Kerb Type
- BRA-BHE-XX-XX-DR-C-0268 Rev P03 S278 Emergency Vehicle Access Construction Details
- BRA-BHE-XX-XX-DR-C-0269 Rev P04 S278 Emergency Vehicle Access Tactile Paving Layouts
- BRA-BHE-XX-XX-DR-C-0270 Rev P04 S278 Emergency Vehicle Access Markings & Signage

All of the above documents were stamped as received by the City Council, as Local Planning Authority, on the 22 February 2021

The information has been considered and is acceptable. The approved schemes for items 1 and 2 shall now be implemented and be in place prior to the first use of the area.

In order to discharge this planning condition in full, the remaining items outlined in this planning condition must be submitted for approval in writing by the City Council, as Local Planning Authority, within the required timescale's outlined in the planning condition.

Date: 16 March 2021

Signed: 

Julie Roscoe
Director of Planning, Building Control & Licensing

Manchester City Council, P O Box 532, Town Hall, Manchester M60 2LA

Notes

1. This permission refers only to that required under the Town and Country Planning Act 1990 (as amended) or Planning (Listed Building & Conservation Area) Act 1990 (as amended) does not include any consent or approval under any other enactment, byelaw, order or regulation.

2 If the applicant is aggrieved by the decision of the local planning authority to refuse permission or approval for the proposed development, or to grant permission or approval subject to conditions, they may appeal to the Secretary of State in accordance with Section 78(1) of the Town and Country Planning Act 1990 or sections 20 and 21 of the Planning (Listed Building & Conservation Area) Act 1990 within six months of the date of the notice of the decision.

The Planning Inspectorate have introduced an online appeals service that can be used to make appeals online. This service is available through the gov.uk website – www.gov.uk/appeal-planning-inspectorate. The Inspectorate will publish details of your appeal on the internet.

Alternatively, appeals can be made on a form which is obtainable from Planning Inspectorate, Customer Support Unit, Room 3/15, Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 or by telephone 0117 372 6372.

The Secretary of State has power to allow a longer period for the giving of a notice of appeal but they will not normally be prepared to exercise this power unless there are special circumstances that excuse the delay in giving notice of appeal.

3. The statutory requirements are those set out in Section 79(6) of the Town and Country Planning Act 1990, namely Sections 70(1) and 72(1) of the Act.

4. If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that they can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances, the owner may serve a purchase notice on the Council in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990

5. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to them. The circumstances in which such compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.