MANCHESTER CITY COUNCIL

Important Planning permission & notices of consent

Compliance with conditions

- Your planning approval or consent is attached. It will contain conditions that you must comply with.
- Please read the conditions and understand their requirements and restrictions, for example submission and approval of details or measures to protect trees.
- Some conditions will require action before you start development and it is imperative that you seek to have these discharged before any work commences.
- Whilst every effort has been made to group conditions logically, it is your responsibility to ensure that you are aware of the requirements and/or restrictions of all conditions.
- If you fail to comply with the conditions this may result in a breach of planning control and this may lead to enforcement action.
- Failure to comply with conditions may also result in the development not being lawful.
- It is in your interests to demonstrate that conditions have been complied with. Failure to do so may cause difficulties if the property is sold or transferred.
- A fee is payable for each request to discharge conditions.
- For advice on any of these matters, please contact Planning, Manchester City Council, PO Box 532, Town Hall, Manchester M60 2LA or email planning@manchester.gov.uk

MANCHESTER CITY COUNCIL

Town & Country Planning Act 1990 (as amended)

Planning Permission

Applicant

Henry Boot Developments Ltd
C/o Agent

Agent (if used)

Mr Mark Whitfield
Hurd Rolland Partnership
44 Peter Street
Manchester
M2 5GP

Part 1 – Particulars of the application/development

Proposal: Variation of condition 2 attached to application ref no 102631 to allow internal changes to approved scheme including full retention of staircase, increase in riser depth and amendments to internal partition layout

Location: Former County Courthouse, 184 - 186 Deansgate, Manchester, M3 3FE

Date of application: 22 August 2013

Application number: 103263/JO/2013/C1

Part 2 – Particulars of decision

Manchester City Council gives notice that the development referred to in Part 1 has been **Approved** in accordance with the application and plans submitted subject to the condition(s) listed below (if any).

Article 31 Declaration

Reason(s) for decision

Condition(s) attached to this decision

1) The development must be begun not later than the expiration of three years beginning with the date of this permission.

Reason - Required to be imposed pursuant to Section 18 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

2) The development hereby approved shall be carried out in accordance with the following drawings and documents:

(a) L(00)01 Rev A, 003 Rev B;

(b) L(02) 10 PL Rev X, 11PL Rev AC 2, 12PL Rev S1, 13PL Rev S1, 14PL Rev N, 20 Rev L, 21 Rev L2 22 Rev G1, 23 Rev G1, 24 Rev F, 30 Rev M1, 40 Rev 1, 41 Rev J1, 42 Rev F, 43 Rev F, 44 Rev E;

(c) L (03) 03 Rev F, 04 Rev F, 09 Rev J, 10 Rev L, 11 Rev Q, 12 Rev H, 14 Rev B, 18 Rev B, 19 Rev B, 20 Rev B, 24, 60 Rev D, 61;

(d)L (04) 11 Rev G, 14 Rev B, 15 Rev D, 16 Rev E;

(e)L (43) 10 Rev D, 11 Rev D2, 12 Rev B1, 13 Rev B1;

(f) L (45) 10 Rev G1, 11 Rev G, 12 Rev F1, 13 Rev E1;

(h) D43 10 Rev B and 11;

(i) D (45)10, 11

(j) Details contained in Design and Access Statement Volume 2 dated September as amended by Design and Access Addendum 1 dated 11.03.11 contained in application ref no 094397 and 094398;and

(k) NJL Consulting's E-mail dated 29.03.11 contained in application ref no 094397 and 094398; and

(l) Section on Wheelchair Access contained in NJL Consulting's E-mail dated 18-05-11 contained in application ref no 094397 and 094398

Reason - To ensure that the development is carried out in accordance with the approved plans. Pursuant to policies SP1 and DM1 of the Core Strategy.

3) Unless otherwise agreed in writing, before development commences final details of the proposed signage strategy for the building shall be submitted to and approved in writing by the City Council as local planning authority.

Reason

In the interests of visual amenity and because the proposed works affect a building which is included in the Statutory List of Buildings of Special Architectural or Historic Interest and careful attention to building work is required to protect the character and appearance of this building in accordance with Core Strategy Policies CC9, SP1 and DM1 and saved UDP policy DC14.

4) No development that is hereby approved shall commence unless and until samples and specifications of all materials to be used on all external elevations of the development have been submitted to and approved in writing by the City Council as local planning authority.

Reason - To ensure that the appearance of the development is acceptable to the City Council as local planning authority in the interests of the visual amenity of the area within which the site is located, as specified in policies SP1 and DM1 of the Core Strategy.

5) Unless otherwise agreed in writing before development commences final details of the proposed internal M& E fit out shall be submitted to and approved in writing by the

City Council as Local Planning Authority. The scheme shall then only be implemented in accordance with the approved details.

In the interests of visual amenity and because the proposed works affect a building which is included in the Statutory List of Buildings of Special Architectural or Historic Interest and careful attention to building work is required to protect the character and appearance of this building in accordance with saved policy DC19 of the Unitary Development Plan for the City of Manchester and policies CC9 and DM1 of the Core Strategy.

6) Unless otherwise agreed in writing, before development commences final details of the proposed lighting scheme including details of the proposed units, associated cabling and transformers shall be submitted to and approved in writing by the City Council as Local Planning Authority
(a) A specification of the works to the roof including repairs to the gutters, parapets, chimneys, and repointing;

(b) A specification of the works to refurbish the existing rooflights and cupola's;

(c) A specification for the method of cleaning and any repair works to the various external parts of the building;

(d) A specification of any works to windows including repair, painting and reinstatement;

(e) A specification for the making good of areas affected by the removal of existing stairs;

(f) A specification of the method of cleaning, repair and repointing of the fanlight above the entrance to 184 Deansgate;

(g)A specification of the timber infill and works to the door at 184 Deansgate;

(h) Details of the opening mechanism to the basement windows;

(i) A detailed design of any new windows;

(j) Details of the acoustic sealing for the B1 windows;

(k) Details of railing at J1 to Sidney Street where rail is cut back;

(l) A detailed design of new grilles, railings and balaustrading to windows;

(m) A detailed design at a scale larger than 1:50 of all new entrances that shows detailing including , mouldings and interfaces with existing building fabric;

(n) Detailing around the retained judges entrance including its interface with the new structures;

(o) Details of the interface of the new roof glazing with the existing building fabric;

(p) Details of the interface of the new flat roofs with the existing building fabric;

(q) Details of the treatment of the internal window to the existing stairwell at ground floor level;

(r) Details of the new partition against the secondary staircase within 186 Deansgate (shown in dwg no L(03) 61);

(s) Changes to lettering above 184 Deansgate; and

(t) Details of the proposed secondary glazing.

Reason

In the interests of visual amenity and because the proposed works affect a building which is included in the Statutory List of Buildings of Special Architectural or Historic Interest and careful attention to building work is required to protect the character and appearance of this building in accordance with saved policy DC19 of the Unitary Development Plan for the City of Manchester and policies CC9 and DM1 of the Core Strategy.

7) Unless otherwise agreed in writing, before development commences, a strategy for the design of internal walls and partitions not shown on the approved drawings including the interface of partitions with existing walls, the design of partitions within and between tenancies (including any blinds or other means of creating privacy / obscuring views) shall be submitted to and approved in writing by the City Council as Local Planning Authority.

In the interests of visual amenity and because the proposed works affect a building which is included in the Statutory List of Buildings of Special Architectural or Historic Interest and careful attention to building work is required to protect the character and appearance of this building in accordance with saved policy DC19 of the Unitary Development Plan for the City of Manchester and policies CC9 and DM1 of the Core Strategy.

8) Before the use of unit 2 (or use of any unit resulting from any subsequent subdivision of the unit) as shown in drawing numbers L(02) 10 PL Rev X and 11 PL Rev AC1 commences, a scheme showing the provision to be made for disabled people to gain access from the ground floor level to the basement level (shall have been submitted to and approved by the City Council as local planning authority. The agreed scheme shall be implemented before the development hereby permitted is brought into use.

Reason - To ensure that satisfactory disabled access is provided by reference to the provisions of Core Strategy Policy DM1. The approved access arrangements shall be retained and operational for so long as the building is in use.

Informatives

This permission does not grant approval under Building Regulations.

The proposed development lies within an area which could be subject to current coal mining or hazards resulting from past coal mining. Please read the Standing Advice from the Coal Authority in Appendix A.

Date: 16 September 2013

Signed: 

Julie Roscoe
Head of Planning
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 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, he may appeal to the First Secretary of State in accordance with Section 78(1) of the Town and Country Planning 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 Appeals area of the Planning Portal www.planningportal.gov.uk/pcs. The Inspectorate will publish details of your appeal on the internet (on the Appeals area of the Planning Portal).

This may include a copy of the original planning application form and any supporting documents supplied to the local planning authority. By you or your agent, together with the completed appeal form and information you submit to the Planning Inspectorate. Please ensure that you only provide information, including personal information, that you are happy will be made available to others in this way. If you supply personal information belonging to a third party please ensure you have their permission. More detailed information about data protection and privacy matters is available on the Planning Portal.

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 First Secretary of State has power to allow a longer period for the giving of a notice of appeal but he 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 of the First Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he 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 First Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.

Appendix A – Standing Advice Regarding Coalfield Area

The proposed development lies within an area which could be subject to current coal mining or hazards resulting from past coal mining. Such hazards may currently exist, be caused as a result of the proposed development, or occur at some time in the future. These hazards include:

- Collapse of shallow coal mine workings.
- Collapse of, or risk of entry into, mine entries (shafts and adits).
- Gas emissions from coal mines including methane and carbon dioxide.
- Spontaneous combustion or ignition of coal which may lead to underground heatings and production of carbon monoxide.
- Transmission of gases into adjacent properties from underground sources through ground fractures.
- Coal mining subsidence.
- Water emissions from coal mine workings.

Applicants must take account of these hazards which could affect stability, health & safety, or cause adverse environmental impacts during the carrying out their proposals and must seek specialist advice where required. Additional hazards or stability issues may arise from development on or adjacent to restored opencast sites or quarries and former colliery spoil tips.

Potential hazards or impacts may not necessarily be confined to the development site, and Applicants must take advice and introduce appropriate measures to address risks both within and beyond the development site. As an example the stabilisation of shallow coal workings by grouting may affect, block or divert underground pathways for water or gas.

In coal mining areas there is the potential for existing property and new development to be affected by mine gases, and this must be considered by each developer. Gas prevention measures must be adopted during construction where there is such a risk. The investigation of sites through drilling alone has the potential to displace underground gases or in certain situations may create carbon monoxide where air flush drilling is adopted.

Any intrusive activities which intersect, disturb or enter any coal seams, coal mine workings or coal mine entries (shafts and adits) require the prior written permission of the Coal Authority. Such activities could include site investigation boreholes, digging of foundations, piling activities, other ground works and any subsequent treatment of coal mine workings and coal mine entries for ground stability purposes.
Failure to obtain Coal Authority permission for such activities is trespass, with the potential for court action. In the interests of public safety the Coal Authority is concerned that risks specific to the nature of coal and coal mine workings are identified and mitigated.

The above advice applies to the site of your proposal and the surrounding vicinity. You must obtain property specific summary information on any past, current and proposed surface and underground coal mining activity, and other ground stability information in order to make an assessment of the risks. This can be obtained from The Coal Authority's Property Search Service on 0845 762 6848 or at www.groundstability.com