MANCHESTER
CITY COUNCIL

Town and Country Planning Act 1990 : SECTION 191 AND 192
(as amended by Section 10 of the Planning and Compensation Act 1991)

TOWN AND COUNTRY PLANNING GENERAL DEVELOPMENT (AMENDMENT NO.5) ORDER 1992

CERTIFICATE OF LAWFUL USE OR DEVELOPMENT

DPP
40 Barton Arcade
Manchester
M3 2BH

Date of Application	Application No.
9 April 2008	085346/LE/2007/S2

The Manchester City Council hereby certify that on 9 April 2008 the use described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and more particularly identified on the plan attached to this certificate, was lawful within the meaning of section 191 of the Town and Country Planning Act 1990 (as amended), for the following reason:

From the evidence available and the planning law applicable to the property, Manchester City Council is satisfied that in relation to the property referred to in the Second Schedule hereto, the use described in the First Schedule, is lawful by reason of the said use having been in existence for a period of ten years up to the date of this application.

Signed……

Peter Babb, Head of Planning

on behalf of Manchester City Council,
Town Hall,
Manchester M60 3NY

CERTIFICATE OF LAWFULNESS

FIRST SCHEDULE

CERTIFICATE OF LAWFULNESS FOR AN EXISTING DEVELOPMENT - Creation of mezzanine floor measuring 1,930 square metres in size

SECOND SCHEDULE

Tesco Stores Ltd
Altrincham Road
Wythenshawe
Manchester
M23 9TJ

1. This certificate is issued solely for the purposes of section 191 of the Town and Country Planning Act 1990 (as amended).

2. It certifies that the use specified in the First Schedule, taking place on the land described in the Second Schedule, is lawful.

3. This certificate is issued solely to the extent of the use described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.

4. The effect of the certificate is also qualified by the proviso in Section 192 (4) of the 1990 Act, as amended, 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.