

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.
- 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

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

Listed Building Consent

Applicant

Manchester City Council
Town Hall Extension
Albert Square
Manchester
M60 2LA

Agent (if used)

Miss Courtney Ives
Buttress Architects Ltd
41 Bengal Street
Manchester
M4 6AF

Part 1 – Particulars of the application/development

Proposal: Listed Building Consent for internal and external works comprising repair and renewal of waterproofing system to floor by Atrium entrance and exit doors, refurbishment of staff room, toilets and gallery ceiling and installation/reprogramming of internal phone/communication lines.

Location: Manchester Art Gallery , Mosley Street, Manchester, M2 3JL

Date of application: 13 February 2023

Application number: 136235/LO/2023

Part 2 – Particulars of decision

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

Article 35 Declaration

In assessing the merits of an application for listed building consent officers will seek to work with the applicant in a positive and pro-active manner to seeking solutions to problems arising in relation to dealing with the application. Planning officers have worked with the applicant to overcome problems relating to heritage.

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:

- o MAG-BUT-00-RL-DR-A-91-0002 Art Gallery Site Plan
 - o MAG-BUT-XX-XX-RP-A-XX-0001 Heritage Impact Assessment
 - o MAG-BUT-00-B2-DR-A-00-5001 Basement 02 Work Items Key Plan
 - o MAG-BUT-00-00-DR-A-00-5002 Ground Floor Work Items Key Plan
 - o MAG-BUT-00-02-DR-A-00-5003 Second Floor Work Items Key Plan
 - o MAG-BUT-01-00-DR-A-90-0001 Atrium Revolving Doors Waterproofing Plans
 - o MAG-BUT-01-00-DR-A-90-0002 Atrium Revolving Doors Waterproofing Details
 - o MAG-BUT-02-B2-DR-A-47-0001 Staff Room Finishes Plan
 - o MAG-BUT-03-00-DR-A-90-0001 Atrium Fire Exit Doors Waterproofing Details
 - o MAG-BUT-XX-XX-SP-A-00-0002 9518Architectural Specification (refer to section J41 and Q37 for podium waterproofing)
 - o MAG-BUT-05-00-DR-A-74-0001 Proposed Ungendered Family WC Plans
 - o MAG-BUT-05-00-DR-A-74-0002 Proposed Ungendered Cafe WC Plans
 - o MAG-BUT-05-00-DR-A-74-0003 Proposed Male WC Plans
 - o MAG-BUT-05-00-DR-A-74-0004 Proposed Female WC Plans

 - o (35)001 Second floor reflected ceiling plan
 - o (35)002 Second floor exhibition space ceiling details
 - o BDP-XX-XX-LI-100001 Lighting Layout
 - o (64)001 Basement Level 2 Item 12 - Emergency Phone Line Plan
 - o (02)002 Princess Street Elevation
- Email from Agent Buttress to Manchester City Council 8 November 2023.

All received 8 November 2023.

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) Before any works to provide waterproofing at the entrances are commenced full and final details of the methodology and specifications of the proposed works must be submitted to and approved in writing by the City Council as Local Planning Authority.

Reason - To ensure that the works are acceptable and pursuant to saved Policy DC19.1 (Listed Buildings) and SP1 of the Core Strategy.

Informatives

Building Regulations 2010

This permission does not grant approval under Building Regulations.

Street Naming & Numbering Requirements

Manchester City Council is responsible for allocating street naming and numbering within Manchester for new developments or property conversions. Individuals or businesses are not permitted to allocate their own property numbers, building or street names.

If your development includes the creation of new dwellings (either new build or conversion of existing buildings), creation of new commercial properties or the subdivision of existing properties you must ensure that you request new or changes to addresses through us so they can be officially allocated and registered in accordance

with the Public Health Act 1925 Sections 17-19 & Greater Manchester Act 1981 Section 22.

Failure to do this may result in difficulties for the developer/occupier when requiring services such as connections to utilities, phone lines and postal services and may delay your development.

You can apply online at the following address:

www.manchester.gov.uk/info/100011/roads_parking_and_transport/1988/naming_and_numbering_of_houses_buildings_streets_and_roads/2

Mining Information

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: 8 November 2023

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 Planning (Listed Buildings and Conservation Areas) 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 Secretary of State in accordance with sections 20 and 21 of the Act 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/planning-inspectorate. The Inspectorate will publish details of your appeal on the internet. Alternatively If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.

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.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the City Council (planning@manchester.gov.uk) and the Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.UK.

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 their 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.