MANCHESTER CITY COUNCIL

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

Partial approval of details reserved by condition

Applicant

Mr Ian Dix
ETC Venues Ltd
Prospedo House
241 Borogh High Street
London
SE1 1GA

Agent (if used)

Mr Nick Lloyd
Synergy Architects Ltd
8 Euston Place
Warwickshire
CV32 4LN

Part 1 – Particulars of the application/development

Proposal: Discharge of conditions 5 (Noise Outbreak), 7 (Cycle Parking and Storage), 8 (Travel Plan), 9 (Refuse), 10 (Hours of Operation) and 11 (Operational Strategy) for application approved under referenced under 114722/FO/2016.

Location: Westminster House, 11 Portland Street, Manchester, M1 3HU

Date of application: 24 May 2017

Application number: CDN/17/0286

Part 2 – Particulars of decision (1)

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

Condition 5 (Noise Outbreak)
Condition 5 On the basis of the email from Laura Miller dated 27th June 2017 Condition 5 is discharged

Condition 7 (Cycle Parking and Storage)
Condition 7 On the basis of the email from Andrew Connell dated 27th September 2017 Condition 7 is discharged

Condition 8 (Travel Plan)
Condition 8 is discharged on the basis of the emails from the Highways Team, dated 27 September 2017 and the Travel Plan Document, stamped as received on the 23 May 2017.

Part 2 – Particulars of decision (2)

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

Condition 9 (Refuse)
Insufficient information has been provided to satisfy the discharge of condition 9 Waste.

Condition 10 (Hours of Operation)
Insufficient information has been provided to satisfy the discharge of condition 10 Hours of Operation.

Condition 11 (Operational Strategy)
Insufficient information has been provided to satisfy the discharge of condition 11 (Operational Strategy)

Date: 10 June 2022

Signed: 

Julie Roscoe
Director of Planning, Building Control & Licensing

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

Notes

1. This decision relates 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. However, if an enforcement notice has been served for the same or very similar development within the previous 2 years, the time limit is:

- 28 days from the date of the LPA decision if the enforcement notice was served before the decision was made yet not longer than 2 years before the application was made.
- 28 days from the date the enforcement notice was served if served on or after the date the decision was made (unless this extends the appeal period beyond 6 months).

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 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.