



Knowsley Council

**REGENERATION AND ECONOMIC
DEVELOPMENT DEPARTMENT**

TOWN AND COUNTRY PLANNING ACT 1990: SECTION 192

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) ORDER 2015

CERTIFICATE OF LAWFUL USE OR DEVELOPMENT

Application No: 24/00407/CLD

Name and address of applicant

Mr Salih Hussein
67 Eccleston Street
Prescot
L34 5QH

Name and address of agent

RJG Architecture Ltd
The Stables
Pasture Lane Business Centre
St. Helens
WA10 8PU

Date of Receipt: 31 July 2024

Date Valid: 19 September 2024

FIRST SCHEDULE

CERTIFICATE OF LAWFULNESS FOR PROPOSED CHANGE OF USE OF GROUND FLOOR FROM CLASS E (a) (DISPLAY OR RETAIL OF GOODS OTHER THAN HOT FOOD) TO USE CLASS E (b) (SALE OF FOOD AND DRINK FOR CONSUMPTION (MOSTLY) ON THE PREMISES)

SECOND SCHEDULE

67 Eccleston Street, Prescot, Knowsley, L34 5QH

Knowsley Metropolitan Borough Council hereby certify that on 31 July 2024 the development described in the First Schedule to this Certificate in respect of the land specified in the Second Schedule to this Certificate and edged red on the plan attached to this Certificate would be lawful within the meaning of section 192 of the Town and Country Planning Act 1990 (as amended), for the following reason(s):

1. The proposed change of use of the application site from a retail pharmacy under Class E(a) to a restaurant under Class E(b) will remain within Class E and is not to be taken to involve development of the land. Therefore, the proposed change of use is considered lawful for planning purposes under Section 192 of the Town and Country Planning Act 1990 (as amended) and thus would not require planning permission.

Executive Director - Regeneration and Economic Development

On Behalf of: Knowsley Metropolitan Borough Council

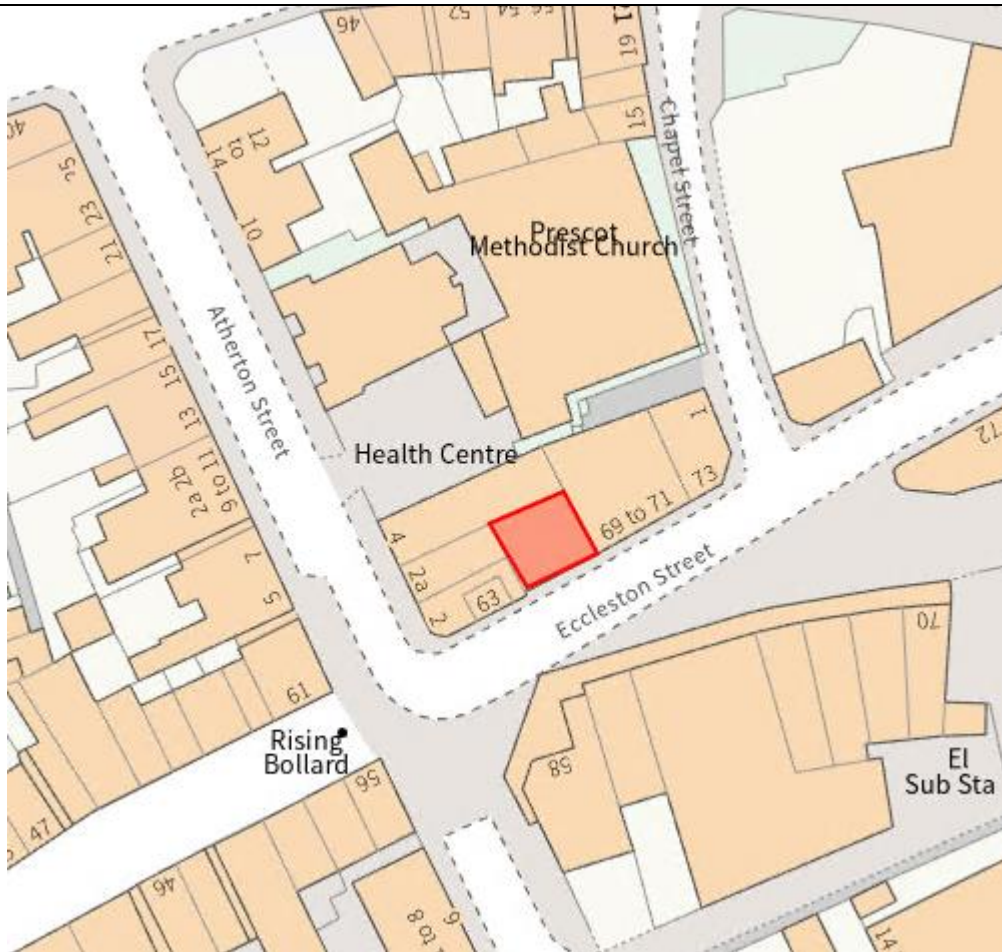
Date: 7 November 2024

Notes

1. This certificate is issued solely for the purpose of section 192 of the Town and Country Planning Act 1990 (as amended).
2. It certifies that the development specified in the First Schedule taking place on the land described in the Second Schedule would have been lawful, on the specified date and, thus would not have been liable to enforcement action under section 172 of the 1990 Act on that date.
3. This certificate applies only to the extent of the development described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any development 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.

CERTIFICATE OF LAWFULNESS FOR PROPOSED CHANGE OF USE OF GROUND FLOOR FROM CLASS E (a) (DISPLAY OR RETAIL OF GOODS OTHER THAN HOT FOOD) TO USE CLASS E (b) (SALE OF FOOD AND DRINK FOR CONSUMPTION (MOSTLY) ON THE PREMISES)

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Dated: 7 November 2024