

Regeneration and Economic Development Department

APPLICATION NO: 22/00544/CLU

APPLICANT: Mrs Jane Murphy

WARD AFFECTED: Whiston & Cronton

DEVELOPMENT: RETENTION OF A TWO STOREY SIDE EXTENSION

LOCATION OF SITE: 40 Lickers Lane, Whiston, Knowsley, L35 3PW

KNOWSLEY LOCAL PLAN ALLOCATION –

Primarily Residential Area

RELEVANT POLICIES

Town and Country Planning Act 1990 (as Amended)

PLANNING HISTORY

A previous application for a two storey side extension was approved (74/11717/HIST – approved 20/11/1989).

TECHNICAL CONSULTATIONS:

N/A

NEIGHBOUR NOTIFICATION:

N.A

ISSUES AND ASSESSMENT:

PROPOSAL

The application is a lawful development certificate for a two storey side extension.

Town and Country Planning Act 1990 as amended

The key question is whether it has been demonstrated that the extension has been substantially completed for a minimum of 4 years and is therefore immune from enforcement action*.

**The extension is considered to be operational development for which there is a 4 year timeframe of immunity from enforcement action.*

Supporting Evidence

The applicant has stated that the extension was built in 1994, which would suggest that it was constructed after the previous approval for a two storey side extension had lapsed.

Document Reference	Document Issue Number	Document Issue Date
PS/DC/OP04/05	003	23/9/02

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The applicant has submitted Google Street View images dating back to 2009 which demonstrates that the structure has been completed for at least 13 years. Therefore, on the balance of probability, it is considered that it has been demonstrated that the extension has been built for a period of over 4 years.

RECOMMENDATION:

The proposal constitutes a lawful development for which planning permission is not required.

Andrew Hunt

30 September 2022

Alan Kilroe

3 October 2022

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PS/DC/OP04/05	003	23/9/02