



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: 21/00195/CLD

Name and address of applicant

Miss Abbie Moore
32 Roughdale Avenue
Southdene
Kirkby
L32 7QW

Name and address of agent

Date of Receipt: 7 June 2021

Date Valid: 11 June 2021

FIRST SCHEDULE

CHANGE OF USE OF DWELLING TO CARE HOME FOR ONE CHILD

SECOND SCHEDULE

32 Roughdale Avenue, Southdene, Kirkby, Knowsley, L32 7QW

Knowsley Metropolitan Borough Council hereby certify that on 7 June 2021 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. A Certificate of Lawful Use is issued as although a change of use from a use in Use Class C3 (dwellinghouse) to a Use Class C2 (residential institution) would occur, it does not amount to a material change of use provided that it is only for a C2 children's home for one child and for no other use including C2A secure residential institution use; no more than two adult carers are on duty at any one time except for the shift changeover times; no other staff would work or be on duty at the premises except for a manager on a regular basis Monday to Fridays; and any other professionals required on an ad hoc basis (eg. therapist, psychologist, social worker) provided that there are no more than two such at any time; no development requiring planning permission would therefore take place in accordance with the Town and Country Planning (Use Classes) order 1987 (as amended). Therefore, the proposed use is permitted development by virtue of Class C of The Town and Country Planning (Use Classes) Order 1987 (as amended).



Executive Director - Regeneration and Economic Development

On Behalf of: Knowsley Metropolitan Borough Council

Date: 6 August 2021

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.

CHANGE OF USE OF DWELLING TO CARE HOME FOR ONE CHILD

32 Roughdale Avenue, Southdene, Kirkby, Knowsley

