

Town and Country Planning Act 1990: Section 191
Town and Country Planning (Development Management Procedure) (England)
Order 2015: Article 39

CERTIFICATE OF LAWFULNESS OF EXISTING USE OR DEVELOPMENT

Correspondence Address:	Application Number:
Mr Lewis Evans Turley 1 New York Street Manchester M1 4HD	21/01298/CPE
Location	Description of Development
Department Of Work And Pensions Dcs Distribution Centre, Manchester Road, Heywood, OL10 2PZ	Application for certificate of lawfulness for an existing use of storage and distribution with ancillary uses

This Authority hereby certifies that on 6 September 2021 the use described in the First Schedule to this Certificate in respect of the land specified in the Second Schedule and edged red on the plan submitted with the application **was LAWFUL** within the meaning of Section 191 of the Town and Country Planning Act 1990 for the following reason:

Reason:

- 1 The submitted evidence demonstrates, on the balance of probabilities, that the use of the site (the extent of which is shown on 21031_PL01) has been continuing for more than 10 years as B8 Storage and Distribution. This includes minor ancillary office space (approximately 2010sqm) and back of house facilities with associated highways infrastructure and landscaping. As such it is considered that the existing use is lawful within the meaning of Section 191 of the Town and Country Planning Act 1990. The submitted evidence demonstrates, on the balance of probabilities, that the use of the site (the extent of which is shown on 21031_PL01) has been continuing for more than 10 years as B8 Storage and Distribution. This includes minor ancillary office space (approximately 2010sqm) and back of house facilities with associated highways infrastructure and landscaping. As such it is considered that the existing use is lawful within the meaning of Section 191 of the Town and Country Planning Act 1990.

First Schedule

Application for certificate of lawfulness for an existing use of storage and distribution with ancillary uses

Second Schedule

Department Of Work And Pensions Dcs Distribution Centre, Manchester Road, Heywood, OL10 2PZ

Signed: 

Date: 14 December 2021

Assistant Director (Economy)

Notes

- 1. This certificate is issued solely for the purpose of Section 191 of the Town and Country Planning Act 1990**
- 2. It certifies that the use specified in the First Schedule taking place on the land described in the Second Schedule was lawful on the specified date and, therefore, was not liable to enforcement action under Part 7 on the 1990 Act on that date.**
- 3. This certificate applies only to the extent of the use described in the First Schedule and to the land specified in the Second Schedule and identified on the attached plan. Any use which is materially different from that described or which relates to other land may render the owner or occupier liable to enforcement action.**