Birmingham City Council

Planning and Regeneration
PO Box 28, Birmingham B1 1TU

Proposed Lawful Development – Decision Document

Your Ref:
Date: Monday 17th August 2015

Savills (uk) Limited
Belvedere
12 Booth Street
Manchester
Greater Manchester
M2 4AW

Application Number: **2015/04854/PA**
Please quote this number whenever you contact us about this application. For more information please contact:

pl@nning direct **0121 303 1115**

Email us at planningandregenerationenquiries@birmingham.gov.uk

Dear Sir / Madam

Site: **5 Bristol Road, Edgbaston, Birmingham, B5 7TT**

Proposal: **Application for a Certificate of Lawfulness for the continued 24 hr opening of the restaurant (A3) use and drive thru.**

I am writing to tell you that the Council has made a decision on the above application and I attach a copy of the decision document. The application has been determined and Section 191 (existing) or Section 192 (proposed) permission is not required and therefore a certificate was issued on on 17 August 2015.

Plans and details of this and other applications are available to view at www.birmingham.gov.uk/planningonline. Alternatively you could contact us as shown above or by email at planningandregenerationenquiries@birmingham.gov.uk

Information on how to appeal the LPA decision can be obtained from www.planningportal.gov.uk/pcs, this will give you guidance on which forms to use for this process. Please note that the use of incorrect forms to the Planning Inspectorate will cause a delay with your appeal.

IMPORTANT - THIS IS NOT A BUILDING REGULATIONS DECISION

In addition to this planning decision **you must** read the information contained within the **'Planning Post Decision Guidance Leaflet'**. This can be found on our website www.birmingham.gov.uk/planningdecisionleaflet or alternatively you can obtain a paper copy by contacting Planning Direct on 0121 303 1115

If you have any queries regarding this letter, please contact us on the number shown above

Yours faithfully

Waheed Nazir, Director of Planning and Regeneration

Birmingham City Council
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PO Box 28, Birmingham B1 1TU

Proposed Lawful Development – Certificate

TOWN AND COUNTRY PLANNING ACT 1990: SECTION 192

(as amended by Section 10 of the Planning and Compensation Act 1991)

TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE)

(ENGLAND) ORDER 2015 ARTICLE 39

CERTIFICATE OF LAWFUL USE

Birmingham City Council hereby certify that on 7 August 2015 the use described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and edged red on the plan attached to this certificate, would have been lawful within the meaning of Section 192 of the Town and Country Planning Act 1990 (as amended), for the following reason:

Planning permission reference 2014/02802/PA granted on 18 June 2014 did not impose a planning condition with respect to the opening hours of the restaurant.

Signed .....

Waheed Nazir
Director of Planning and Regeneration

On behalf of Birmingham City Council

Date Monday 17 August 2015