



# WARRINGTON

Borough Council

Mr John Nochol,  
Warrington Borough Council  
NEW TOWN HOUSE  
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BEWSEY AND WHITECROSS  
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Professor Steven Broomhead  
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## Town and Country Planning Act 1990 section 192

### Town and Country Planning (Development Management

### Procedure) (England) Order 2010: article 35

### Application for Certificate of Lawful Use or Development (Section 192)

**Application Number: 2019/34669**

## NOTIFICATION OF DECISION

**Warrington Borough Council Hereby Certify** that on the 12-Mar-2019, the use/ development described in the First Schedule hereto in respect of the land specified in the Second Schedule hereto and edged in 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):

### **Reason(s)**

1. On the basis of the evidence submitted with the application on 12th March 2019, namely the application form and the following drawings – drawings Red Line Boundary, drawing no. SL0485 Rev A, General Arrangement Sheet 1 of 2, drawing no. H16-018-100-001 / T1, General Arrangement Sheet 2 of 2, drawing no. H16-018-100-002 / T2, Line of the proposed scheme (no drawing



reference) – the proposed extension would fall within the scope of the Town and Country Planning (General Permitted Development) (England) Order 2015 (GPDO) (as amended) Schedule 2, Part 9, Class A and it is therefore recommended that the certificate is granted.

**Informative(s)**

**First Schedule**

Section 192 Certificate - Proposed new shared use path alongside west side of existing road

**Second Schedule**

Land West of Clay Lane and Burtonwood Road, Burtonwood, Warrington, WA5 4DG

DATED: 02-May-2019

SIGNED:

*David Boyer*

Director  
Environment and Transport



## NOTES

1. This Certificate is issued solely for the purposes of Section 192 of the Town and Country Planning Act 1990 (as amended).
2. It certifies that the use or development described, specified as taking place on the land described, would be lawful on the specified date, and thus not liable to enforcement action under Section 172 of the Act on that date.
3. This Certificate applies only to the extent of the use or development described and on the land specified and identified on the attached plan. Any use or development which is materially different to that described, or relates to other land, may not be lawful, and, 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, 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 are begun, in any of the matters relevant to determining such lawfulness.
5. If you feel your application was not dealt with properly, you can write to The Executive Director for Economic Regeneration, Growth & Environment who will investigate and advise you. Alternatively, It is also possible to approach the Local Government Ombudsman (The Commission for Local Administration in England, Beverley House, 17 Shipton Road, York, YO3 6FZ, tel. 01904 663200).
6. Further guidance can be obtained by telephoning the Development Management Support Team on 01925 442819