



Certificate issued to:-

**Deloitte LLP
1 City Square
Leeds
West Yorkshire
LS1 2AL**

Application No: **13F/2714**
Date Issued: 10 March 2014

**TOWN AND COUNTRY PLANNING ACT 1990
TOWN AND COUNTRY PLANNING (GENERAL DEVELOPMENT
PROCEDURE) ORDER 1995**

Location: **Asda Stores Ltd , St. Marys Road , Liverpool , L19 1SJ**

Proposal: **To vary condition 3 attached to 13F/1405 (To allow the store to open between 0700 and 2200 hours) so as to allow the store to be open 24 hours a day Mon-Sat and 1000 and 1700 hours on Sunday**

Applicant: **ASDA Stores Ltd
South Bank
Great Wilson Street
Leeds
LS11 5AD**

Date Valid: **08/11/2013**

In pursuance of its powers under the above-mentioned legislation, the Local Planning Authority on **10 March 2014 GRANTED** planning permission for the above-mentioned development in accordance with your application, subject to the compliance with the conditions specified on the attached schedule, for the reasons stated.

(see attached)

Divisional Manager Planning



Liverpool City Council, Regeneration, Planning,
Municipal Buildings, Dale Street, Liverpool L2 2DH
T: 0151 233 3021
E: planningandbuildingcontrol@liverpool.gov.uk www.liverpool.gov.uk



SCHEDULE OF CONDITIONS AND REASONS

Condition No	Condition
1	<p>This permission is granted for a limited period which will expire on 7 March 2015 and at the expiration of this period the development for which permission is hereby granted shall be discontinued and removed unless, on application to the Council, permission has been granted for a further period.</p> <p>REASON: The Council wishes to monitor the development to assess the impact of the extended operating hours on the amenity of nearby residents.</p>
2	<p>The development hereby approved shall be carried out in accordance with the following drawings and documents unless otherwise agreed in writing by the local planning authority:</p> <p>(i) Supporting Documents Application cover letter dated 14/10/13 Decision Notice ref 13F/1405 Acoustic Consultancy Report (ref: 10690) received 12/2/14.</p> <p>REASON: To ensure that the development is carried out in accordance with the approved plans and within the parameters of the grant of planning permission.</p>
3	<p>The premises shall not be open for business outside the hours of 00.00 hours Monday and 24.00 hours Saturday and 10.00 hours and 17.00 hours Sundays.</p> <p>REASON: To ensure that nearby occupiers are not adversely affected by the development in accordance with Policy HD18 of the Liverpool Unitary Development Plan.</p>
4	<p>There shall be no loading or unloading of delivery vehicles at the premises or shopping trolley collection outside the hours of 0700 and 2300 hours Monday-Sunday.</p> <p>REASON: In the interests of residential amenity.</p>
5	<p>All floodlighting fittings shall be orientated so that measurements taken at any nearby habitable roomed windows do not exceed 6 lux, and, in the event of this luminance figure being exceeded, the fittings shall be re-orientated to the satisfaction of the local planning authority. The approved scheme of external lighting shall be implemented in accordance with the approved details and completed to the satisfaction of the local planning authority before the development is occupied/brought into use.</p> <p>REASON: To safeguard the amenity of adjacent occupiers in accordance with Policy GEN8 of the Liverpool Unitary Development Plan.</p>

INFORMATIVES

The permission hereby granted does not convey any rights or approval to build on, or develop, any land that is not fully owned or controlled by the applicant, including party boundaries. Applicants should satisfy themselves that the agreement of any adjoining land owners has been given prior to works commencing on site.

Reasons for Approval - Positive Planning

The decision to grant permission and impose any conditions has been taken having regard to the relevant policies and proposals in the Liverpool Unitary Development Plan 2002. The Local Planning Authority have worked with the applicant in a positive and proactive manner based on seeking solutions to problems arising in relation to dealing with a planning applications and have implemented the requirement in NPPF para 187.

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NOTES FOR PLANNING DECISION NOTICES

OTHER CONSENTS

This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation. In particular, if building alterations are involved these may also require consent under the Building Regulations and before commencing work this aspect should be discussed with Building Control (Email: building.control@liverpool.gov.uk Tel: 0151 233 4458/ 4467). Where a building regulations approval is obtained and this requires changes from your planning permission, revised drawings must be submitted to the Divisional Manager Planning.

COMPLIANCE WITH THE PERMISSION/CONSENT

It is important that this permission/consent is implemented strictly in accordance with the plans approved by the consent. Where a planning permission is granted subject to conditions it is important that these are fully complied with. Non-compliance with the conditions of the permission/consent may well result in a Breach of Condition Notice being served on you or any other appropriate enforcement action required to remedy the breach of planning control.

APPEALS TO THE PLANNING INSPECTORATE

If you are aggrieved by the decision of the city council as local planning authority then you can appeal to the Planning Inspectorate. *Please note, only the applicant possesses the right of appeal.*

If you want to appeal, then you must do so within **six months** of the date of issue of this notice.

The Planning Inspectorate have introduced an online appeals service which you can use to make your appeal online. You can find the service through the Appeals area of the Planning Portal – see www.planningportal.gov.uk/pcs. The Inspectorate will publish details of your appeal on the internet (on the Appeals area of the Planning Portal). This may include a copy of the original planning application form and relevant supporting documents supplied to the local authority by you or your agent, together with the completed appeal form and information you submit to the Planning Inspectorate. Please ensure that you only provide information, including personal information belonging to you that you are happy will be made available to others in this way. If you supply personal information belonging to a third party please ensure you have their permission to do so. More detailed information about data protection and privacy matters is available on the Planning Portal.

If you do not have access to this service, forms can be obtained from the Planning Inspectorate at 315a Eagle Wing, Temple Quay House, 2 The Square, Temple Quay Bristol, BS1 6PN. (Tel: 0117 372 6372 or e-mail: enquiries@planning-inspectorate.gsi.gov.uk). *You must use a Planning Appeal Form when making your appeal. If requesting forms from the Planning Inspectorate, please state the appeal form you require.*

PURCHASE NOTICES

If the local planning authority or the Office of the Deputy Prime Minister refuses to grant permission to develop land or grants it subject to conditions, the owner may claim in certain circumstances that the land has become incapable of development. In these circumstances, the owner may serve a Purchase Notice on the Council under Part VI of the Town and Country Planning Act 1990, requiring the Council to purchase the owners interest in the land.

COMPENSATION

In certain limited circumstances, a claim must be made against the local planning authority for compensation. The circumstances in which compensation is payable are set out in Parts VI and V of the Town and Country Planning Act 1990.

NEW RESIDENTIAL DEVELOPMENT

In order to ensure that minimum disruption occurs once a development is completed; developers are asked to contact all the public utilities to ensure that adequate services are provided at the outset. In particular developers are asked to contact the Cable TV provider

PUBLIC NOTICE – PARTY WALL ETC. ACT 1996

From the 1 July 1997 any person intending to carry out works affecting party walls or involving excavations for foundations adjacent to a party wall will be required to serve notice on all adjoining owners before work commences. You are advised to engage the services of a private surveyor to act on your behalf in any formal private procedures and agreements that you are now required, by The Party Wall etc. Act 1996, to enter into.

Failure to comply with the Act may result in civil action being taken against you.