STAFFORDSHIRE moorlands DISTRICT COUNCIL

ACHIEVING · EXCELLENCE

Mrs Sarah Sands
Emery Planning
1-4 South Park Business Court
Hobson Street
Macclesfield
SK11 8RS

Core Children Limited
C/o Agent

Application no: SMD/2023/0055

Determined on: 24th March 2023

**Town and Country Planning Act 1990 Section 192**
**(As amended by Section10 of Planning and Compensation Act 1991)**
**Town and Country Planning (Development Management Procedure) (England) Order 2015**

# APPROVAL TO ISSUE CERTIFICATE OF LAWFULNESS OF PROPOSED USE OR DEVELOPMENT

Staffordshire Moorlands District Council hereby APPROVES to certify that on 27/01/2023; the proposed use specified in the First Schedule ("the Use") taking place on the land specified in the Second Schedule ("the Dwellinghouse") lawfully within the meaning of Section 191 of the Town and Country Planning Act 1990 ("the Act"), for the following reason(s):

*With consideration of the evidence presented by the applicant and the facts that are specific to this individual case, in the authoritiy's judgement the proposed use of the dwellinghouse would not result in a "material change of use".*

**FIRST SCHEDULE**

Use of the Dwellinghouse to provide a residential care home for up to 2 children aged between 5 and 18 with care provided by up to three non resident members of staff (*Sui Generis*)

**SECOND SCHEDULE**

The dwellinghouse at Greenway Cottage, Bagnall Road, Bagnall, Staffordshire, ST9 9JU that is shown edged red on the attached location plan.

X B.J. Haywood

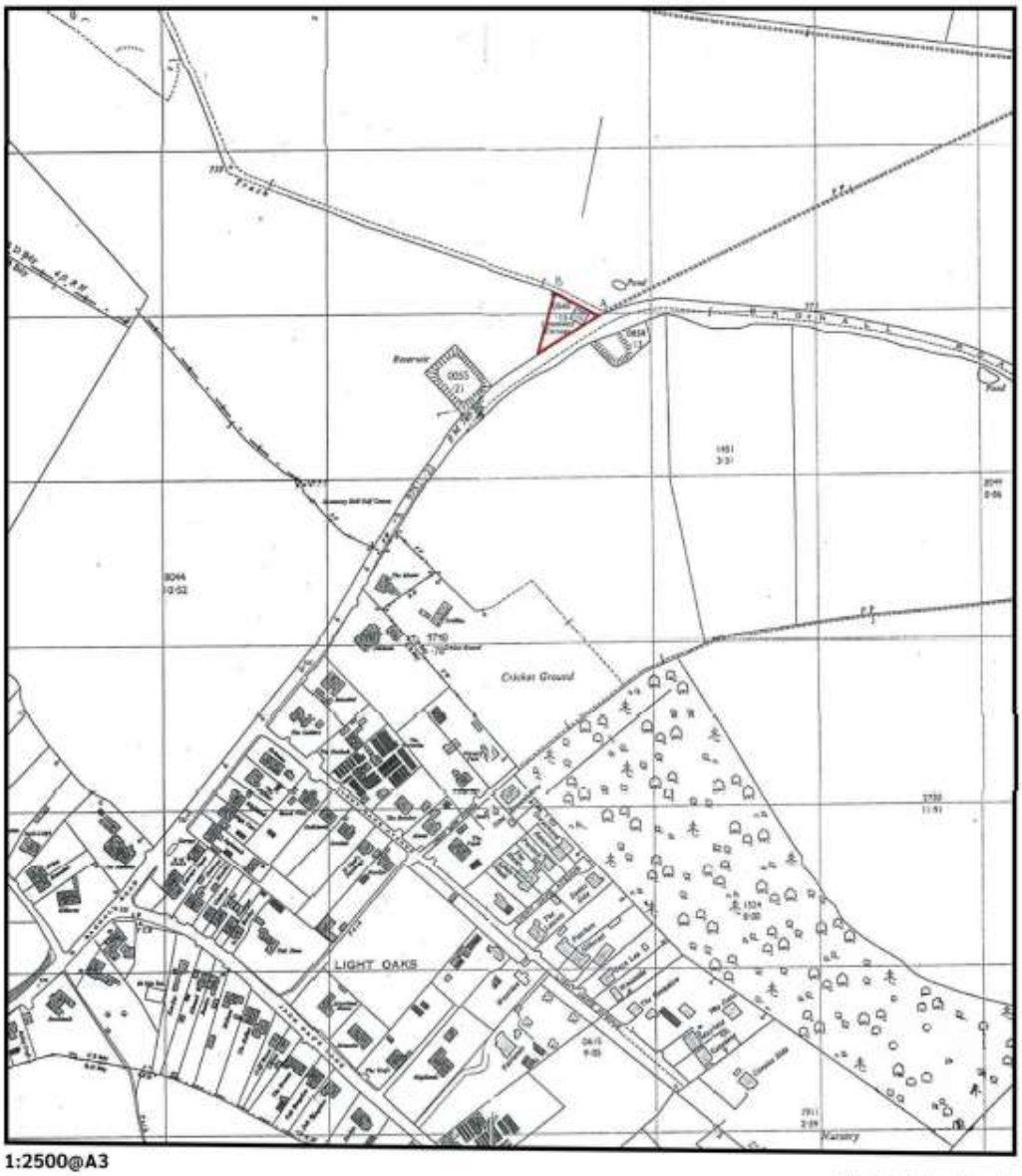
Signed by: Ben Haywood

**On behalf of Staffordshire Moorlands District Council**

STAFFORDSHIRE
moorlands
DISTRICT COUNCIL

ACHIEVING · EXCELLENCE

**Greenway Cottage, Bagnall, ST9 9JU**




1:2500@A3

STAFFORDSHIRE moorlands DISTRICT COUNCIL

ACHIEVING • EXCELLENCE

# NOTES

1. An applicant may appeal against by giving notice to the Secretary of State:-

   (a) the refusal to issue a certificate under Section 192 of the Act; or

   (b) the failure to give notice of the Council's decision within 8 weeks of the registration of the application, or any other period agreed with the Local Planning Authority;

   Appeals must be made using a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 5000) or online at https://acp.planninginspectorate.gov.uk

1. As part of the appeal process the Applicant must submit to the Planning Inspectorate a copy of the following documents:

   - a copy of your original application
   - a copy of the local planning authority's decision notice - if they didn't make a decision, send a copy of the letter acknowledging your application
   - a map of the site
   - copies of all plans, drawings and documents you sent to the local planning authority
   - copies of any letters or emails from the local planning authority
   - any other documents that directly support your appeal

   If you think your land or building is now lawful because the time limit for enforcement has passed, you also need to submit evidence like:

   - dated photographs of the site
   - letters from neighbours
   - receipts or invoices for work
   - plans and drawings
   - Domestic sprinklers

2. Fire sprinklers operate automatically even if you are not at home releasing water directly over the source of the fire and sounding the alarm, they are unobtrusive and easy to install. Sprinklers are NOT expensive; normally costing around 1-2% of the cost of construction of a new building. The use of sprinklers will usually allow design freedoms as well, which can reduce construction costs and improve usability and design freedoms of the building. The chance of an accidental discharge is 16,000,000:1 If you would like further advice please contact Staffordshire Fire and Rescue Service (www.staffordshirefire.gov.uk)

3. Working smoke alarms correctly positioned in your home can save your life. The Fire Service recommends you have smoke alarms on every floor of your home, including in each bedroom, and make sure you test your smoke alarms at least once a month. Although the application of approved guidance and enforcement of regulations will give buildings the legally required baseline of fire protection, the Fire Service's viewpoint is many of these fall short of what we would consider adequate. This is why we campaign for the inclusion of sprinklers.