BARNSLEY
Metropolitan Borough Council

Planning and Transportation Service
Barnsley MBC
PO Box 604
Barnsley
S70 9FE
developmentmanagement@barnsley.gov.uk

Application for a Lawful Development Certificate for an Existing use or operation or activity including those in breach of a planning condition.

Town and Country Planning Act 1990: Section 191 as amended by section 10 of the Planning and Compensation Act 1991.

Town and Country Planning (Development Management Procedure) (England) Order 2010

You can complete and submit this form electronically via the Planning Portal by visiting www.planningportal.gov.uk/apply

Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

Please complete using block capitals and black ink.
It is important that you read the accompanying guidance notes as incorrect completion will delay the processing of your application.

1. Applicant Name and Address

Title:	MR	First name:	TIEN SANG		
Last name:	KHUU				
Company (optional):					
Unit:		House number:	2	House suffix:	
House name:					
Address 1:	OAKWORTH CLOSE				
Address 2:					
Address 3:					
Town:	BARNSLEY				
County:	SOUTH YORKSHIRE				
Country:	UNITED KINGDOM				
Postcode:	S75 2PP				

2. Agent Name and Address

Title:	MR	First name:	CHRISTOPHER		
Last name:	BROWN				
Company (optional):	BURY & WALKERS LLP				
Unit:		House number:		House suffix:	
House name:	BRITANNIC HOUSE				
Address 1:	REGENT STREET				
Address 2:					
Address 3:					
Town:	BARNSLEY				
County:	SOUTH YORKSHIRE				
Country:	UNITED KINGDOM				
Postcode:	S70 2EQ				

3. Site Address Details

Please provide the full postal address of the application site.

Unit: | House number: 1 | House suffix:

House name: GOLDEN KITCHEN

Address 1: ALLENDALE COURT

Address 2: WORSBROUGH DALE

Address 3:

Town: BARNSLEY

County: SOUTH YORKSHIRE

Postcode (optional): S70 4RF

Description of location or a grid reference.
(must be completed if postcode is not known):

Easting: | Northing:

Description:

CHINESE TAKEAWAY

4. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? ☐ Yes ☑ No

If Yes, please complete the following information about the advice you were given. (This will help the authority to deal with this application more efficiently).

Please tick if the full contact details are not known, and then complete as much as possible: ☐

Officer name:

Reference:

Date (DD/MM/YYYY):
(must be pre-application submission)

Details of pre-application advice received?

5. Lawful Development Certificate - Interest In Land

Please state the applicant's interest in the land:

Owner: ☑ Yes ☐ No Lessee: ☐ Yes ☐ No Occupier: ☐ Yes ☐ No

If Yes to Lessee or Occupier please give details of the owner and state whether they have been informed in writing of this application:

Name	Address	Have they been informed in writing of the application? Yes	No
		☐	☐

If No to all the above, please give name and address of anyone you know who has an interest in the land:

Name	Address	State the nature of their interest (if known)	State whether they have been informed about this application Yes	No	If No, please explain why not
			☐	☐	
			☐	☐	
			☐	☐	
			☐	☐	

6. Authority Employee / Member

With respect to the Authority, I am:

(a) a member of staff (c) related to a member of staff

(b) an elected member (d) related to an elected member

Do any of these statements apply to you? ☐ Yes ☑ No

If Yes, please provide details of the name, relationship and role

7. Description of Use, Building Works or Activity

Please state for which of these you need a lawful development certificate/building works (you must tick at least one option):

An existing use: ☑ Yes ☐ No

Existing building works: ☐ Yes ☐ No

An existing use, building work or activity in breach of a condition: ☐ Yes ☐ No

Being a use, building works or activity which is still going on at the date of this application

If Yes to either 'an existing use' or 'an existing use in breach of a condition', please state which one of the Use Classes of the Town and Country Planning (Use Classes) Order 1987 (as amended) the use relates to:

AS : HOT FOOD TAKE-AWAY

8. Description of Existing Use, Building Works or Activity

What is the existing site use(s) for which the certificate of lawfulness is being sought? Please fully describe each use and state which part of the land the use relates to:

THE PROPERY IS USED AS A CHINESE TAKE-AWAY WHICH FALLS WITHIN USE CLASS AS AS A HOT FOOD TAKE-AWAY.

9. Grounds For Application For A Lawful Development Certificate

Please state under what grounds is the certificate sought (you must tick at least one box):

☑ The use began more than 10 years before the date of this application.

☐ The use, building works or activity in breach of condition began more than 10 years before the date of this application.

☐ The use began within the last 10 years, as a result of a change of use not requiring planning permission, and there has not been a change of use requiring planning permission in the last 10 years.

☐ The building works (for instance, building or engineering works) were substantially completed more than four years before the date of this application.

☐ The use as a single dwelling house began more than four years before the date of this application.

☐ Other - please specify (this might include claims that the change of use or building work was not development, or that it benefited from planning permission granted under the Act or by the General Permitted Development Order).

If the certificate is sought on 'Other' grounds please give details:

If applicable, please give the reference number of any existing planning permission, lawful development certificate or enforcement notice affecting the application site. Include its date and the number of any condition being breached:

Reference Number: Condition Number: Date (DD/MM/YYYY): (must be pre application submission)

Please state why a Lawful Development Certificate should be granted:

WE ENCLOSE EVIDENCE SHOWING THAT THE PROPERY HAS BEEN USED AS A HOT FOOD TAKE-AWAY SINCE AT LEAST 19 MAY 1995.

10. Information In Support Of A Lawful Development Certificate

When was the use or activity begun, or the building works substantially completed: 19/05/1995 (date must be pre-application submission) (DD/MM/YYYY)

In the case of an existing use or activity in breach of conditions has there been any interruption? ☐ Yes ☑ No

If Yes, please provide details of the dates, duration and any discontinuance of the development which is the subject of this application. If your application is based on the claim that a use or activity has been ongoing for a period of years, please state exactly when any interruption occurred:

In the case of an existing use of land, has there been any material change of use of the land since the start of the use for which a certificate is sought? ☐ Yes ☑ No

If Yes please provide details?

10. Information In Support Of A Lawful Development Certificate (Continued) - Residential Information

Does the application for a Certificate relate to a residential use where the number of residential units has changed? ☐ Yes ☑ No

If Yes, please complete the following table:

Proposed Housing

	Number of Bedrooms					Total
	1	2	3	4+	Unknown	
Market Housing						
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Market Housing Total *(a + b + c + d + e + f + g) =*						*A*

Social Rented Housing	1	2	3	4+	Unknown	
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Social Rented Housing Total *(a + b + c + d + e + f + g) =*						*B*

Intermediate Housing	1	2	3	4+	Unknown	
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Intermediate Housing Total *(a + b + c + d + e + f + g) =*						*C*

Key Worker Housing	1	2	3	4+	Unknown	
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Key Worker Housing Total *(a + b + c + d + e + f + g) =*						*D*

Proposed Housing Grand Total *(A + B + C + D) =*	

Existing Housing

	Number of Bedrooms					Total
	1	2	3	4+	Unknown	
Market Housing						
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Market Housing Total *(a + b + c + d + e + f + g) =*						*E*

Social Rented Housing	1	2	3	4+	Unknown	
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Social Rented Housing Total *(a + b + c + d + e + f + g) =*						*F*

Intermediate Housing	1	2	3	4+	Unknown	
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Intermediate Housing Total *(a + b + c + d + e + f + g) =*						*G*

Key Worker Housing	1	2	3	4+	Unknown	
Houses						*a*
Flats & Maisonettes						*b*
Live-Work Units						*c*
Cluster Flats						*d*
Sheltered Housing						*e*
Bedsit/Studios						*f*
Unknown						*g*
Key Worker Housing Total *(a + b + c + d + e + f + g) =*						*H*

Existing Housing Grand Total *(E + F + G + H) =*	

TOTAL NET GAIN or LOSS of RESIDENTIAL UNITS (Proposed Housing Grand Total - Existing Housing Grand Total):