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TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED).

**NOTICE OF GRANT OF PLANNING PERMISSION**

Mrs Lisa Pervizaj  
32 Snaefell Terrace  
Whitehaven  
CA28 9QF

**APPLICATION No: 4/25/2134/0F1**

**CHANGE OF USE OF EXISTING DOMESTIC GARAGE INTO HAIR SALON  
32 SNAEFELL TERRACE, WHITEHAVEN**

**Mrs Lisa Pervizaj**

The above application dated 09/04/2025 has been considered by the Council in pursuance of its powers under the above mentioned Act and PLANNING PERMISSION HAS BEEN GRANTED subject to the following conditions:

1. This permission shall be for a limited period of three years from the date of this permission. At or before the expiration of this period, the business use, and all materials and equipment brought onto the land in connection with its use, must be removed and the garage restored in accordance with a scheme which must be submitted to and approved in writing by the Local Planning Authority unless the prior written approval of the Local Planning Authority has been obtained for its continued use.

**Reason**

To ensure the development accords with the provisions of Planning Policies H14 of the Copeland Local Plan and to safeguard the amenity of the locality, in compliance with the National Planning Policy Framework and Policy DS4 of the Copeland Local Plan.

2. This permission relates to the following plans and documents received on the respective dates and development must be carried out in accordance with them:

Application Form, received 9<sup>th</sup> April 2025  
Site Location Plan, scale 1:1250, received 9<sup>th</sup> April 2025  
Site Block Plan, scale 1:500, received 9<sup>th</sup> April 2025  
Existing and Proposed Elevations, received 9<sup>th</sup> April 2025  
Parking Plan, received 9<sup>th</sup> April 2025  
Supporting Statement, received 9<sup>th</sup> April 2025  
Additional Supporting Statement, received May 2025  
Email confirming door details, received 30<sup>th</sup> May 2025

Reason

To conform with the requirement of Section 91 of the Town and Country Planning Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

3. The premises shall be used for no other purpose other than as a hairdressers, including any other purpose within Use Class E of the Schedule to the Town and Country Planning (Use Classes) Order 1987 (as amended), or in any provision equivalent to that Class in any statutory instrument revoking and re-enacting that Order with or without modification.

Reason

The Local Planning Authority wishes to review the merits of any alternative land use at the site, to safeguard the viability and vitality of the town centre and adjacent residential amenity, in accordance with Strategic Policies R1 and R1 and Policies DS4 and R7 of the Copeland Local Plan.

4. The use hereby permitted shall be strictly undertaken in accordance with the hours of operation, measures and controls set out within the submitted Supporting Statement received 9<sup>th</sup> April 2025 and Additional Supporting Information received May 2025.

Reason

In the interests of preserving the amenity of neighbouring residents, in compliance with the National Planning Policy Framework and DS4 of the Copeland Local Plan.

5. The business use hereby permitted shall be carried out only by the applicant,

and shall at no time be occupied or sold as a separate independent unit to the main dwelling house.

#### Reason

To safeguard adjacent residential amenity, in compliance with the National Planning Policy Framework and Policy DS4 of the Copeland Local Plan.

### **Informative Notes**

#### **Biodiversity Net Gain – Exemption**

The effect of paragraph 13 of Schedule 7A to the Town and Country Planning Act 1990 is that planning permission granted for the development of land in England is deemed to have been granted subject to the condition “(the biodiversity gain condition”) that development may not begin unless:

- (a) a Biodiversity Gain Plan has been submitted to the local planning authority, and
- (b) the local planning authority has approved the plan.

The planning authority, for the purposes of the Biodiversity Gain Plan is Cumberland Council.

Based on the information available this permission is considered to be one which will not require the approval of a biodiversity gain plan before development is begun because one or more of the statutory exemptions or transitional arrangements is/are considered to apply.

Applicable exemption: De Minimus.

#### **Environmental Health**

Some beauty treatments may require licensing with the Councils Environmental Health team.

The site is within the Whitehaven Smoke Control Area, designated under the Clean Air Act 1956, and residents and businesses must not emit smoke from a chimney and buy or sell unauthorised fuel for use unless it is used in an exempt appliance approved by DEFRA, see <https://uk-air.defra.gov.uk/sca/>

#### **Statement**

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against, primarily, the development plan

policies, any duties applicable and also all material considerations, including Local Plan policy, the National Planning Policy Framework and any stakeholder representations that may have been received. In this context, having identified matters of concern with the application as originally submitted and, if applicable, following negotiations with the applicant, acceptable amendments and solutions to the proposal have been received. As a result, the Local Planning Authority has been able to grant planning permission for an acceptable proposal.

Please read the accompanying notice

A handwritten signature in black ink, appearing to read 'N. S. Hayhurst'.

Nick Hayhurst  
Head of Planning and Place  
Inclusive Growth and Placemaking

18th June 2025

**APPROVALS  
(OUTLINE, FULL RESERVED MATTERS & HOUSEHOLDER)**

**TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT  
PROCEDURE) (ENGLAND) ORDER 2015**

**PART 2**

**TOWN AND COUNTRY PLANNING ACT 1990**

**Appeals to the Secretary of State**

- If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
- If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.
- Appeals can be made online at: <https://www.gov.uk/appeal-planning-decision> . If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on tel: 0303 444 5000.
- The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.
- If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate ([inquiryappeals@planninginspectorate.gov.uk](mailto:inquiryappeals@planninginspectorate.gov.uk)) at least 10 days before submitting the appeal. [Further details are on GOV.UK.](#)

**Purchase Notices**

- If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part V1 of the Town and Country Planning Act 1990.