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Application BH2012/01762 – Appeal against the development of land without complying with conditions subject to which a previous planning permission was granted for change of use from shop (Class A1) to restaurant (Use Class A3) without complying with a condition attached to planning permission Ref BH2000/02898/FP, dated 24 January 2001.

The condition in dispute is No 3 which states that: The premises shall not be open or in use except between the hours of 8am and 11pm hours on any day. The reason given for the condition is: To safeguard the amenities of the locality to comply with Policies ENV 3 of the Brighton Borough Local Plan and QD14 of the Brighton and Hove Local Plan Deposit Draft. **APPEAL DISMISSED** (delegated decision)

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