



Horsham District Council

Application for Removal or Variation of a Condition following Grant of Planning Permission or Listed Building Consent

Town and Country Planning Act 1990 (as amended); Planning (Listed Buildings and Conservation
Areas Act) 1990 (as amended)

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.

Site Location

Disclaimer: We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number	19
Suffix	
Property Name	
Address Line 1	Piries Place
Address Line 2	
Address Line 3	West Sussex
Town/city	Horsham
Postcode	RH12 1EH

Description of site location must be completed if postcode is not known:

Easting (x)	Northing (y)
517338	130569

Description

Applicant Details

Name/Company

Title

Miss

First name

Sophie

Surname

Burstow

Company Name

The M Bar & Kitchen Limited

Address

Address line 1

The M Bar

Address line 2

19 Piries Place

Address line 3

Town/City

Horsham

County

West Sussex

Country

United Kingdom

Postcode

RH12 1EH

Are you an agent acting on behalf of the applicant?

- ☐ Yes
- ☒ No

Applicant Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

***** REDACTED *****

Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

Planning permission reference DC/25/0562: This application relates solely to Condition 4, which restricts the use of the outside seating area associated with and fronting 19&20 Piries Place, trading as The M Bar. We seek to vary Condition 4 by removing the one-year temporary restriction and permanently extending the permitted use of the outside seating area.

The proposed permanent hours are 10:00 to 22:30 Monday to Wednesday and 10:00 to 01:45 the following morning Thursday to Sunday, Christmas Eve and New Year’s Eve. The proposed Sunday hours would run from 10:00 on Sunday until 01:45 on Monday morning, including where Monday is a Bank Holiday. All other requirements of Condition 4 would remain unchanged. This application relates only to the outside seating area because the indoor premises already benefit from the relevant planning permission.

Reference number

DC/25/0562

Date of decision (date must be pre-application submission)

07/08/2025

Please state the condition number(s) to which this application relates

Condition number(s)

Condition 4

Has the development already started?

- ☐ Yes
- ☒ No

Condition(s) - Variation/Removal

Please state why you wish the condition(s) to be removed or changed

The temporary extended hours have operated successfully, and we have demonstrated that their use has caused no issues or unacceptable impact on neighbouring amenity. Allowing customers to continue using the managed outside seating area also improves customer safety, as they can keep their drinks with them when going outside instead of leaving them unattended inside, helping to reduce the risk of drink spiking or interference. The area is actively supervised and managed in accordance with the approved Late Night Noise Management Plan. We therefore consider that the temporary restriction and the requirement to return to a 22:30 closing time are no longer necessary or proportionate.

If you wish the existing condition to be changed, please state how you wish the condition to be varied

We wish to vary Condition 4 to permanently allow use of the outside seating area from 10:00 to 22:30 Monday to Wednesday and from 10:00 to 01:45 the following morning Thursday to Sunday, on Bank Holidays, Sunday bank Holidays and Christmas Eve and New Year's Eve.

Community Infrastructure Levy

Your development may be liable for a charge under the Community Infrastructure Levy if it involves new or additional gross internal area for residential and non-residential buildings, including extensions or a new dwelling. If your scheme is liable, this charge is payable after development begins.

Information on the CIL charges can be found on the local authority website. In London both Mayoral and local borough CIL charges may be applicable.

Your answers below, and in the application, will enable the local authority to establish if your development is liable for a charge and to calculate it accurately.

Further information on CIL, and what to do if you are liable can be found on the [Planning Portal](#).

It is an offence for a person to knowingly or recklessly supply information which is false or misleading in a material respect to a collecting or charging authority in response to a requirement under the Community Infrastructure Levy Regulations (2010) as amended (regulation 110, SI 2010/948). A person guilty of an offence under this regulation may face unlimited fines, two years imprisonment, or both.

Liability for CIL (when applying to Remove or Vary Conditions on an Existing Planning Permission)

Does the application involve a change in the amount or use of new build development, where the total (including that previously granted planning permission) is over 100 square metres gross internal area?

☐ Yes

☒ No

Note: Answer No if either:

- the new or additional internal area only relates to a building into which people do not normally go or only go into intermittently for the purposes of inspecting or maintaining fixed plant or machinery; or
- the new or additional internal area solely relates to an internal/mezzanine floor and no other works or change of use are proposed.

Does the application involve a change in the amount of gross internal area where one or more new dwellings (including residential annexes) are to be created, either through new build or conversion (except the conversion of a single dwelling house into two or more separate dwellings with no additional gross internal area created)?

☐ Yes

☒ No

Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

☒ Yes

☐ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- ☐ The agent
☒ The applicant
☐ Other person

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):

Officer name:

Title

***** REDACTED *****

First Name

***** REDACTED *****

Surname

***** REDACTED *****

Reference

Date (must be pre-application submission)

14/09/2026

Details of the pre-application advice received

Alice Johnson advised by email, following consultation with the Environmental Health Officer, that we could apply to vary Condition 4 of planning permission DC/25/0562 to remove the temporary restriction. She confirmed that this should be submitted as an application for the removal or variation of a condition rather than a full planning application. No indication of the likely outcome was provided.

Ownership Certificates and Agricultural Land Declaration

Certificates under Article 14 - Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended)

Please answer the following questions to determine which Certificate of Ownership you need to complete: A, B, C or D.

Is the applicant the sole owner of all the land to which this application relates; and has the applicant been the sole owner for more than 21 days?

E.g. All the land is owned by a single individual

- ☐ Yes
☒ No

Is the land owned by multiple individuals, or has agricultural tenants where the details of all individuals are known by the Applicant?

E.g. The land is owned by 2 people and the applicant can provide details of those owners.

- ☒ Yes
☐ No

Certificate Of Ownership - Certificate B

I certify/ The applicant certifies that:

- ☒ I have/The applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner* and/or agricultural tenant** of any part of the land or building to which this application relates; or
- ☐ The applicant is the sole owner of all the land or buildings to which this application relates and there are no other owners* and/or agricultural tenants**.

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

** "agricultural tenant" has the meaning given in section 65(8) of the Town and Country Planning Act 1990

Owner/Agricultural Tenant

Name of Owner/Agricultural Tenant:

***** REDACTED *****

House name:

Number:

45

Suffix:

Address line 1:

Stamford Hill

Address Line 2:

Town/City:

London

Postcode:

N16 5SR

Date notice served (DD/MM/YYYY):

04/08/2026

Person Family Name:

Person Role

- ☒ The Applicant
- ☐ The Agent

Title

Miss

First Name

Sophie

Surname

Burstow

Declaration Date

15/09/2026

☒ Declaration made

Declaration

I/We hereby apply for Removal/Variation of a condition as described in the questions answered, details provided, and the accompanying plans/drawings and additional information.
I/We confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.
I/We also accept that, in accordance with the Planning Portal's terms and conditions:
- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

☒ I / We agree to the outlined declaration

Signed

Sophie Burstow

Date

15/09/2026