

## APPENDIX 1

## UPDATE OF LIST OF NOTICES SERVED AND ACTIONS TAKEN

ACOLAID CASE NUMBER	ADDRESS / LOCATION	BREACH OF PLANNING CONTROL	TYPE OF NOTICE SERVED	APPEAL MADE AND RESULT	COMPLIANCE / ACTION TAKEN
05/0372 Pilkington Park Ward	Land at Philips Park Road West, Whitefield	Tipping of clays, waste materials and engineering operation	Enforcement Notice served 9/1/06	Appeal lodged	Continuing to monitor varied Enforcement Notice to ensure complied with
05/0218 Ramsbottom Ward	Land at Eaves Cottage, Hawkshaw Lane, Bury	Erection of wall and fencing	Enforcement Notice served 14/3/06	No Appeal made	Proceeding towards prosecution for non compliance, following legal clarification
05/0418 East Ward	11 to 13 Victoria Buildings, Silver Street, Bury	Installation of new shop front without planning permission	Enforcement Notice served 20/3/06	Appeal lodged	Enforcement Notice upheld and varied, compliance overdue negotiations to comply continuing
04/0086 Radcliffe North Ward	Land at Keystone Cottage, Taylors Lane, Ainsworth, Bury	Without the benefit of planning permission erection of a timber riding area cover	Enforcement Notice served 16/5/06	No Appeal made	Notice not fully complied with proceeding towards prosecution
05/0277 North Manor Ward	120 Railway Street, Summerseat, Ramsbottom	Erection of second floor rear dormer including alteration of ridge line	Enforcement Notice served 3/7/06	No Appeal made	Notice not complied with interviewed owner under caution progressing towards prosecution
04/0260 Radcliffe East Ward	Land situated between Politt Street and Cock Clod Street, Bury	Untidy land	Section 215 Untidy land Notice served on 8/8/06	No Appeal made	Notice not complied with proceeding towards prosecution

05/0279 Ramsbottom Ward	Zaidy's Pizza and Curry House, 14 Bolton Street, Ramsbottom, Bury	Premises remaining open outside permitted hours in contravention of condition 4 of C/19837/87	Enforcement Notice served on 16/8/06	No Appeal made	Complaints received Notice not being complied premises being monitored and proceeding towards prosecution
05/0279 Ramsbottom Ward	Zaidy's Pizza and Curry House, 14 Bolton Street, Ramsbottom, Bury	Premises remaining open outside permitted hours in contravention of condition 4 of C/19837/87	Breach of Condition Notice served on 16/8/06	N/A	Complaints received Notice not being complied with premises being monitored and proceeding towards prosecution
06/0095 East Ward	24 Shepherd Street, Bury	Without planning permission the erection of a car port structure	Enforcement Notice served on 23/8/06	No Appeal made	Notice still not complied with proceeding towards prosecution
05/0426 Pilkington Park Ward	Land and property at 5 Ringley Drive, Whitefield	Untidy land and property	Section 215 Untidy Land Notice served on 22/8/06	Appeal lodged	Notice now complied with, hearing adjourned for a further 6 months
06/0228 Radcliffe West Ward	Woodacre Trekking School, land adjacent to Prestolee Road, Radcliffe	Without the benefit of planning permission the siting of one touring caravan, one static caravan and two metal storage containers	Enforcement Notice served on 18/10/06	Appeal lodged 11/12/06	Notice part upheld following Appeal decision. Monitoring to ensure compliance with Notice to remove caravans
06/0374 Radcliffe North Ward	Land to rear of 110 Stanley Road, Radcliffe	Importation and tipping of soils, rubble, aggregates and other materials	Enforcement Notice served on 15/2/07	No Appeal made	Notice sufficiently complied with no further action to be taken

05/0295 Pilkington Park Ward	Whitefield House, former Whitefield Town Hall, Pinfold Lane, Whitefield	Untidy land	Section 215 Notice served on 15/11/06	No Appeal made	Adjourned to 5/2/08 for a pre trial review and plea
06/0202 Ramsbottom Ward	Simons House Farm, Redisher Lane, Hawkshaw, Bury	Unauthorised building work to roof, walls, windows and door openings	Enforcement Notice served on 7/12/06	No Appeal made	Site checked amendments now carried out in accordance with planning permission no. 47770, Notice now complied with no further action required
N/A Sedgley Ward	Drum Works, Park Road, Bury	Unauthorised tipping on land	Assisted Environment Agency as witness in Prosecution	N/A	Awaiting Court Decision
04/0042 Moorside Ward	Sillinghurst Farm, Castle Hill Road, Bury	Unauthorised works to a Grade II Listed building – installation of uPVC windows and strap pointing	Listed Building Enforcement Notice served 17/1/07	No Appeal made	To check Notice complied with after compliance period expires which is 26/2/08 for the strap pointing and 26/2/09 for removing and replacing the uPVC windows
06/0180 Sedgley Ward	4 Linksway, Prestwich, Bury	Erection of an extension with a flat roof instead of a pitched roof. Planning permission no. 43004/04 was granted for a pitched roof	Enforcement Notice served 31/1/07	No Appeal made	Monitoring site to ensure Notice complied with. A further planning application had been submitted and refused and an Appeal against this decision was made on 1/6/07, this Appeal was dismissed, so Notice now effective
06/0649 Radcliffe East Ward	RTK Grab and Skip Hire Ltd, 59 Bury Road, Radcliffe	Tipping on land at Daisyfield, Wellington Street, Bury	Enforcement Notice served on 7/2/07	No Appeal made	The site is now being developed in accordance with planning permission negotiations entered into to comply with Notice. Prosecution held in abeyance.

06/0649 Radcliffe East Ward	RTK Grab and Skip Hire Ltd, 59 Bury Road, Radcliffe	Tipping on land at Daisyfield, Wellington Street, Bury	Temporary Stop Notice served on 7/2/07	N/A	Notice not complied awaiting result of Crown Court prosecution case
06/0628 Pilkington Park Ward	North Lodge, Park Lane, Philips Park, Whitefield	Unauthorised works to Grade II Listed Building – installation of uPVC window	Listed Building Enforcement Notice served on 1/3/07	No Appeal made	Notice not complied with proceeding towards prosecution
07/0060 Ramsbottom Ward	Land South West of Holligrove Farm, Redisher Lane, Hawkshaw, Bury	Tipping on land	Enforcement Notice served on 20/3/07	No Appeal made	Site checked Notice now complied with no further action required
06/0549 Holyrood Ward	Land at Reservoir House, St. Margarets Road, Prestwich	Erection of a timber boundary fence, over 1 metre in height adjacent to the highway	Enforcement Notice served on 22/3/07	No Appeal made	Site checked fence now removed, Notice complied with no further action required
07/0006 East Ward	First Choice Continental Cash and Carry Ltd, Cook Street, Bury	Change of use from Industrial (B2) to predominantly retail (A2) Cash and Carry Supermarket together with some Wholesale sales(B8)	Enforcement Notice served on 21/3/07	Appeal lodged	Awaiting result of Public Inquiry Appeal held on 8 <sup>th</sup> January 2008
06/0649 Radcliffe East Ward	RTK Grab and Skip Hire Ltd, 59 Bury Road, Radcliffe	Tipping on land at Daisyfield, Wellington Street, Bury	Planning Contravention Notice served 25/4/06	N/A	Court Proceedings commence at Bolton Crown Court on 14/1/08
06/0649 Radcliffe East Ward	RTK Grab and Skip Hire Ltd, 59 Bury Road, Radcliffe	Tipping on land at Daisyfield, Wellington Street, Bury contrary to planning permission no. 46433	Planning Contravention Notice served 17/1/07	N/A	Court Proceedings commence at Bolton Crown Court on 14/1/08

06/0536 Moorside Ward	Land and property at the end of Wolstenholme Avenue, Bury	Untidy land and property	Planning Contravention Notice served 21/6/07	N/A	Section 215 Notice served monitoring to ensure compliance
06/0009 Sedgley Ward	110 and 112 Park Road, Prestwich	Formal Complaint regarding High Hedge	High Hedge Remedial Notice served on 31/7/06	No Appeal made	Monitoring to ensure compliance with the Notice which requires the Hedge to be reduced to a max height of 4.8 metres
06/0448 Holyrood Ward	30 Simister Lane, Prestwich	Formal Complaint regarding High Hedges	High Hedge Remedial Notice served on 29/3/07 – one of two served at the property	No Appeal made	Notice now complied with no further action to be taken
06/0448 Holyrood Ward	30 Simister Lane, Prestwich	Formal Complaint regarding High Hedges	High Hedge Remedial Notice served on 29/3/07 – two of two served at the property	No Appeal made	Works carried out to part of hedge, further work required continuing to pursue to ensure compliance with Notice
06/0649 Radcliffe East Ward	John Bottomley, Director, RTK Grab and Skip Hire Ltd, 59 Bury Road, Radcliffe	Tipping on land at Daisyfield Wellington Street, Bury and land off Outwood Road, Radcliffe	Prosecution	N/A	Charged at Bury Police Station and appearing at Bolton Crown Court 14 <sup>th</sup> January 2008
06/0649 Radcliffe East Ward	Lisa Kay, Co Secretary, RTK Grab and Skip Hire Ltd, 59 Bury Road, Radcliffe	Tipping on land at Daisyfield Wellington Street, Bury and land off Outwood Road, Radcliffe	Prosecution	N/A	Charged at Bury Police Station and appearing at Bolton Crown Court 14 <sup>th</sup> January 2008
06/0088 Tottington Ward	Land at 321 Turton Road, Tottington, Bury	Erection of building for use as storeroom and hobby workshop	Enforcement Notice served on 1/5/07	Appeal lodged	Awaiting result of Appeal on 5 <sup>th</sup> February 2008 before deciding what further action to take

06/0359 Ramsbottom Ward	Land adjacent to 8 Ripon Hall Avenue, Ramsbottom	Tipping on land and an engineering operation taking place	Enforcement Notice served on 24/5/07	No Appeal made	Notice sufficiently complied with that no further action to be taken
06/0409 North Manor Ward	Land off Mather Road, Bury	Untidy land	Section 215 Notice served on 6/6/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
06/0322 Holyrood Ward	Land and property at 148 Heywood Road, Prestwich	Unauthorised erection of a fence and two gateposts more than 1 metre in height adjacent to a highway	Enforcement Notice served on 7/6/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
06/0535 Holyrood Ward	Land and property at 480 to 484a Bury Old Road, Prestwich	Untidy land and property	Section 215 Notice served on 13/6/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
07/0146 Tottington Ward	Land and property at the former Roach Packing Case and Timber Co, Scobell Street, Bury	Untidy land and property	Section 215 Notice served on 28/6/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
06/0109 Sedgley Ward	Land between 104 and 110 Albert Avenue, Prestwich	Untidy land	Section 215 Notice served on 29/6/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
06/0271 Radcliffe East Ward	Land at Bury Road and Park Street, Radcliffe	Breach of Condition 14 of planning permission no. 44465 re artwork	Breach of Condition Notice served on 29/6/07	N/A	Monitoring to ensure the Notice is complied with

05/0302 North Manor Ward	Land and property at The Lord Raglan Pub, Mount Pleasant, Nangreaves, Bury	Unauthorised installation of replacement uPVC windows	Listed Building Enforcement Notice served on 29/6/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
07/0006 East Ward	First Choice Continental Cash and Carry Ltd, Cook Street, Bury	Unauthorised erection of illuminated advertisements	Prosecution	N/A	Fined £1650 no further action required
05/0295 Pilkington Park Ward	Whitefield House, former Whitefield Town Hall, Pinfold Lane, Whitefield	Untidy land and property	Prosecution	N/A	Adjourned to 3/4/08 for pre trial review and plea
07/0084 Various Wards	At various locations throughout Bury M.B.C.	Erection of unauthorised advertisements by 'Apex Self Storage'	Prosecution	N/A	Prosecution file sent to Legal for the unauthorised advertisements erected
06/0289 Tottington Ward	12 Birch Avenue, Tottington, Bury	Erection of concrete post and timber fence over 1 metre adjacent to highway	Enforcement Notice served on 26/7/07	No Appeal made	Notice now complied with no further action required
06/0289 Tottington Ward	14 Birch Avenue, Tottington, Bury	Erection of a timber fence over 1 metre in height adjacent to a highway	Enforcement Notice served on 26/7/07	No Appeal made	Notice not complied with proceeding towards prosecution
07/0229 Radcliffe East Ward	Former Halls Factory, Morris Street, Radcliffe	Importation and deposit of soils, clays, waste etc without planning permission	Enforcement Notice served on 10/8/07	Appeal Lodged	Awaiting result of Appeal before deciding upon further action
06/0114 Sedgley Ward	30 Deyne Avenue, Prestwich	Erection of a raised timber decking structure together with railings and	Enforcement Notice served on 28/8/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice

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06/0228 Radcliffe West Ward	Woodacre Trekking School, land adjacent to Prestolee Road, Radcliffe	Siting of 2 metal shipping containers and 1 metal container/van body without planning permission	Enforcement Notice served on 30/8/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
06/0109 Sedgley Ward	Land and property at 104 Albert Avenue, Prestwich	Untidy land and property	Section 215 Notice served on 29/8/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
06/0622 St.Mary's Ward	Land and property at Shrewsbury House, Lowther Road, Prestwich	Untidy land and property	Section 215 Notice served on 29/8/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
07/0229 Radcliffe East Ward	Former Halls Factory, Morris Street, Radcliffe	Unauthorized change of use of land from former factory premises (B2 Use) to a demolition contractor's yard (Sui Generis Use)	Enforcement Notice served on 14/9/07	Appeal lodged	Awaiting result of Appeal before deciding upon further action
06/0536 Moorside Ward	Land at end of Wolstenholme Avenue, Bury	Untidy land	Section 215 Notice served on 13/9/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
07/0379 Holyrood Ward	Land and property at 26 Willingdon Drive, Prestwich	Untidy land and property	Section 215 Notice served on 24/10/07	No Appeal made	Monitoring to ensure compliance with steps of the Notice

07/0383 Radcliffe North Ward	Land at Lever Street near to Herbert Street, Radcliffe	Untidy land	Section 215 Notice served on 8/11/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
05/0383 Redvales Ward	Land fronting Baron Street, Bury	Non compliance with Condition regarding work of art	Breach of Condition Notice served on 23/11/2007	N/A	Monitor to ensure compliance with steps of Notice which require a sun dial to be installed by 23/1/08
07/0504 Redvales Ward	Land and property at 6 Albany Drive, Bury	Untidy land and property	Section 215 Notice served on 22/11/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
07/0420 Holyrood Ward	Land and property at 33 Glebelands Road, Prestwich	Untidy land and property	Section 215 Notice served on 22/11/07	No Appeal made	Monitoring to ensure compliance with the steps of the Notice
07/0176 Sedgley Ward	176 Albert Avenue, Prestwich	Erection of timber fence over 2 metres without planning permission	Enforcement Notice served on 11/12/07	No Appeal made to date	Monitoring to ensure compliance with the steps of the Notice if no Appeal made
06/0391 Redvales Ward	Land at Garsdale Close, Gigg Lane, Bury	Breach of Condition regarding erection of railings	Breach of Condition Notice served on 18/12/07	N/A	Monitoring to ensure compliance with the steps of the Notice
06/0071 Sedgley Ward	Former Manor Park Nursing Home, The Residences, Scholes Lane, Prestwich	Erection of Timber decking and railings to first floor of Listed Building	Listed Building Enforcement Notice served on 21/12/07	No Appeal made to date	Monitoring to ensure compliance with the steps of the Notice if no Appeal made
04/0384 Sedgley Ward	The Residences, Scholes Lane, Prestwich	Erection of metal gates over 1 metre in height, adjacent to highway	Enforcement Notice served on 21/12/07	No Appeal made to date	Monitoring to ensure compliance with the steps of the Notice if no Appeal made

06/0625 Ramsbottom Ward	The Mala Restaurant, 18-20 Holcombe Village, Ramsbottom	Use of first floor for eating meals	Planning Contravention Notice served on 8/10/07	N/A	Information required by the Notice received no further action required
07/0359 St.Marys Ward	Land rear of 1 St. Marys Road, Prestwich	Use of premises as offices/Business base	Planning Contravention Notice served on 1/11/07	N/A	Information required by the Notice received no further action required
07/0517 Ramsbottom Ward	Land and property at Carr Bank Grange, 15 Uppingham Drive, Ramsbottom	Change of use from residential to a boarding house	Planning Contravention Notice served on 14/11/07	N/A	Information required by the Notice received no further action required
07/0437 St.Marys Ward	Land rear of Radcliffe Borough Football Club, Colshaw Close East, Radcliffe	Stationing of a toilet block without planning permission	Planning Contravention Notice served on 21/11/07	N/A	Information required by the Notice received no further action required as toilet block removed

N/A in the 'Appeal made' column means that there is no Appeal available for these types of Notices under Planning Legislation