

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
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	Prosecution file still with Legal awaiting prosecution for non compliance with the Notice
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 advised by Legal not to prosecute because of age and infirmity of owner and not in the public interest. Attempting to resolve without resorting to 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	Land still untidy to interview owner under caution / send booking letter with a view to prosecuting for non compliance
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	Further visit reveals part of the car port structure still remains to interview owner under caution/send booking letter with a view to prosecuting for non compliance with the notice
06/0144 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	Enforcement Notice served on 18/10/06	Appeal heard 6/7/07. Notice upheld but varied	Enforcement Notice varied to remove the metal containers from the Notice. The Notice is still not being complied with, to send a booking letter to the owner with a view to

		containers			prosecuting for non compliance with the Notice
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	Judicial review at Bury Magistrates Court where the Appeal was allowed. First Hearing for the Appeal set for 7/01/09
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. Negotiations involving Conservation Officer continuing to ensure compliance
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	A further site inspection reveals the Notice has not been complied with. To send a booking letter to the owner with a view to prosecuting for continued non compliance with the Notice
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	Hedge sufficiently reduced to ensure compliance no further action envisaged
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	Monitoring to ensure full compliance with the Notice which is by 29/6/09

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 dismissed 12/02/08	Building now partly demolished to front prosecution to be commenced for continued non compliance with the Notice
06/0409 North Manor Ward	Land off Mather Road, Bury	Untidy land	Section 215 Notice served on 6/6/07	No Appeal made	Notice part complied with at last inspection, further contact with owner to ensure full compliance
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	Notice still not complied with to send booking letter to owner with a view to prosecuting for non compliance with 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	Further site inspection revealed Notice part complied with further contact with owner to ensure full compliance
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	The land remains untidy. To send a booking letter to the owner with a view to prosecuting for non compliance with 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	Art work submitted but unacceptable further negotiations entered into to ensure a better piece of artwork is commissioned
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	Booking letter sent 31/07/08, for non compliance with the Notice proceeding towards prosecution

05/0295 Pilkington Park Ward	Whitefield House, former Whitefield Town Hall, Pinfold Lane, Whitefield	Untidy land and property	Prosecution	N/A	Judicial review at Bury Magistrates Court where the Appeal was allowed. First Hearing for the Appeal set for 7/01/09. No further action regarding the prosecution until the Appeal is determined
07/0084 Various Wards	At various locations throughout Bury M.B.C.	Erection of unauthorised advertisements by 'Apex Self Storage'	Prosecution	N/A	Court appearance on 3/11/08, Guilty Plea entered the Company was fined a total of £8,000 plus costs. To check signs removed
06/0289 Tottington Ward	12 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	Fence checked on 18/9/08 now reduced in compliance with the Notice no further action required
06/0114 Sedgley Ward	30 Deyne Avenue, Prestwich	Erection of a raised timber decking structure together with railings and steps	Enforcement Notice served on 28/8/07	No Appeal made	Notice still not complied with. To send a booking letter to the owner with a view to prosecuting for non compliance with the Notice
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	Notice still not complied with to send a booking letter to the owner with a view to prosecuting for non compliance with 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	Further site visit reveals notice still not complied with. To send a booking letter to owner with a view to prosecuting for non compliance with 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	Notice part complied with further tidy up work required a further Notice will be required Negotiations continuing with owner
06/0536 Moorside Ward	Land at end of Wolstenholme Avenue, Bury	Untidy land	Section 215 Notice served on 13/9/07; takes effect 15/10/07; compliance date: 12/1/08	No Appeal made	Site visit on 30/7/08 reveals Development now completed site still untidy proceeding towards prosecution for non compliance
07/0379 Holyrood Ward	Land and property at 26 Willingdon Drive, Prestwich	Untidy land and property	Section 215 Notice served on 24/10/07 Takes effect 26/11/07; Compliance date: 24/1/08	No Appeal made	Notice now complied with no further action required
07/0383 Radcliffe North Ward	Land at Lever Street near to Herbert Street, Radcliffe	Untidy land	Section 215 Notice served on 8/11/07 Takes effect 8/12/07; Compliance date: 6/3/08	No Appeal made	Land in ownership of several persons. Most owners complied remaining owners to be recontacted to ensure they comply with the steps of the Notice
07/0504 Redvales Ward	Land and property at 6 Albany Drive, Bury	Untidy land and property	Section 215 Notice served on 22/11/07 Takes effect 26/12/07; Compliance date: 23/2/08	No Appeal made	Booking letter sent 7/7/08 for non compliance with the Notice proceeding towards prosecution
07/0420 Holyrood Ward	Land and property at 33 Glebelands Road, Prestwich	Untidy land and property	Section 215 Notice served on 22/11/07 Takes effect 26/12/07; Compliance date: 23/2/08	No Appeal made	Some work carried out further work required to ensure full compliance with 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 Takes effect 16/1/08; Compliance date - 15/3/08	No Appeal made	Notice not complied with further contact with owner 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; Takes effect 30/1/08; Compliance date 28/5/08	No Appeal made	Site inspection reveals the decking has now been removed in compliance with the Notice, no further action required
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; Takes effect 30/1/08; Compliance date 26/2/08	Appeal allowed	Appeal decision on 29/7/08 following appeal hearing was the appeal was allowed and the Notice was quashed. No further action envisaged
06/0290 Radcliffe West Ward	Land and Buildings North side of Water Lane Street, Radcliffe	Untidy land and property	Section 215 Notice served on 24/1/08; Takes effect 30/2/08; Compliance date 30/4/08	No Appeal made	Site visited on 6/8/08 now complied with no further action required
08/0012 Radcliffe East Ward	76 – 80 Water Street, Radcliffe	Unauthorised Change of Use of property from a shop (A1 Use) to a 'massage parlour' (D1/D2/Sui Generis Use)	Enforcement Notice served on 31/1/08; Takes effect 5/3/08; Compliance date 3/4/08	Appeal lodged on 4/3/08	Awaiting result of Appeal against planning refusal before deciding upon next course of action. Appeal against Notice dismissed on 7/7/08
07/0208 Redvales Ward	Land and property at Orchard Court, off Manchester Road, Bury	Breach of Condition regarding block paving; tarmac laid instead	Breach of Condition Notice served 3/3/08; Takes effect 8/3/08; Compliance date 6/4/08	N/A	Developers submitted scheme prior to submitting application in an attempt to resolve this matter. Scheme unacceptable further negotiations continuing

07/0282 Radcliffe North Ward	Land and Property at Fold Mill, Bradley Lane, Bradley Fold, Radcliffe	Creation of bunds to the site boundaries	Enforcement Notice served on 10/3/08; Takes effect 10/4/08; Compliance date 8/7/08	No Appeal made	Planning application to retain refused proceeding towards prosecution for non compliance with the Notice
07/0282 Radcliffe North Ward	Land and Property at Fold Mill, Bradley Lane, Bradley Fold, Radcliffe	Resiting metal fence and gates and installation of roller shutter door	Enforcement Notice served on 10/3/08; Takes effect 9/4/08; compliance date – 7/6/08	No Appeal made	Planning application to retain refused proceeding towards prosecution for non compliance with the Notice
07/0411 Elton Ward	L.A. Pizza, 355 Brandlesholme Road, Bury	Opening outside approved opening hours granted by planning permission	Breach of Condition Notice served on 18/3/08; takes effect 18/3/08; Compliance date 25/3/08	N/A	Monitoring to ensure compliance with the steps of the Notice no breaches reported or witnessed since service of Notice
07/0588 Radcliffe North Ward	75 Moss Shaw Way, Radcliffe	Erection of rear extension not in accordance with approved plans	Enforcement Notice served on 20/3/08; takes effect 26/4/08; compliance date 25/7/08	No Appeal made	Planning permission no 49890 granted for the extension and the extension is now being built in accordance with this permission so no further action required
07/0273 Radcliffe North Ward	Richard Cort Ltd, 701 Manchester Road, Bury	Breach of Condition regarding Surface water drainage of the site	Breach of Condition Notice served on 19/3/08; takes effect 19/3/08; 2 compliance dates – 18/4/08 & 28/4/08	N/A	Further contact with owner required to ensure compliance with the Notice
07/0302 Tottington Ward	Land to the West of High Street, Walshaw, Bury	Storage of a metal container on land without planning permission	Planning Contravention Notice served on 12/3/08; Compliance date 2/4/08	N/A	Information received and unauthorised use to cease within 2 weeks

08/0022 Sedgley Ward	Land and property at 42 Richmond Avenue, Sedgley Prestwich	Dormers not built in accordance with planning permission	Planning Contravention Notice served on 20/3/08; compliance date 10/4/08	N/A	Further action required proceeding towards prosecution for non return
07/0239 Radcliffe East Ward	Rams Head Pub, 40 – 42 Stand Lane, Radcliffe	Untidy land and property	Section 215 Notice served on 2/4/08; takes effect 5/5/08; compliance date 2/8/08	No appeal made	Monitoring to ensure compliance with the steps of the Notice
06/0369 Redvales Ward	152 Parkhills Road, Bury	Erection of conservatory without the benefit of planning permission	Enforcement Notice served on 3/4/08; takes effect 5/5/08; compliance date 3/8/08	No appeal made	Booking letter sent to owner on 11/8/08 with a view to prosecuting for non compliance with the Notice
07/0470 Radcliffe North Ward	Duke William Inn, 1A Well Street, Ainsworth, Bolton	Erection of smoking shelter without the benefit of planning permission	Enforcement Notice served on 10/4/08; takes effect 10/5/08; compliance date 9/7/08	No Appeal made	Site checked 30/7/08 noted smoking shelter still erect. Booking letter sent to owner for prosecution for non compliance with Notice
07/0434 Radcliffe East Ward	PPS Commercials Ltd, Cemetery Works, Cemetery Road, Radcliffe	Breach of condition regarding noise nuisance audible from the site boundary	Breach of Condition Notice served on 14/5/08; takes effect 14/5/08; compliance date 13/6/08	N/A	No evidence todate that this Notice is being breached
07/0434 Radcliffe East Ward	PPS Commercials Ltd, Cemetery Works, Cemetery Road, Radcliffe	Breach of Condition regarding storage or parking of commercial vehicles, or raw materials	Breach of Condition Notice served on 14/5/08; takes effect 14/5/08; compliance date 13/7/08	N/A	Site visit confirms the Notice being breached proceeding towards a prosecution
07/0434 Radcliffe East Ward	PPS Commercials Ltd, Cemetery Works, Cemetery Road, Radcliffe	Breach of Condition regarding entry and egress from the site	Breach of Condition Notice served on 14/5/08; takes effect 14/5/08 compliance date 13/6/08	N/A	Site visit confirms the Notice being breached proceeding towards a prosecution

07/0393 Ramsbottom Ward	38 Albert Street, Ramsbottom, Bury	The erection of timber decking or railings without planning permission	Enforcement Notice served on 23/5/08; Takes effect 26/6/08; compliance date 25/8/08	No Appeal made	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
07/0611 Radcliffe West Ward	Land opposite the former Hare and Hounds Inn, South side of Ringley Road, Outwood, Radcliffe	Untidy land	Section 215 Notice served on 30/6/08; takes effect 3/8/08; compliance date 31/10/08	No Appeal made to date	Site visited 11/08/08 Notice now complied with no further action required
07/0230 East Ward	12 Andrew Street, Bury	Use of property as House in Multiple Occupancy without planning permission	Planning Contravention Notice served on 30/6/08; compliance date 21/7/08	N/A	Notice not complied with todate investigations continuing
06/0418 North Manor Ward	Land rear 198 Railway Street, Summerseat, Bury	Unauthorised storage of 2 metal storage containers	Enforcement Notice served on 28/7/08; compliance period date 30/10/08	No Appeal made to date	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0337 East Ward	481 Rochdale Old Road, Bury	Unauthorised installation of upvc windows and door to a Listed Building	Listed Building Enforcement Notice served on 7/8/08. Compliance period date 7/9/2013	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0338 East Ward	483 Rochdale Old Road, Bury	Unauthorised installation of upvc windows and door to a Listed Building	Listed Building Enforcement Notice served on 7/8/08. Compliance period date 7/9/2013	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0339 East Ward	491 Rochdale Old Road, Bury	Unauthorised installation of upvc windows and door to a Listed Building	Listed Building Enforcement Notice served on 7/8/08. Compliance period	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made

			date 7/9/2013		
08/0340 East Ward	493 Rochdale Old Road, Bury	Unauthorised installation of upvc windows to a Listed Building	Listed Building Enforcement Notice served on 7/8/08. Compliance period date 7/9/2013	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0341 East Ward	495 Rochdale Old Road, Bury	Unauthorised installation of upvc windows to a Listed Building	Listed Building Enforcement Notice served on 7/8/08. Compliance period date 7/9/2013	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0355 East Ward	The Conveyancing Centre, Sankey Street, Bury	Unauthorised erection of advertisement facing Jubilee Way	Advertisement consent sought but refused; appeal against decision dismissed; advert then erected	N/A	Prosecution file sent to legal on 16/09/08
08/0302 Tottington Ward	Former allotment rear of 66 High Street, Walshaw, Bury	Unauthorised siting of metal storage container on the land	Enforcement Notice served 20/8/08, takes effect 23/9/08, compliance period – to move by 23/11/08	No Appeal made todate	Site checked, container now removed no further action required
08/0416 Ramsbottom Ward	Land adjacent 8 Ripon Hall Avenue, Ramsbottom	Tipping crushed stone on the land	Enforcement Notice served 17/9/08, takes effect on 20/10/08, compliance period – to move by 20/1/09	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0334 Tottington Ward	2 Bury Road, Tottington, Bury	Unauthorised erection of concrete post and timber fence	Enforcement Notice served 29/9/08, takes effect on 3/11/08, compliance period – to dismantle and remove	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made

			by 30/11/08		
06/0088 Tottington Ward	321 Turton Raod, Tottington, Bury	Unauthorised change of use of land from agricultural to land for residential purposes	Enforcement Notice served 30/9/08, effective 3/11/08, compliance period – cease use by 10/11/08	Appeal made 15/10/08	Monitoring to ensure compliance with the steps of the Notice, if Appeal dismissed
08/0055 Radcliffe North Ward	41 Bury Old Road, Ainsworth, Bury	Change of use of land to car sales and car repairs business	Planning Contravention Notice served 3/10/08; compliance period 24/10/08	N/A	Notice complied with no further action needed
08/0150 Besses Ward	133 Thatch Leach Lane, Whitefield	Unauthorised installation of roller shutter and access ramp	Enforcement Notice served 16/10/08; compliance period – 15/12/08	Appeal made awaiting start date for Appeal	Monitoring to ensure compliance with the steps of the Notice, if Appeal dismissed
08/0004 Elton Ward	30 Woodhill Road, Bury	Unauthorised erection of a conservatory	Enforcement Notice served 16/10/08; compliance period – 14/01/09	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0004 Elton Ward	30 Woodhill Road, Bury	Unauthorised erection of a garage	Enforcement Notice served 16/10/08; compliance period – 14/01/09	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
08/0223 Tottington Ward	3 Ryecroft Avenue, Tottington, Bury	Unauthorised erection of decking and railings	Enforcement Notice served 21/10/08; compliance period – 19/01/09	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made

08/0229 Tottington Ward	5 Ryecroft Avenue, Tottington, Bury	Unauthorised erection of decking and railings	Enforcement Notice served 21/10/08; compliance period – 19/01/09	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made
07/0306 Sedgley Ward	16 Kings Road, Prestwich	Unauthorised erection of decking and railings	Enforcement Notice served 5/11/08; compliance period – 5/3/09	No Appeal made todate	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made

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