

BURY METROPOLITAN BOROUGH COUNCIL

The Town and Country Planning (General Permitted Development) Order 1995

The Town and Country Planning (General Permitted Development) (Amendment) (No. 2) (England) Order 2008

The Metropolitan Borough of Bury St Mary's Conservation Area (Prestwich) Article 4 Direction 2009

WHEREAS:-

- (A) The Council of the Metropolitan Borough of Bury (hereinafter called 'the Council') is the local planning authority for the purposes of the Planning Listed Buildings and Conservation Areas Act 1990.
- (B) The Council is satisfied that it is expedient that development of the descriptions set out in Schedule One to this Direction hereto should not be carried out to dwellings located in the areas set out in Schedule Two to this Direction and shown on the plan annexed hereto unless planning permission is granted upon application made under the Town and Country Planning (General Permitted Development) Order 1995 (as amended).

NOW THEREFORE the Council in pursuance of powers conferred upon it by Article 4(2) of the Town and Country Planning (General Permitted Development) Order 1995 **hereby directs** as follows:-

- (1) that permission granted by Article 3 of the said Order shall not apply to development comprising works for extension and alteration covered by Classes A, B, C, D, E, F and G in Schedule 2 Part 1 of the Town and Country Planning (General Permitted Development) Order 1995 as substituted by the Town and Country Planning (General Permitted Development) (Amendment) (No.2) (England) Order 2008 (and not being development comprised within any other use class) as contained in Schedule One to this Direction in so far as it effects any dwelling (with the exclusion of flats or apartments) located in the areas contained in Schedule Two to this Direction and shown on the plan annexed hereto.
- (2) This Direction may be cited as 'The Metropolitan Borough of Bury St Marys Conservation Area (Prestwich) Article 4 Direction 2009'.

SCHEDULE ONE

Class A.

The enlargement, improvement or other alteration of a dwellinghouse

Class B.

The enlargement of a dwellinghouse consisting of an addition or alteration to its roof.

Class C.

Any other alteration to the roof of a dwellinghouse.

Class D.

The erection or construction of a porch outside any external door of a dwellinghouse

Class E.

The provision within the curtilage of the dwellinghouse of—

- (a) any building or enclosure, swimming or other pool required for a purpose incidental to the enjoyment of the dwellinghouse as such, or the maintenance, improvement or other alteration of such a building or enclosure; or
- (b) a container used for domestic heating purposes for the storage of oil or liquid petroleum gas

Class F.

Development consisting of—

- (a) the provision within the curtilage of a dwellinghouse of a hard surface for any purpose incidental to the enjoyment of the dwellinghouse as such; or
- (b) the replacement in whole or in part of such a surface.

Class G.

The installation, alteration or replacement of a chimney, flue or soil and vent pipe on a dwellinghouse

SCHEDULE TWO

This Direction relates to dwellings (with the exclusion of flats/apartments) fronting onto, and where elevations/gardens can be seen from, the following streets within the St Marys Conservation Area (Prestwich) -:

- § St Ann's Road
- § Prestwich Park Road South
- § Church Lane
- § Lowther Road
- § Butterstile Lane
- § Shrewsbury Road
- § Rectory lane
- § Clarks Hill
- § Bury New Road

Executed as a Deed

THE COMMON SEAL of the
BURY METROPOLITAN
BOROUGH COUNCIL was
affixed in the presence of:-

Council Solicitor

Dated this day of 2009

The Council Solicitor hereby confirms this Direction pursuant to resolution of the Planning Development Control Committee of with no modifications/or subject to the modifications on the schedule dated contained herein.

Council Solicitor

Dated this day of 2009