

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
04/0260 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 now tidied up, Notice complied with no further action required.
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 containers	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. Send a booking letter to the owner with a view to prosecuting for non compliance with the Notice.
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	Owner appeared at Bury Magistrates Court on 13/5/09, pleaded Guilty and was fined a total of £1,540 for non compliance with the Notice. Owner now in dialogue with Conservation officer regarding a replacement window.
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 re measured still in breach and continuing towards prosecution for non compliance with the Notices.
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	Entered into further negotiation with occupant to secure compliance with 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	Notice not complied with. Send booking letter to owner with a view to prosecuting for non compliance with 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	Site checked 10/6/09 now tidied. Notice complied with.
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	Prosecution file completed and to be sent to Legal when ownership clarified.
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	Prosecution file to Legal on 17/6/09 for continued non compliance with the Notice. First Hearing at Bury Magistrates Court on 22/7/09.
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 not complied with. Send a booking letter to the owner with a view to prosecuting for non compliance with the Notice. Also see 06/0144.
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	Site checked 10/6/09, property under renovation. Notice complied with No further action required.

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. Negotiations with owner continuing.
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 now tidied up in compliance with the Notice. Case closed.
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	Notice now complied with, case closed.
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. Booking letter sent to owner continuing towards prosecution for non compliance with the steps of the Notice.
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 and dismissed	Owner and manager appeared at Bury magistrates Court on 13/5/09. Pled Guilty and were fined a total of £9,226. Monitoring to ensure the Notice is complied with.

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 and appealed. Prosecution file sent to Council's Legal Section 8/1/09 for continued non compliance with the Notice. Appeared at Bury Magistrates Court on 27/5/09 and the case was adjourned until 22/7/09 for committal to Crown Court. Appeal against planning refusal decision dismissed on 16/6/09.
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 and appealed. Prosecution file sent to Council's Legal Section 8/1/09 for continued non compliance with the Notice. Appeared at Bury Magistrates Court on 27/5/09 and the case was adjourned until 22/7/09 for committal to Crown Court. Appeal against planning refusal decision dismissed on 16/6/09.
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

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	Meeting with owner and details provided. Notice complied with.
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	Prosecution file to Legal 8/6/09 for prosecution for continued non compliance with the Notice. First Hearing at Bury Magistrates Court on 22/7/09.
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	Shelter placed on wheels to make it a movable structure in an attempt to avoid prosecution. Several visits confirm not moved now proceeding towards prosecution
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	Prosecution file to Legal 11/6/09 for prosecution for continued non compliance with the Notice. First Hearing at Bury Magistrates Court on 22/7/09
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	Notice now sufficiently complied with that no further action required. Case closed.
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	Property now empty having been resold breach ceased no further action required.

06/0418 North Manor Ward	Land rear 198 Railway Street, Summersat, Bury	Unauthorised storage of 2 metal storage containers	Enforcement Notice served on 28/7/08; compliance period date 30/10/08	No Appeal made	Costs of £250 now paid monitoring to ensure containers removed by 30/6/09.
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	Site checked notice sufficiently complied with case closed.
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 by 30/11/08	Appeal made 29/10/08	Appeal dismissed 23/2/09. Fence reduced as part compliance. Requires full removal further contact with owner required to ensure all fencing removed.
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	Appeal dismissed 5/6/09, further action being taken to ensure compliance with the steps of the Notice.
08/0004 Elton Ward	30 Woodhill Road, Bury	Unauthorised erection of a conservatory	Enforcement Notice served 16/10/08; compliance period – 14/01/09	Appeal made 20/11/08	3/7/09, Appeal allowed and the Notice quashed. No further action required.
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	Site checked and the decking has been reduced and re erected so it is now permitted development. No further action required.
08/0506 Sedgley Ward	30 Kings Road, Prestwich	Unauthorised erection of decking and railings	Enforcement Notice served 11/12/08; compliance period – 13/04/09	Appeal made 12/1/09	Appeal upheld and Notice quashed. No further action regarding the decking and railings, case closed.

07/0232 Radcliffe West Ward	Land rear 26 Albion Street, Radcliffe	Unauthorised construction of gabion wall	Enforcement Notice served 10/12/08; compliance period – 11/04/09	No Appeal made	Site checked 10/6/09, Notice not complied with continuing towards prosecution.
08/0220 Pilkington Park Ward	Land near 31 Farm Lane, Prestwich	Without planning permission the change of use of grazing land to a hardstanding/car park	Enforcement Notice served 18/12/08; compliance period – 25/04/09	No Appeal made	Notice now complied with. No further action.
07/0298 Ramsbottom Ward	48 Regent Street, Ramsbottom	Erection of detached garage on access road at side of property	Planning Contravention Notice served 28/1/09	N/A	Prosecution file sent to Legal 17/4/09, for continued non compliance with the Notice.
08/0441 Tottington Ward	Stables leisure Club, Bolholt Hotel, Walshaw Road, Bury	Erection of ornamental Gazebo without planning permission	Enforcement Notice served 20/1/09, takes effect on 21/2/09 – compliance period 21/5/09	Appeal made 18/2/09	Monitoring to ensure compliance with the steps of the Notice, if Appeal dismissed.
08/0419 Radcliffe West Ward	Former garage site, Outwood Road / Ringley Road West, Radcliffe	Unauthorised change of use of land to a car wash/valetting use	Enforcement Notice served 22/1/09, takes effect on 23/2/09 – full compliance period 23//04/09	No Appeal made	Site checked 10/6/09, Notice not complied with booking letter sent 2/7/09, continuing towards prosecution.
08/0551 Moorside Ward	Fernhill Mill, Hornby Street, Bury	Unauthorised change of use of Unit B2 Fernhill Mill from B2/B8 Use, to a Gymnasium Use D2	Enforcement Notice served 10/2/09, takes effect on 15/3/09 – full compliance period 15/4/09	No Appeal made	Monitoring to ensure compliance with the steps of the Notice.
09/0027 Radcliffe North Ward	Land adjacent to 115 Bury New Road, Brightmet, Bolton	Change of use of vacant land to residential garden	Planning Contravention Notice served 27/4/09	N/A	Use ceased. No further Action required.

08/0380 Moorside Ward	Land and property at Tesco Store, Woodfields Retail Park, Peel Way, Bury	Non compliance with condition 4 of planning permission 46536/06 relating to provision of customer cycling facilities.	Breach of Condition Notice served 26/3/09, - full compliance period 26/6/09	N/A	Details of cycling facilities provided and implemented, to comply with the Notice. No further action required.
08/0446 Sedgley Ward	83 Windsor Road, Prestwich	Without planning permission the erection of a canopy at rear of the site along the boundary with 85 Windsor Road.	Enforcement Notice served 31/3/09, takes effect 3/5/09 – full compliance 3/6/09	No Appeal made	Site visited, canopy removed to comply with Notice. Case closed.
08/0294 Elton Ward	328 Tottington Road, Bury	Without planning permission the erection of a canopy structure in the rear yard	Enforcement Notice served 15/4/09, takes effect on 15/5/09 – full compliance 15/7/09	No Appeal made	Site checked 1/7/09 canopy removed and Notice complied with. Case closed.
08/0499 Radcliffe East Ward	Land at rear of 43 Garstang Drive, Bury	Without planning permission the change of use of land for the siting and storage of a static caravan	Enforcement Notice served 15/4/09, takes effect on 15/5/09 – full compliance 15/7/09	No Appeal made	Monitoring to ensure compliance with the steps of the Notice, if no Appeal made.
07/0269 East Ward	Land off Angouleme Way close to junction with Murray Road, Bury	Untidy land	Section 215 Notice served on 16/4/09 – full compliance by 18 th August 2009.	No Appeal made	Monitoring to ensure compliance with the steps of the Notice.
09/0033 East Ward	31 Hurst Street, Bury	Erection of flues on gable wall	Planning Contravention Notice served 17/4/09	N/A	Notice complied with

08/0231 Church Ward	Black Bull Hotel, 10 Lowercroft Road, Bury	Timber structure	Planning Contravention Notice served 1/5/09	N/A	Notice complied with
09/0170 Radcliffe North Ward	Land South West of 49 Arthur Lane, Ainsworth, Bolton	Change of use of land for storing caravans	Planning Contravention Notice served 19/5/09	N/A	Notice complied with
08/0227 Church Ward	2 Freckleton Drive, Bury	Use of land and property for office purposes	Planning Contravention Notice served 20/5/09	N/A	Notice complied with
09/0175 Radcliffe East Ward	51 Bury Street, Radcliffe	Use of property as a House in Multiple Occupation	Planning Contravention Notice served 22/5/09	N/A	Notice complied with
09/0041 Ramsbotto m Ward	Land adjacent to 390 Manchester Road, Gollinrod, Bury	Unauthorised erection of 2 advertisements	Planning Contravention Notice served 28/5/09	N/A	Advertisements removed breach ceased no further action required.
07/0298 Ramsbottom Ward	Land and property at 48 Regent Street, Ramsbottom, Bury	Erection of a garage adjacent to 48 Regent Street	Planning Contravention Notice served 3/6/09	N/A	Prosecution file sent to Legal 17/4/09, for continued non compliance with the Notice.
08/0282	1 Church Lane, Prestwich	Erection of roller shutters on the front elevation	Enforcement Notice served 15/5/09, takes effect on 18/6/09 – full compliance 18/8/09	No Appeal made	Monitoring to ensure steps of Notice complied with
08/0231 Church Ward	Black Bull Hotel, 10 Lowercroft Road, Bury	Erection of a covered shelter to the rear of the site	Enforcement Notice served 26/5/09, takes effect on 26/6/09 – full compliance 26/7/09	No Appeal made	Site checked 1/7/09, shelter now removed and Notice complied with. Case closed.

06/0567 Radcliffe East Ward	Land and property at 364 Ainsworth Road and 4 St. Andrews Street, Radcliffe	Erection of a rear extension and roller shutter	Planning Contravention Notice served 30/6/09	N/A	Monitoring to ensure Notice complied with.
09/0211 Radvales Ward	Land and property at 16 Prescott Close, Bury	Erection of a rear extension	Planning Contravention Notice served 30/6/09	N/A	Monitoring to ensure Notice complied with.
09/0016 Moorside Ward	Limefield Court Retirement Home, 15 Limefield Road, Bury	Without planning permission the siting of a metal storage container	Enforcement Notice served 26/5/09, takes effect on 26/6/09 – full compliance 26/7/09	No Appeal made	Monitoring to ensure steps of Notice complied with.
09/0228 Radcliffe North Ward	Land and property at Ainsworth Mill, Bury New Road, Brightmet, Bolton	Untidy land and property	Section 215 Notice served 25/6/09 – full compliance 26/9/09	No Appeal made todate	Monitoring to ensure steps of Notice complied with if no Appeal made.
09/0103 East Ward	Land to the West side of Heywood Street, Bury	Without planning permission, the siting of 6 metal storage containers and a portacabin	Enforcement Notice served 30/6/09, takes effect on 31/7/09 – full compliance 31/9/09	No Appeal made todate	Monitoring to ensure steps of Notice complied with 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