

Title	Planning Applications
To:	Planning Control Committee
On:	20 July 2010
By:	Chief Planning Officer
Status:	For Publication

Executive Summary

The attached reports present members with a description of various planning applications, the results of consultations, relevant policies, site history and issues involved.

My recommendations in each case are given in the attached reports.

This report has the following implications

Area Board/ Ward: Identified in each case.

Policy: Identified in each case.

Resources: Not generally applicable.

Equal Opportunities: Identified in each case.

Human Rights:

All planning applications are considered against the provisions of the Human Rights Act 1998.

Under Article 6 the applicants (and those third parties who have made representations) have the right to a fair hearing and to this end full consideration will be given to their comments.

Article 8 and Protocol 1 of the First Article confer a right to respect private and family life and a right to the protection of property, ie peaceful enjoyment of one's possessions which could include a person's home, and other land and business assets.

In taking account of the Council policy as set out in the Bury Unitary Development Plan 1997 and all material planning considerations, I have concluded on balance that the rights conferred upon the applicant/ objectors/ residents/ other interested party by Article 8 and Article 1 of the First Protocol may be interfered with, since such interference is in accordance with the law and is justified in the public interest. Any restriction of these rights posed by refusal/ approval of the application is legitimate since it is proportionate to the wider benefits of such a decision, is based upon the merits of the proposal, and falls within the margin of discretion afforded to the Council under the Town & Country Planning Acts.

Tom Mitchell
Chief Planning Officer

Background Documents

1. The planning application forms and plans submitted therewith.
2. Certificates relating to the ownership.
3. Letters and Documents from objectors or other interested parties.
4. Responses from Consultees.

FOR FURTHER INFORMATION ON THE CONTENTS OF EACH REPORT PLEASE CONTACT
INDIVIDUAL CASE OFFICERS IDENTIFIED IN EACH CASE.

01 **Area Board-Ward:** Bury East **App No.** 52656

Location: Greenhalgh's Craft Bakery Ltd, 53 The Rock, Bury, BL9 0JP

Proposal: New Shop front with night security shutter

Recommendation: Approve with Conditions **Site Visit:** N

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02 **Area Board-Ward:** North Manor **App No.** 52668

Location: Springside County Primary School, Springside Road, Bury, BL9 5JB

Proposal: New foundation unit with playgrounds & fencing. New main entrance, and relocation of bin store. Construction of link covered walkway in courtyard area.

Recommendation: Approve with Conditions **Site Visit:** N

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03 **Area Board-Ward:** Ramsbottom + Tottington - Tottington **App No.** 52697

Location: Old Kays Park, Tottington, Bury

Proposal: Installation of play equipment within the park area (retrospective)

Recommendation: Approve with Conditions **Site Visit:** N

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04 **Area Board-Ward:** Bury East **App No.** 52704

Location: Land at the rear 457-461 Rochdale Old Road, Bury, BL9 7TB

Proposal: Change of use of land to form car park to create 8 spaces

Recommendation: Approve with Conditions **Site Visit:** N

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