

IMPORTANT: THIS COMMUNICATION AFFECTS YOUR PROPERTY

**TOWN AND COUNTRY PLANNING ACT 1990
(as amended by the Planning and Compensation Act 1991)**

BREACH OF CONDITION NOTICE

ISSUED BY: Oldham Metropolitan Borough Council ("the Council")

1. THIS NOTICE is issued by the Council, under Section 187A of the above Act, because they consider that operations are taking place on the land described below in breach of the restrictions in condition 1 imposed on a grant of planning permission. They consider that it is expedient to issue this Notice, having regard to the provisions of the Development Plan and to other material planning considerations. The Annex at the end of the Notice contains important additional information.

2. THE LAND TO WHICH THE NOTICE RELATES

Car wash at Moorside Garage, Ripponden Road, Oldham as shown edged red on the accompanying plan ("the Land")

3 THE RELEVANT PLANNING PERMISSION

The relevant planning permission to which this Notice relates is the permission PA/342502/18 granted by the Council on 21st December 2018 for a change to the opening hours of the car wash on the Land.

4. THE BREACH OF CONDITION

The following condition has not been complied with:

Condition 1

The car wash use hereby permitted shall not be open to customers outside the following times:

08.30 Hours to 18.00 Hours Monday to Friday

09.00 Hours to 17.00 Hours on Saturdays

10.00 Hours to 16.00 Hours Sundays and Bank Holidays.

Reason - To protect the amenity of occupiers of nearby properties.

5. WHAT YOU ARE REQUIRED TO DO

Cease the opening of the car wash to customers outside the hours of 08:30 to 18:00 Mondays to Fridays, 09:00 to 17:00 on Saturdays and 10:00 to 16:00 on Sundays and Bank Holidays.

Period of compliance: **28 days** beginning with the day on which this notice is served on you

Dated: 11 April 2019

Signed: *Alan Evans*

**For Paul Entwistle
Director of Legal Services
Council's authorised Officer**

On behalf of: Oldham Metropolitan Borough Council
Civic Centre
West Street
Oldham
OL1 1UL

ANNEX

There is no right of appeal against this Notice.

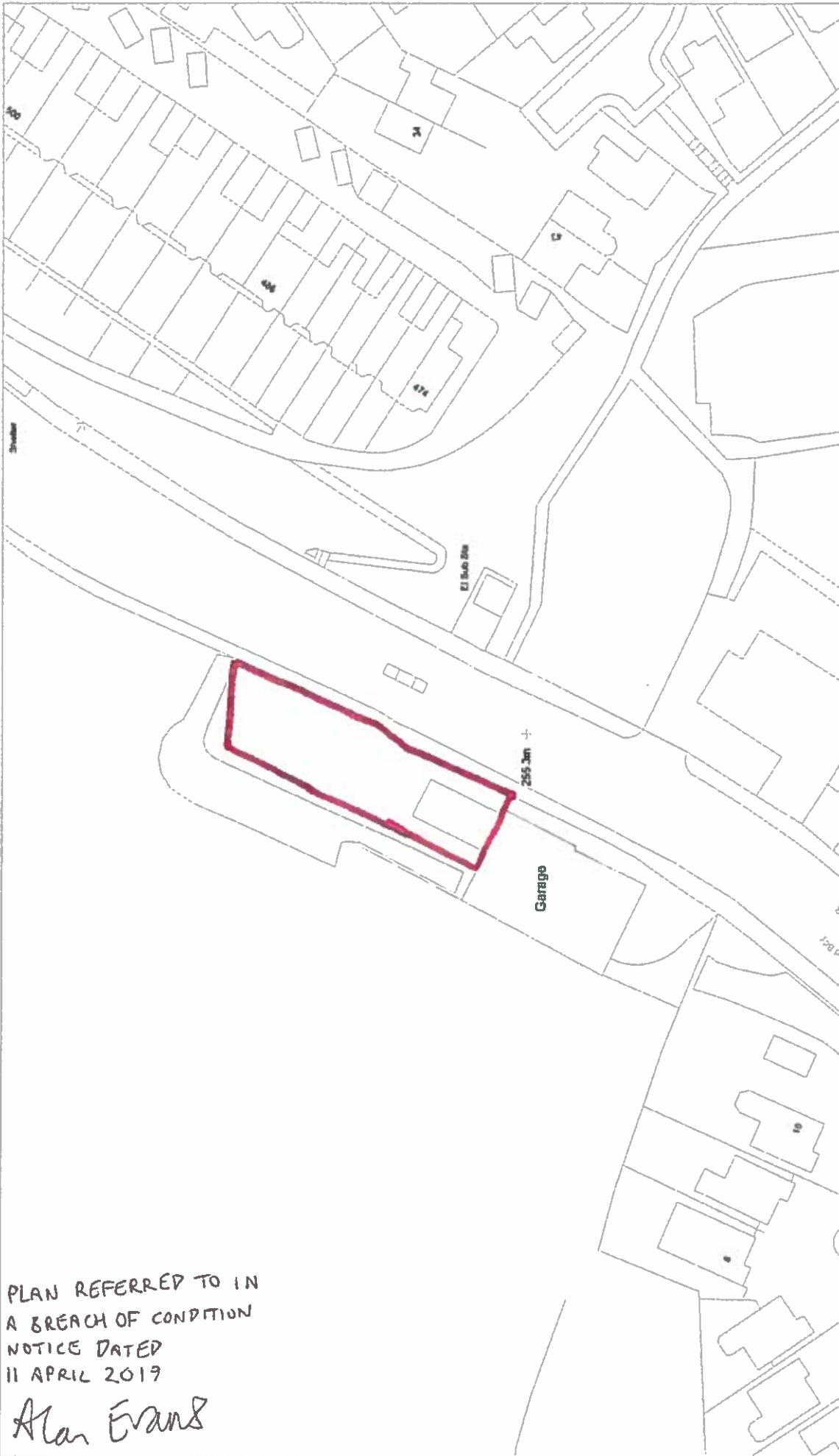
It is an offence to contravene the requirements stated in paragraph 5 of this Notice after the end of the compliance period. You will then be at risk of **immediate prosecution** in the Magistrates' Court, for which the maximum penalty is £1,000 for a first offence and for any subsequent offence. If you are in any doubt about what this Notice requires you to do, you should get in touch **immediately** with Rachael Dodson-Greaves at Oldham Council Telephone 0161 770 3279.

If you need independent advice about this Notice, you are advised to urgently contact a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the Notice, you may only do so by an application to the High Court for judicial review.

Do not leave your response to the last minute.

A copy of this Notice has been served on the following person: -

Mr Ahmed Mohamed of 143 Belgrave Road, Oldham OL8 2JT



Date: 03/04/19

Scale 1:780

Contact Us:
 Phone: 0181 911 4105
 Fax: 0181 911 3104
 Email: planning@oldham.gov.uk
 Web: www.oldham.gov.uk

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Planning Services
 Oldham MBC
 PO Box 30
 Civic Centre
 West Street
 Oldham
 OL1 1UG

OLDHAM
 Metropolitan Borough

PLAN REFERRED TO IN
 A BREACH OF CONDITION
 NOTICE DATED
 11 APRIL 2019

Alan Evans