

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

ENFORCEMENT NOTICE

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

1. THIS NOTICE is issued by the Council because it appears to them that there has been a breach of planning control, under Section 171A(1)(a) of the above Act, at the land described below. 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

9 Montreal Street, Oldham, OL8 1LW as shown edged red on the accompanying plan ("the Land").

3 THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL

Without planning permission, the erection of a boundary fence and gate over one metre in height on the Land fronting a highway.

4. REASONS FOR ISSUING THIS NOTICE

By reason of its size, scale, design and position in close proximity to the highway, the fence and gate have an overbearing and oppressive impact which is detrimental to the amenity of the area. The development is therefore contrary to Development Management Policy 9 (Local Environment) and Policy 20 (Design) of the Council's Development Plan Document – Joint Core Strategy and Development Management Policies.

It appears to the Council that the above breach of planning control has occurred within the last four years.

5. WHAT YOU ARE REQUIRED TO DO

1. Permanently remove the boundary fence and gate from the Land; or
2. Reduce the height of the boundary fence and gate to one metre in height

6. TIME FOR COMPLIANCE

The actions specified in paragraph 5 above must be carried out within 28 days of this Notice taking effect.

7. WHEN THIS NOTICE TAKES EFFECT

The Notice takes effect on 25 March 2020, unless an appeal is made against it beforehand.

Dated: 21 February 2020

Signed:



**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

YOUR RIGHT OF APPEAL

You can appeal against this Notice, but any appeal must be received, or posted in time to be received, by the Secretary of State before the date specified in paragraph 7 of the Notice.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this Enforcement Notice, it will take effect on the date specified in paragraph 7 of the Notice and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period specified in paragraph 6 of this Notice. Failure to comply with an Enforcement Notice which has taken effect can result in prosecution and/or remedial action by the Council.

IMPORTANT ADDITIONAL INFORMATION

The fee for the deemed planning permission application is £412 which is payable to the Council. There is no fee for the appeal itself.

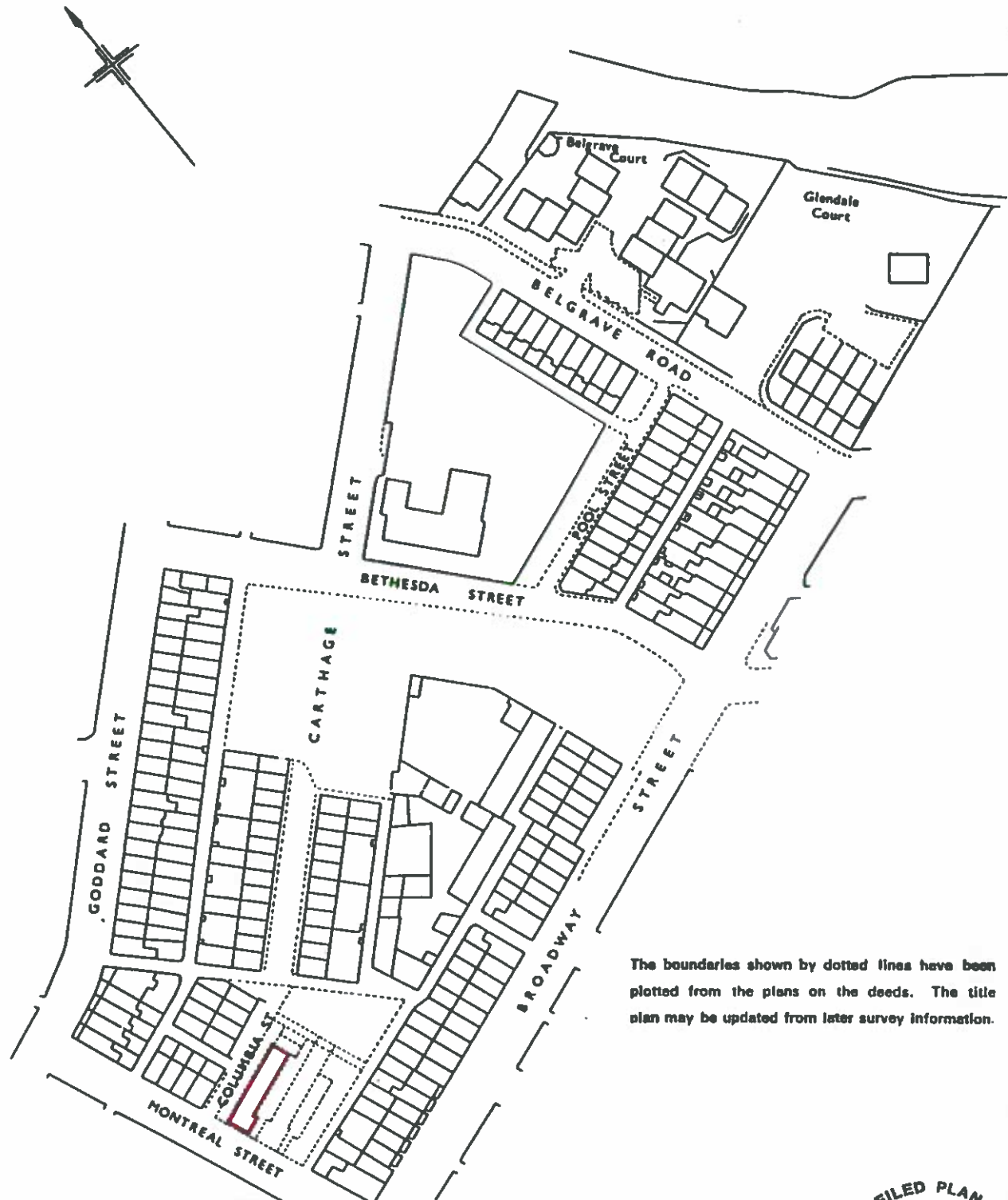
A copy of this Enforcement Notice has been served on the following person: -

Raymond Duffy of 9 Montreal Street, Oldham OL8 1LW

H. M. LAND REGISTRY

NATIONAL GRID PLAN SD 9203 SECTION E
GREATER MANCHESTER

OLDHAM DISTRICT ① Scale 1/1250



The boundaries shown by dotted lines have been plotted from the plans on the deeds. The title plan may be updated from later survey information.

Plan referred to in an Enforcement Notice
RELATING TO 9 MONTREAL STREET, OLDHAM
OLS 1LW
under my hand dated: 21/2/20

Signed: *Alan Evans*

TITLE No. GM 544555

