

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**

31 King Street, Oldham OL8 1DP as shown edged in red on the accompanying plan ("the Land").

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

Without planning permission, the installation of an ATM machine into the shopfront of the premises on the Land.

4. **REASONS FOR ISSUING THIS NOTICE**

The ATM is located directly fronting onto a narrow stretch of public footway in an area where there is a high footfall of pedestrians, including those using the immediately adjacent bus shelter. Consequently, users of the ATM would obstruct the flow of pedestrians to the detriment of highway safety and convenience.

Furthermore, the position adjacent to the bus shelter would compromise the safety of users of the ATM and increase the potential for crime, as criminals could legitimately be stood at the bus shelter in immediate proximity as users are taking out money from the ATM.

The development is therefore contrary to Policy 9 (Local Environment) 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**

Permanently remove the ATM Machine from the Land.

6. TIME FOR COMPLIANCE

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

7. WHEN THIS NOTICE TAKES EFFECT

The Notice takes effect on 23 October 2020, unless an appeal is made against it beforehand.

Dated: 18 September 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 £924 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: -

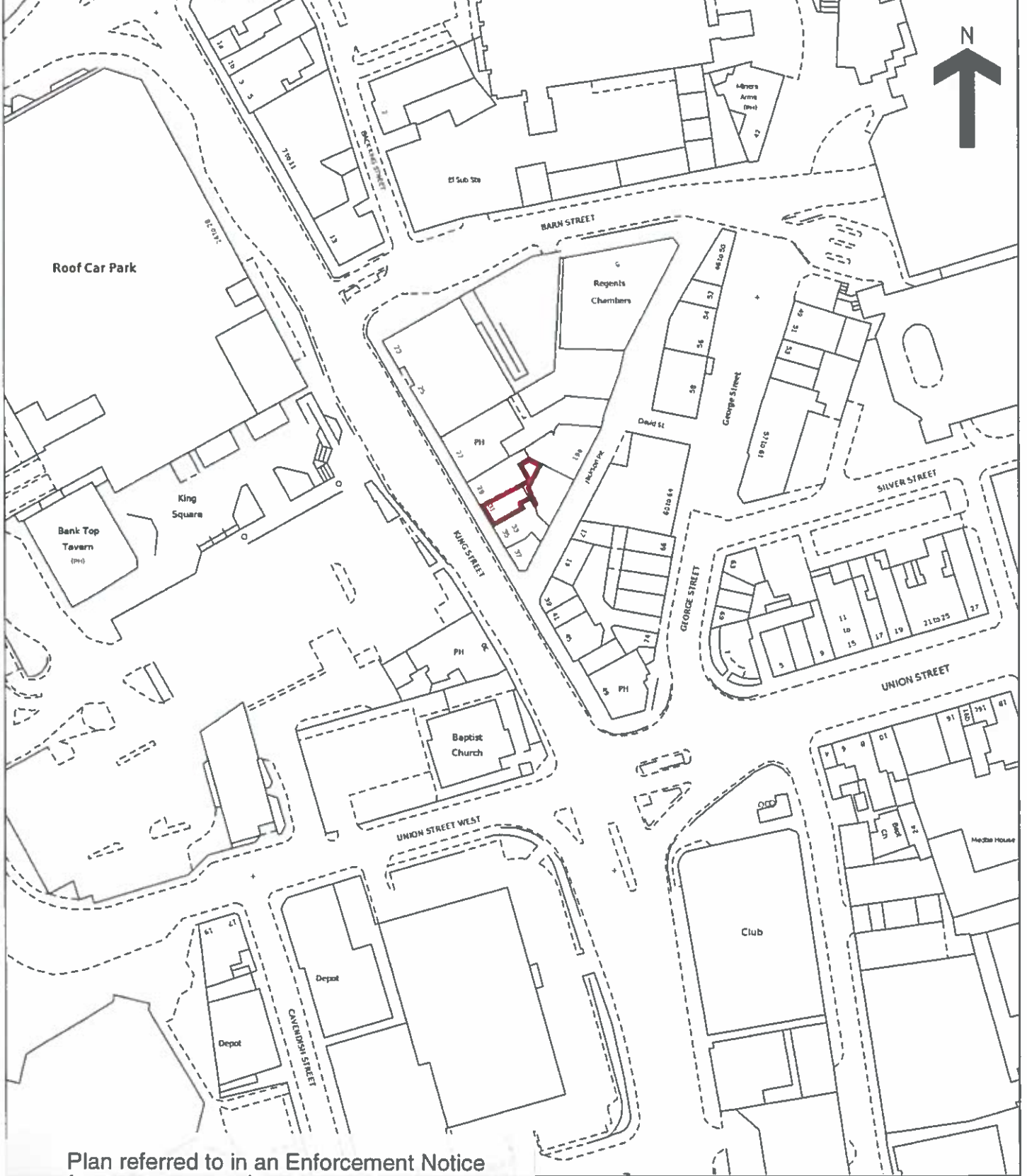
KKS Investors Ltd of 191 Frederick Street, Oldham OL8 4DH

HM Land Registry
Official copy of
title plan

Title number **GM946531**
Ordnance Survey map reference **SD9204NW**
Scale **1:1250**
Administrative area **Greater Manchester :**
Oldham



© Crown Copyright. Produced by HM Land Registry. Reproduction in whole or in part is prohibited without the prior written permission of Ordnance Survey. Licence Number 100026316



Plan referred to in an Enforcement Notice
RELATING TO 31 KING STREET OLDHAM

Dated:.....18/9/20.....

Signed:.....Alan Evans.....

This official copy is incomplete without the preceding notes page.