

DELEGATED REPORT

Report by Jane Langan	Date of report: 06/01/2026	Ref: 72573/FUL
Registration: 24/11/2025	LDfC: 24/12/2025	Expiry Date: 19/01/2026
Site Visit: 11/12/2025	Site Notice: N/A	Press Date: N/A
Objections: 0	Con Area:	Adv Type: N/A
Reason for Delay: N/A		EIA: NA
		Dec Level: DEL
		Stat Class: HOUS

Proposal: Single storey extension at side; Single storey extension at rear to come flush to existing extension with parapet wall built to party wall side

Location: 3 Colchester Avenue, Prestwich, Manchester, M25 0LL

Description

The property is a two storey bay fronted semi detached house. It has a garden and paved area to the front. Along the side is a gated path leading to a small paved rear garden. To the rear the house is extended single storey. The adjoining property is No.5 and unextended at the rear with patio doors closest to the boundary where there is fencing separating. To the opposite side No.1 and is separated by a path along the side and fencing. Its side elevation has a door and two obscure windows at ground floor and it is extended single storey at the rear. Beyond the rear boundary of the site is 4 Dorchester Ave which is at a slightly higher level.

The application proposes a single storey extension at the side coming out 1.5m. It would run along the side and past the rear to bring it level with the existing single storey to the party wall side which would then see a 0.2m increase in depth. The extension would be flat roofed with a parapet wall to both sides. The extension would form an office, wc and extended kitchen/diner.

Relevant Planning History

61281 - Dormer extensions at front and rear; 2 no. velux windows at front - AC 16/05/2017.

Publicity

Surrounding neighbours were notified by letter and no responses have been received.

Statutory/Non-Statutory Consultations

None.

Pre-start Conditions - Not relevant.

Development Plan and Policies

H2/3	Extensions and Alterations
SPD6	Supplementary Planning Document 6: Alterations & Extensions
PfE	Places for Everyone

Issues and Analysis

The following report includes analysis of the merits of the application against the relevant policies of both the National Planning Policy Framework (NPPF), the adopted Places for Everyone Joint Development Plan Document (PfE) and the saved policies within the adopted Bury Unitary Development Plan (UDP), together with other relevant material planning considerations.

The policies of the UDP that have been used to assess this application are considered to be in accordance with the NPPF and as such are material planning considerations. For simplicity, just the UDP and PfE Policies will be referred to in the report, unless there is a particular matter to highlight arising from the NPPF where it would otherwise be specifically mentioned.

Equality Act 2010: All planning applications are considered in light of the Equality Act 2010 and associated Public Sector Equality Duty, where the Council is required to have due regard for:

The elimination of discrimination, harassment and victimisation;

The advancement of equality of opportunity between persons who share a relevant protected characteristic and person who do not share it;

The fostering of good relations between persons who share a relevant protected characteristic and person who do not share it; which applies to people from the protected equality groups.

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, it is 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.

The Crime and Disorder Act 1998 imposes (without prejudice to any other obligation imposed on it) a duty upon the Council to exercise its functions and have due regard to the likely effect of the exercise of its functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area. In so doing and on making planning decisions under the Town and Country Planning Acts, the material Planning considerations shall have due regard to the provisions of the Crime and Disorder Act 1998 and its implications in the exercise of its functions.

Visual amenity and design - The proposed extension would have a flat roof with parapet wall and lantern roof light to the rear. Materials would be brick to match the existing. The proposal is considered acceptable and in keeping with the existing property and would not have a detrimental impact on the visual amenity of the area.

Parking - The proposal would not be built on an area used for parking or increase the number of bedrooms therefore in relation to this SPD 11 Parking Standards need not be considered. The site has a short drive to the front that would not be affected by the proposal.

Residential amenity - The proposed extension would be built up to the boundary along the side to No.1 which has a door and two obscure windows. The proposal would have one small window to the side, to a wc, noted to be inward opening. To the opposite side to No.5

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would be the new parapet wall which would see an increase in height from approximately 2.8m to 3.6m with no increase to the depth of the extension to this side.
The agent has confirmed Certificate A is correct with no encroachment.

There would then be no serious impact on the amenity of any adjacent neighbouring properties.

The proposal complies with UDP Policy H2/3 and SPD6 - Alterations and Extensions to Residential Properties.

Statement in accordance with Article 35(2) Town and Country Planning (Development Management Procedure) (England) (Amendment) Order 2015

The proposal complies with the development plan and would improve the economic, social and environmental conditions of the area. It therefore comprises sustainable development and the Local Planning Authority worked proactively and positively to issue the decision without delay. The Local Planning Authority has therefore implemented the requirement in Paragraph 38 of the National Planning Policy Framework.

Recommendation: Approve with Conditions

Conditions and Reasons:

- 1 The development must be begun not later than three years beginning with the date of this permission.
 Reason. Required to be imposed by Section 91 Town & Country Planning Act 1990.
- 2 This decision relates to drawings numbered 002, 003 Rev 1, 502 and the development shall not be carried out except in accordance with the drawings hereby approved.
 Reason. For the avoidance of doubt and to ensure a satisfactory standard of design pursuant to the policies of the Bury Unitary Development Plan and Places for Everyone Joint Development Plan listed.

<u>Case Officer</u>	<u>Date</u>	<u>Sign off Officer</u>	<u>Date</u>
JL	06/01/26	DM	09/01/26