

DELEGATED REPORT

Report by Tom Beirne	Date of report: 05/11/2025	Ref: 72387/FUL
Registration: 17/09/2025	LDfC: 29/10/2025	Expiry Date: 12/11/2025
Site Visit: 04/11/2025	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 rear extension, changes to front elevation and outbuilding to rear

Location: 3 Sergeants Lane, Whitefield, Manchester, M45 7TR

Description

The application relates to a two storey detached rendered house on a road of similar styled properties. Conservatory at the rear. The front garden is open plan and the rear garden is bounded by mature planting. The neighbour at No.5 has been extended at the rear. The property on the west side is separated by a mature conifer hedge.

The proposal involves a single storey shallow pitched roof, projecting out 4.9m, approximately level with the rear elevation of the neighbour at No.5. The extension would be rendered to match the house.

The proposed outbuilding would have a rectangular footprint measuring 7m by 4m. The building would have a flat roof with an overall height of 2.5m. It would be rendered to match the house.

The proposed alterations on the front involve centralising the front door and a minor rearrangement of ground floor windows.

Relevant Planning History

N/A

Publicity

Immediate neighbours notified by letter dated 07/10/2025. No objections received.

Statutory/Non-Statutory Consultations

N/A

Pre-start Conditions - N/A

Development Plan and Policies

SPD6 Supplementary Planning Document 6: Alterations & Extensions
H2/3 Extensions and Alterations

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 - The proposed rear single storey extension is relatively modest in scale and would not project beyond the neighbour's rear elevation. The outbuilding is also modest in scale and would be likely be deemed 'permitted development'. The extension and outbuilding, at the rear, well screened and is not viewed from the public arena.

The alterations on the front elevation are minor and actually improve the appearance of the property.

The proposal is acceptable in terms of visual amenity and complies with UDP Policy H2/3 and guidance within SPD6 relating to extensions and alterations.

Residential amenity - Given the modest scale of the extension and the outbuilding and the mature screening around the rear garden boundaries, the impact on the immediate neighbours would not be significant or harmful. It is noted that there are no objections from neighbours.

The proposal is deemed acceptable in terms of residential amenity and complies with UDP Policy H2/3 and guidance within SPD6 relating to extensions and alterations.

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 03 and 04 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>
Tom Beirne	05/11/2025		