



For assistance with completing this form contact:

The Planning Service
3 Knowsley Place, Duke Street, Bury BL9 0EJ

Phone: 0161 253 5432 **Email:** development.control@bury.gov.uk

Application for Removal or Variation of a Condition following Grant of Planning Permission or Listed Building Consent

Town and Country Planning Act 1990 (as amended); Planning (Listed Buildings and Conservation Areas Act) 1990 (as amended)

Publication of applications on planning authority websites

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

Site Location

Disclaimer: We can only make recommendations based on the answers given in the questions.

If you cannot provide a postcode, the description of site location must be completed. Please provide the most accurate site description you can, to help locate the site - for example "field to the North of the Post Office".

Number	
Suffix	
Property Name	
Address Line 1	UNSWORTH CRICKET CLUB
Address Line 2	POLE LANE
Address Line 3	
Town/city	BURY
Postcode	BL9 8QL

Description of site location must be completed if postcode is not known:

Easting (x)	Northing (y)
382328	406928

Description

UNSWORTH CRICKET CLUB, POLE LANE, BURY, BL9 8QL. E:382328, N:406928

Applicant Details

Name/Company

Title

First name

Surname

Icon Tower Infrastructure Ltd

Company Name

Address

Address line 1

Icon Tower Infrastructure Ltd

Address line 2

Adamson House

Address line 3

Towers Business Park

Town/City

Manchester

County

Country

Postcode

M20 2YY

Are you an agent acting on behalf of the applicant?

- ☒ Yes
- ☐ No

Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

Agent Details

Name/Company

Title

First name

Isabel

Surname

Daykin

Company Name

Entrust Professional Services Limited

Address

Address line 1

6-8 Castle Street

Address line 2

Address line 3

Town/City

Liverpool

County

Country

United Kingdom

Postcode

L2 0NB

Contact Details

Primary number

***** REDACTED *****

Secondary number

Fax number

Email address

***** REDACTED *****

Description of the Proposal

Please provide a description of the approved development as shown on the decision letter

Prior approval for proposed installation of a 25.0m lattice mast with an existing compound approximately 36m to the south of the site. The development will include a base station, 2.4m high palisade fencing, 6no. operator cabinets, 1 no. electrical metre cabinet, no.2 dishes, 6no. antennas and ancillary development thereto.

Reference number

70140

Date of decision (date must be pre-application submission)

27/11/2023

Please state the condition number(s) to which this application relates

Condition number(s)

3. Within 3 months of the telecommunications facility hereby approved being erected and brought into use, the existing monopole shall be permanently removed from the application site.

Has the development already started?

☐ Yes

☒ No

Condition(s) - Variation/Removal

Please state why you wish the condition(s) to be removed or changed

There are three reasons why we believe there is a need for the condition on the application to be removed which are as follows:

1. The application was submitted under the General Permitted Development Order (England) 2015 (as amended) which prevents LPAs from placing conditions on to applications.
2. Within the submitted drawings and documents there were no statements or references to suggest that Icon Tower will be removing the mast to the north. Although the overall ambition is to remove the mast in the north in the future, this does not form part of the immediate plans for the site. The future ambition is to have all MNOs to move to the proposed mast, which will include those on the mast to the south. This information is provided to give the LPA an idea of what the mast could do once built.
3. The mast to the south is outside the red line boundary of the proposal, which in normal circumstances would mean that as part of this planning application, the condition cannot extend beyond this boundary (such as to the mast to the south).

If you wish the existing condition to be changed, please state how you wish the condition to be varied

I wish for the condition to be removed.

Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

- ☒ Yes
☐ No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact?

- ☒ The agent
☐ The applicant
☐ Other person

Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?

- ☐ Yes
☒ No

Ownership Certificates and Agricultural Land Declaration

Certificates under Article 14 - Town and Country Planning (Development Management Procedure) (England) Order 2015 (as amended)

Please answer the following questions to determine which Certificate of Ownership you need to complete: A, B, C or D.

Is the applicant the sole owner of all the land to which this application relates; and has the applicant been the sole owner for more than 21 days?

- ☐ Yes
☒ No

Can you give appropriate notice to all the other owners/agricultural tenants? (Select 'Yes' if there are no other owners/agricultural tenants)

- ☒ Yes
☐ No

Certificate Of Ownership - Certificate B

I certify/ The applicant certifies that:

- ☒ I have/The applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner* and/or agricultural tenant** of any part of the land or building to which this application relates; or
- ☐ The applicant is the sole owner of all the land or buildings to which this application relates and there are no other owners* and/or agricultural tenants**.

* "owner" is a person with a freehold interest or leasehold interest with at least 7 years left to run.

**** "agricultural tenant" has the meaning given in section 65(8) of the Town and Country Planning Act 1990**

Owner/Agricultural Tenant

Name of Owner/Agricultural Tenant: ***** REDACTED ***** House name: Number: Suffix: Address line 1: Pole Lane Address Line 2: Town/City: Bury Postcode: BL9 8QL Date notice served (DD/MM/YYYY): 02/01/2024 Person Family Name:

Person Role

- ☐ The Applicant
- ☒ The Agent

Title

First Name

Isabel

Surname

Daykin

Declaration Date

02/01/2024

☒ Declaration made

Declaration

I/We hereby apply for Removal/Variation of a condition as described in the questions answered, details provided, and the accompanying plans/drawings and additional information.
I/We confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.
I/We also accept that, in accordance with the Planning Portal's terms and conditions:
- Once submitted, this information will be made available to the Local Planning Authority and, once validated by them, be published as part of a public register and on the authority's website;
- Our system will automatically generate and send you emails in regard to the submission of this application.

☒ I / We agree to the outlined declaration

Signed

Isabel Daykin

Date

02/01/2024