

IMPORTANT

**THIS COMMUNICATION AFFECTS
YOUR PROPERTY**

Solicitor to the Council
P L Jeremiah LL.B

Our Ref: PT/CG E97.0147

28 April 1997

Dear Sir/Madam

TOWN AND COUNTY PLANNING ACT 1990

ENFORCEMENT NOTICE

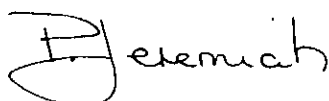
Land at Naish House, Spirthill, Calne, Wiltshire

The Council have issued an Enforcement Notice relating to the above land and I now serve on you a copy of that Notice, in view of your interest in the land. Unless an appeal is made to the Secretary of State as described below, the Notice will take effect on the date shown below and you must then ensure that the required steps for which you may be held responsible are taken within the period or periods specified in the Notice.

If you wish to appeal against the Notice, you should first read carefully the enclosed booklet entitled "Enforcement Notice Appeals - A Guide to Procedure". Then you or your agent should complete the enclosed appeal form and send it, together with the extra copy of the Enforcement Notice enclosed herewith, to the address on the appeal form. Your appeal must be received by the Department of the Environment before the notice takes effect.

There is a requirement on the Council to specify the reasons why the local planning authority consider it expedient to issue the Notice and these reasons are set out in the Notice.

Yours faithfully



SOLICITOR TO THE COUNCIL

DATE ON WHICH THE NOTICE TAKES EFFECT AND BEFORE WHICH ANY APPEAL MUST BE RECEIVED 27 May 1997

To

R Meadowcroft
Naish House
Spirthill
Calne
Wiltshire

T Wilson
Naish House
Spirthill
Calne
Wiltshire

C Stewart
Naish House
Spirthill
Calne
Wiltshire

*North
Wiltshire
District
Council*

Monkton Park, Chippenham
Wiltshire SN15 1 ER
Telephone (01249) 443322



E97.0147

TOWN AND COUNTRY PLANNING ACT 1990

ENFORCEMENT NOTICE

Land at Naish House, Spirthill, Calne, Wiltshire

WHEREAS

1. It appears to the North Wiltshire District Council ("the Council") being the local planning authority for the purposes of Section 172 of the Town and Country Planning Act 1990 ("the Act") in this matter, that there has been a breach of planning control, under Section 171A(1)(a), within the last four years on the land or premises ("the land") described in Schedule 1 below.
2. The breach of planning control which appears to have taken place consists in the carrying out of the building, engineering, mining or other operations described in Schedule 2 overleaf without the grant of planning permission required for that development.
3. The Council consider it expedient, having regard to the provisions of the development plan and to all other material considerations, to issue this enforcement notice, in exercise of their powers in the said Section 172 for the reasons set out in this notice.

NOTICE IS HEREBY GIVEN that the Council require that the steps specified in Schedule 3 overleaf be taken in order to remedy the breach within the period of time as stated from the date on which this Notice takes effect.

Subject to the provisions of Section 175(A) of the Act
THIS NOTICE SHALL TAKE EFFECT on 27 May 1997



SOLICITOR TO THE COUNCIL

DATED 28 April 1997

Ops1

Schedule 1

Land at Naish House, Spirthill, Calne, Wiltshire shown shaded grey on the attached plan ("the land").

Schedule 2

Unauthorised development on the land consisting of the lowering of ground levels by the excavation and removal of soils from the land.

Schedule 3

- i) Cease all works connected with the scraping or excavation of soils on the land.
- ii) Cease removal of soils from the land.
- iii) Submit to the local planning authority a scheme for finished site levels.
- iv) Submit to the local planning authority a five-year aftercare programme for restoration of the land to a condition suitable for use as agricultural pasture.
- v) Reinststate the land to its former condition including the re-spreading of subsoil and topsoil, including topsoil to a minimum depth of six inches on the land in accordance with the approved scheme for finished site levels.
- vi) Carry out the aftercare programme for the restoration of the land in accordance with the approved scheme in (iv) above.

TIME FOR COMPLIANCE -

- i) With immediate effect
- ii) With immediate effect
- iii) & iv) Within eight weeks
- v) Within six months of approval of the scheme for finished site levels
- vi) In accordance with the timetable of the aftercare programme for a period of five years, such timetable to begin on completion of the topsoil spreading operations.

REASON

The removal of soils will cause irreversible damage to the rural landscape and would be contrary to the provision of policy C7 of the adopted North Wiltshire Local Plan and policy RC9 of the North Wiltshire Local Plan Review, which seeks to preserve and protect the amenity and rural character of the countryside and would be detrimental to the character of this attractive rural area.

North Wiltshire District Council

PLANNING ENFORCEMENT NOTICE SITE PLAN

PROPERTY ADDRESS:

Naish House
Spirthill
BREMILL
Wiltshire

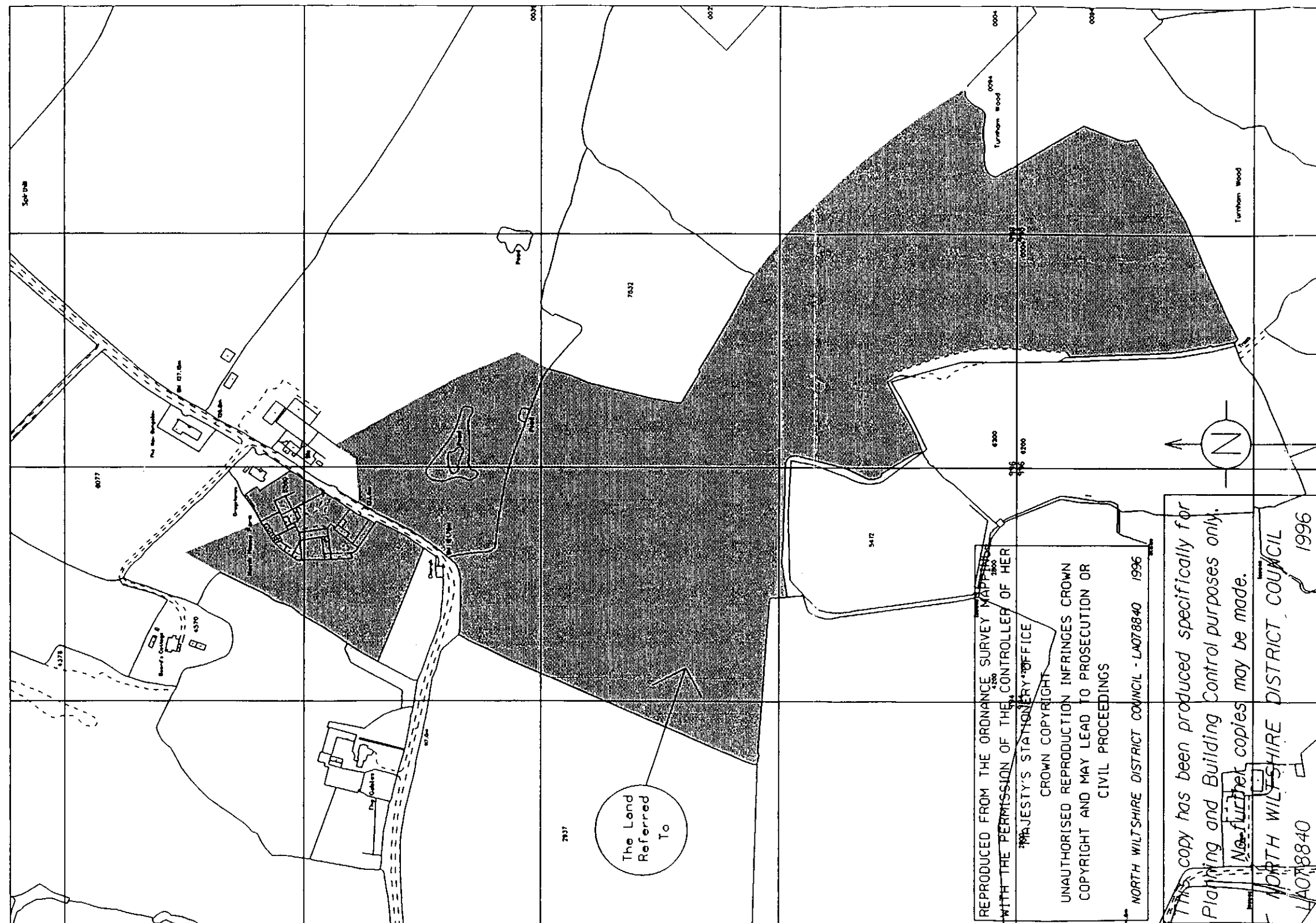
REFERENCE:
E.97.0147

DESCRIPTION:
*Engineering Operations to
Remove Topsoil*

KEY:

Area Shaded Grey
Land Referred To :

SCALE: 1:3750
DATE: 28/04/97
DRAWN BY: CR/GIS



D. Auld.

IMPORTANT - THIS NOTICE AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED
BY THE PLANNING AND COMPENSATION ACT 1991)

NORTH WILTSHIRE DISTRICT COUNCIL

STOP NOTICE

To R Meadowcroft, Naish House, Spirthill, Calne, Wiltshire
T Wilson, Naish House, Spirthill, Calne, Wiltshire
C Stewart, Naish House, Spirthill, Calne, Wiltshire

WHEREAS

1. The North Wiltshire District Council ("the Council"), being the local planning authority for the land to which this notice relates, have issued an enforcement notice, dated 28 April 1997, under section 172 of the Town and Country Planning Act 1990, alleging that there has been a breach of planning control on land described in Schedule 1 to this Notice; and
2. The Council consider it expedient that a relevant activity required by the enforcement notice to cease should cease before the expiry period allowed for compliance with the requirements of the enforcement notice.

NOTICE is hereby given that the Council, in exercise of their power under section 183 of the 1990 Act, now prohibit the carrying out of the activity specified in Schedule 2 to this Notice.

A copy of the related enforcement notice, issued under section 172 of the 1990 Act, is annexed to this Notice. This Notice shall take effect on 29 April 1997 when all activity specified in Schedule 2 to this notice shall cease.

Issued *28th April* 1997.

SCHEDULE 1

The land or premises to which this notice relates comprises land at Naish House, Spirthill, Calne, Wiltshire shown shaded grey on the annexed plan

SCHEDULE 2

The activity to which this notice relates is a breach of planning control consisting of the lowering of ground levels by the excavation and removal of soils from the land.

Signed *Jeremiah*
Solicitor to the Council

TOWN AND COUNTRY PLANNING ACT 1990
SECTION 184(3)(a)

In the opinion of the local planning authority there are special reasons for specifying, as the date on which this Notice takes effect, a date which is earlier than three days after the date on which the Notice is served.

An earlier effective date is considered necessary in view of the likelihood of further excavation of soils on the land, or removal of soils from the land, within the period of three days from the date of service, which could cause significant damage to the rural landscape.

| | |
|------------------------|-----------|
| DEVELOPMENT CONTROL | |
| 28 APR 1997 | |
| PASSED TO | DATE REC. |
| | |
| | |

DEVELOPMENT
Council
CONTROL

| | |
|-----------|----------|
| PASSED TO | DATE REC |
|-----------|----------|

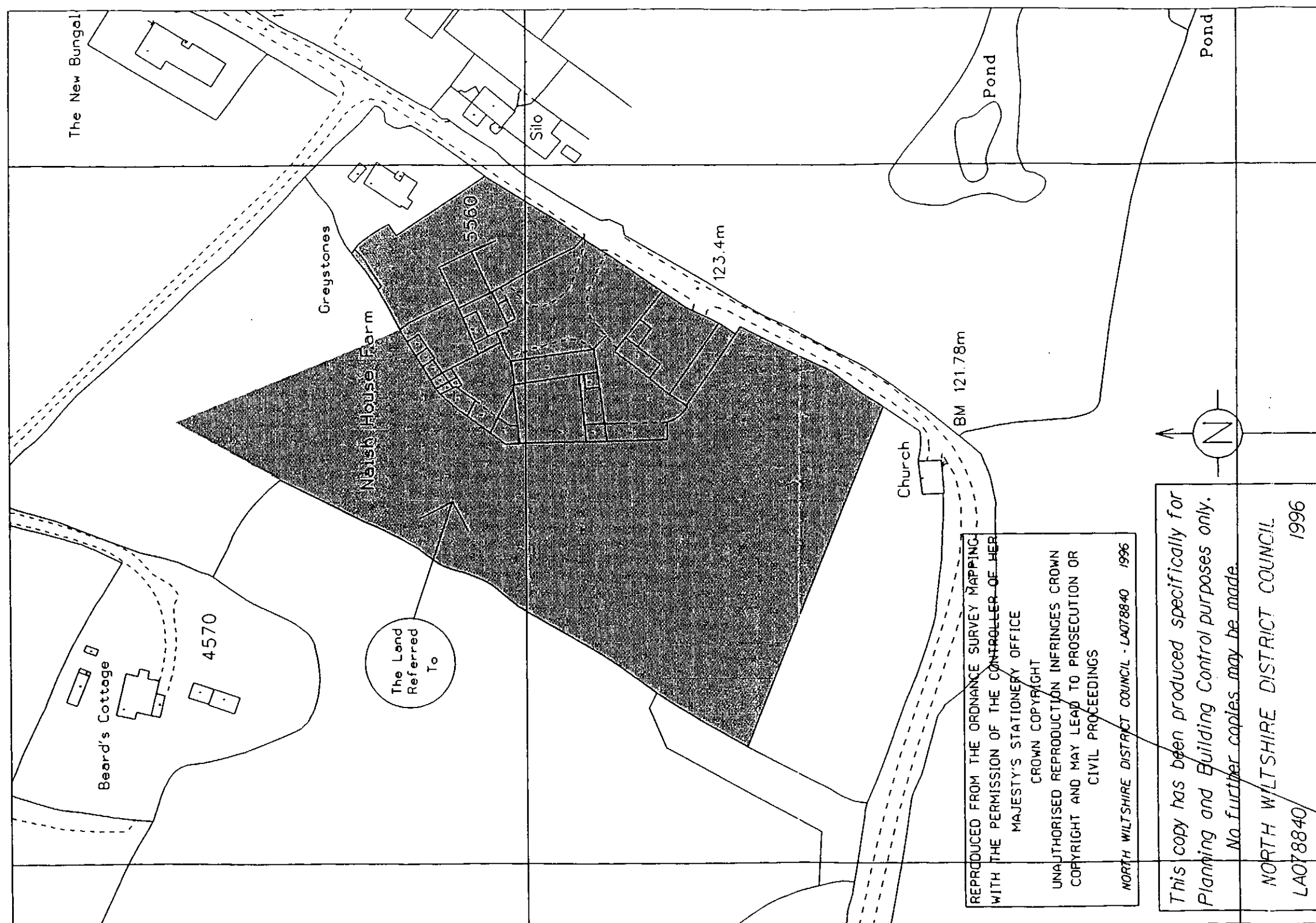
NOTICE

PROPERTY ADDRESS:

REFERENCE:
E.97.0147

KEY:

SCALE: 1:1250
DATE: 28/04/97
DRAWN BY: CR/GIS



IMPORTANT

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YOUR PROPERTY**

Solicitor to the Council
P L Jeremiah LL.B

Our Ref: PT/CG E97.0147

*North
Wiltshire
District
Council*

Monkton Park, Chippenham
Wiltshire SN15 1 ER
Telephone (01249) 443322

28 April 1997

Dear Sir/Madam

TOWN AND COUNTY PLANNING ACT 1990

● ENFORCEMENT NOTICE

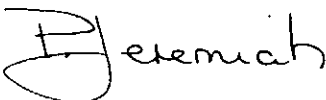
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SOLICITOR TO THE COUNCIL

DATE ON WHICH THE NOTICE TAKES EFFECT AND BEFORE WHICH ANY APPEAL MUST BE RECEIVED 27 May 1997

| | | | |
|----|---------------|-------------|-------------|
| To | R Meadowcroft | T Wilson | C Stewart |
| | Naish House | Naish House | Naish House |
| | Spirthill | Spirthill | Spirthill |
| | Calne | Calne | Calne |
| | Wiltshire | Wiltshire | Wiltshire |

E97.0147

TOWN AND COUNTRY PLANNING ACT 1990

ENFORCEMENT NOTICE

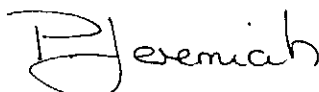
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PLANNING ENFORCEMENT NOTICE SITE PLAN

**Naish House
Spirthill
BREMHILL
Wiltshire**

DESCRIPTION:
*Engineering Operations to
Remove Topsoil*

**Area Shaded Grey
Land Referred To :**

The Land Referred To

REPRODUCED FROM THE ORDNANCE SURVEY MAPS 1:2500 WITH THE PERMISSION OF THE CONTROLLER OF HER MAJESTY'S STATIONERY OFFICE. CROWN COPYRIGHT. UNAUTHORISED REPRODUCTION INFRINGES CROWN COPYRIGHT AND MAY LEAD TO PROSECUTION OR CIVIL PROCEEDINGS. NORTH WILTSHIRE DISTRICT COUNCIL - LA078840 1996

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NORTH WILTSHIRE DISTRICT COUNCIL
LA078840 1996