



99/286

IMPORTANT

THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN & COUNTRY PLANNING ACT 1990
[As amended by the Planning & Compensation Act 1991]

BREACH OF CONDITION NOTICE

Reference Number : 99.00286.EBOC

SERVED BY : North Wiltshire District Council ("the Council")

To Mr J Bowman, High Field, Webbs Lane, Minety, Wiltshire SN16 9QG

1. THIS NOTICE is served by the Council, under section 187A of the above Act, because it considers that a condition imposed on a grant of planning permission, relating to the land described paragraph 2 below, is not being complied with. The Council consider that you should be required to comply with the condition specified in this notice. **The Annex at the end of this Notice contains important additional information.**

2. THE LAND TO WHICH THIS NOTICE RELATES

Land at : **Leigh Stud, Malmesbury Road, Leigh, Wiltshire** shown hatched on the O.S Extract Plan, attached to this Notice

3. THE RELEVANT PLANNING PERMISSION

The relevant planning permission [copy attached] to which this Notice relates is the permission N.94.1182.S73 granted by North Wiltshire District Council on 25 July 1994 described as "Retrospective application for use of land as menage and extension to stables".

4. THE BREACH OF CONDITION.

The following condition has not been complied with:

- 2 *The menage and all other parts of the land and buildings comprised in the site as defined by the red lined location plan shall only be used for agricultural, private or social purposes and shall at no time be used for any non-agricultural commercial purposes whatsoever, including that of a riding school.*

5. WHAT YOU ARE REQUIRED TO DO

As the person responsible for the breach of condition detailed in paragraph 4 of this Notice, you are required to comply with the stated condition by taking the following step.

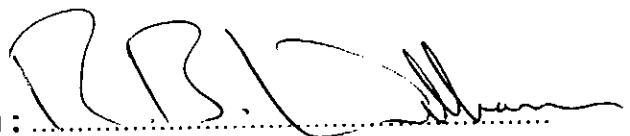
- (1) Discontinue the use of the land and buildings for non-agricultural commercial purposes and comply with the requirements of condition 2 of the planning permission reference N.94.1182.S73 granted 25 July 1994.

6. PERIOD FOR COMPLIANCE

6 months beginning with the day on which this Notice is served on you

Dated : 14 February, 2003

Signed :



the Council's authorised officer.

On behalf of :

North Wiltshire District Council
Council Offices,
Monkton Park,
Chippenham,
Wiltshire. SN15 1ER

ANNEX

WARNING

THIS NOTICE TAKES EFFECT IMMEDIATELY IT IS SERVED ON YOU IN PERSON OR ON THE DATE YOU RECEIVED IT BY POST.

THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE FOR THE ENVIRONMENT AGAINST THIS NOTICE.

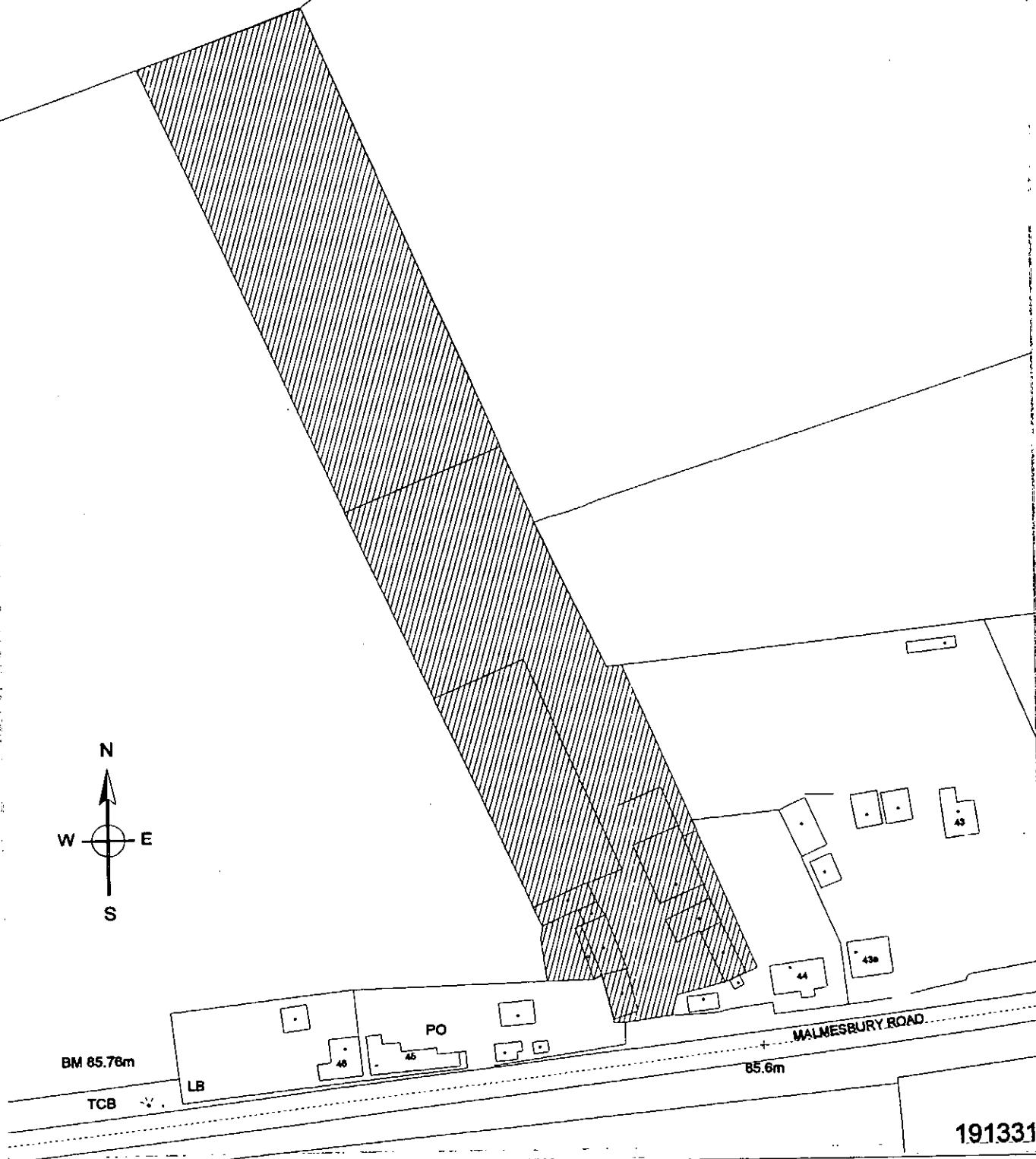
It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance time period. You will then be at risk of **immediate prosecution** in the Magistrates' Court, for which the maximum penalty is **£1,000** for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch immediately with Robin Williams, Planning Services , North Wiltshire District Council, Council Offices, Monkton Park, Chippenham, Wiltshire. SN15 1ER. Tel : 01249-706640

If you need independent advice about this Notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the Notice, you may only do so by an application to the High Court for judicial review.

[END]

405367

Breach of Condition Notice



*North
Wiltshire
District
Council*

The Leigh Stud, Malmesbury Road, Leigh, Wiltshire
SCALE:1:1250

Grid Ref: SU0544 9146 99.00286.EBOC

Planning Services

14/2/2003

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NORTH WILTSHIRE DISTRICT COUNCIL - LA070640 2003

Register

APPLICATION REFERENCE NO: N.94.1182.S73

THE SCHEDULE

Name of Local Planning Authority: NORTH WILTSHIRE DISTRICT COUNCIL
Monkton Park, Chippenham, SN15 1ER

NAME & ADDRESS OF AGENT:

Mr & Mrs K T Bowman
Hyfield
Webbs Lane
Minety Malmesbury Wiltshire

NAME & ADDRESS OF APPLICANT:

Mr & Mrs K T Bowman
Hyfield
Webbs Lane
Minety Malmesbury Wiltshire

BRIEF DETAILS OF APPLICATION:

Proposal: RETROSPECTIVE APPLICATION FOR USE OF LAND AS MENAGE AND
EXTENSION TO STABLES

Location: Leigh Stud Malmesbury Road
Leigh
Parish: LEIGH

Application Dated: 01/06/94
Permission Granted: 25/07/94

Application Registered 15/06/94

SUBJECT TO THE FOLLOWING CONDITIONS:

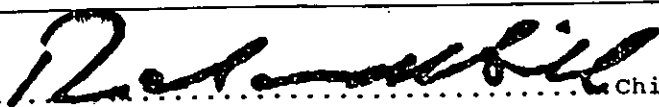
1. No part of the extension to the agricultural stable building hereby permitted nor any part of the existing building shall be used for residential purposes but they may be used for non-domestic purposes in connection with the keeping of livestock at the premises.

Reason: To define the permission.

2. The menage and all other parts of the land and buildings comprised in the site as defined by the red lined location plan shall only be used for agricultural, private or social purposes and shall at no time be used for any non-agricultural commercial purposes whatsoever, including that of a riding school.

Reason: To prevent the introduction of a commercial use into the area in the interests of amenity and highway safety.

Signed.



Chief Planning Officer