

**02/00051/ENF (C)**

## **IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**TOWN AND COUNTRY PLANNING ACT 1990  
(as amended by the Planning and Compensation Act 1991)**

### **ENFORCEMENT NOTICE**

ISSUED BY: North Wiltshire District Council

1. **THIS NOTICE** is issued by the Council because it appears to them that there has been a breach of planning control, within paragraph (a) of section 171A(1) of the above Act, at the land described below. They consider that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations. The Annex at the end of the notice and the enclosures to which it refers contain important additional information.
2. **THE LAND TO WHICH THE NOTICE RELATES**  
  
Land at Seagry Road, Sutton Benger, Chippenham, Wiltshire shown hatched on the attached plan ("the land").
3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**  
  
Without planning permission, the carrying out of building and engineering operations comprising the construction of buildings and the erection of a fence and gates.
4. **REASONS FOR ISSUING THIS NOTICE**
  - a) It appears to the Council that the above breaches of planning control have occurred within the last four years.
  - b) The development is detrimental to the rural character of the area contrary to the provisions of Policies RH11, RE19 and RE 20 of the North Wiltshire Local Plan 2001, Policies DP1, DP4 and DP15 of the Wiltshire Structure Plan 2011 and Policies C3, C4, NE15, and H4 of the North Wiltshire Local Plan 2011.

**5. WHAT YOU ARE REQUIRED TO DO**

- a) Demolish all the buildings situated on the land, including any foundations the buildings may have to a depth of at least 150mm, and remove all resultant materials and debris from the land.
- b) Finish the areas disturbed due to the requirements of paragraph 5. a) of this notice with topsoil to a depth of 150mm and seed with grass.
- c) Take down and remove from the land the wooden fence, together with the entrance gates, running along the southeastern boundary of the land adjacent to the verge of the public highway or reduce the fence and gates to a maximum of 1 metre in height from ground level.
- d) Restore the land back to a state suitable for the re-instatement of its authorised use for agriculture.

**6. TIME FOR COMPLIANCE**

Six months from the time this Notice takes effect.

**7. WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on 17<sup>th</sup> March 2006 unless an appeal is made against it beforehand.

Dated : 10<sup>th</sup> February 2006

Signed :

on behalf of North Wiltshire District Council

## **ANNEX**

### **YOUR RIGHT OF APPEAL**

You can appeal against this notice, but any appeal must be received, or posted in time to be **received**, by the Secretary of State **before** the date specified in paragraph 7 of the notice. The enclosed booklet "Enforcement Notice Appeals - A Guide to Procedure" sets out your rights. You may use the enclosed appeal forms.

- (a) One is for you to send to the Secretary of State if you decide to appeal, together with a copy of this enforcement notice.
- (b) The second copy of the appeal form should be sent to the Council.
- (c) The third copy is for your own records.

### **WHAT HAPPENS IF YOU DO NOT APPEAL**

If you do not appeal against this enforcement notice, it will take effect on the date specified in paragraph 7 of the notice and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period specified in paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.

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# ENFORCEMENT NOTICE



*North  
Wiltshire  
District  
Council*

Land at Seagry Road, Sutton Benger, Chippenham  
SCALE: 1:2500

Grid Ref: 9461 7949

02/00051/ENF(C)

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