

**Our Ref:** 02/00130/EMIN

**Your Ref:**

**Enquiries to:** Robin Williams

**Date:** 17 December, 2003

**Chief Executive:** Bob Marshall

Director: Bob Gwilliam

Director: Jeff Penfold

**Business Manager:** Laurie Bell

Mr D Hart  
42 Edgehill  
Freshbrook  
Swindon  
Wilts SN5 8NN

*Tracy  
Regester*

**Planning Services**

Monkton Park

Chippenham

Wiltshire

SN15 1ER

Tel: 01249 706640

Fax: 01249 460810

email: [rwilliams@northwiltshire.gov.uk](mailto:rwilliams@northwiltshire.gov.uk)

[www.northwiltshire.gov.uk](http://www.northwiltshire.gov.uk)

Dear Sir/Madam

**ENFORCEMENT NOTICE AT LAND AT OS PARCEL NUMBER 0004, SOUTH OF  
NAISH HOUSE FARM, SPIRTHILL, CALNE, WILTSHIRE**

The Council has issued an Enforcement Notice relating to the above Land and I now serve on you copies of this Notice, in view of your interest in the Land.

Unless an appeal is made, as set out in the Annex, the Notice will take effect on the date shown in Paragraph 7 of the Notice and you must ensure that the required steps for which you may be held responsible are taken within the period or periods specified.

Yours faithfully

*[Signature]*  
P.P. Charles Pescod  
Implementation Team Leader  
Development Control and Listed Buildings



14 02/130



INVESTOR IN PEOPLE

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Dear Sir/Madam

**ENFORCEMENT NOTICE AT LAND AT OS PARCEL NUMBER 0004, SOUTH OF  
NAISH HOUSE FARM, SPIRTHILL, CALNE, WILTSHIRE**

Should you wish to appeal against the enforcement notices the following fees will be required:-  
£220 for both the Planning Inspectorate and the Local Planning Authority. The cheque for the  
Planning Inspectorate should be made payable to the First Secretary of State and the cheque for  
the Council made out to North Wiltshire District Council.

These fees must be included with your appeal forms, which you have to send to the Council at the  
above address and the Planning Inspectorate at the address on the appeal form.

Yours faithfully

  
**Charles Pescod**  
Implementation Team Leader  
Development Control and Listed Buildings



INVESTOR IN PEOPLE

**02/00130/EMIN**

## **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 part Ordnance Survey parcel number 0004, south of Naish House Farm, Spirhill, near Calne, Wiltshire shown hatched on the attached plan.
3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**  
  
Without planning permission, the material change of use of the land from agriculture to a mixed use for that purpose and, in addition, the storage of vehicles, trailers, machinery, plant and equipment, scrap and the stationing of a caravan.
4. **REASONS FOR ISSUING THIS NOTICE**
  - a) It appears to the Council that the above breach of planning control has occurred within the ten years.
  - b) The storage use of the land and the stationing of a caravan is visually detrimental to the rural character of the area and contrary to policy RE19 of the North Wiltshire Local Plan 2001.
  - c) The continued use of this land, without planning permission, for storage purposes and the stationing of a caravan would, in due course, lead to the unauthorised development becoming lawful. The loss of planning control

over this use of the land would be likely to lead to further significant visual detriment to the rural character of the area.

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

- a) Remove from the land the vehicles, trailers, machinery, plant and equipment, scrap and caravan.
- b) Cease using the land for storage purposes and for the stationing of any caravan.
- c) Restore the land to a condition suitable for agricultural use by chain harrowing the ground on which items have been stored.

**6. TIME FOR COMPLIANCE**

Four months from the date this Notice takes effect.

**7. WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on 4 February 2004 unless an appeal is made against it beforehand.

Dated : 17 December 2003

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 First Secretary of State **before** the date specified in paragraph 7 of the notice. The enclosed booklet "Making your enforcement appeal" sets out your rights. The enclosed appeal forms are for your use.

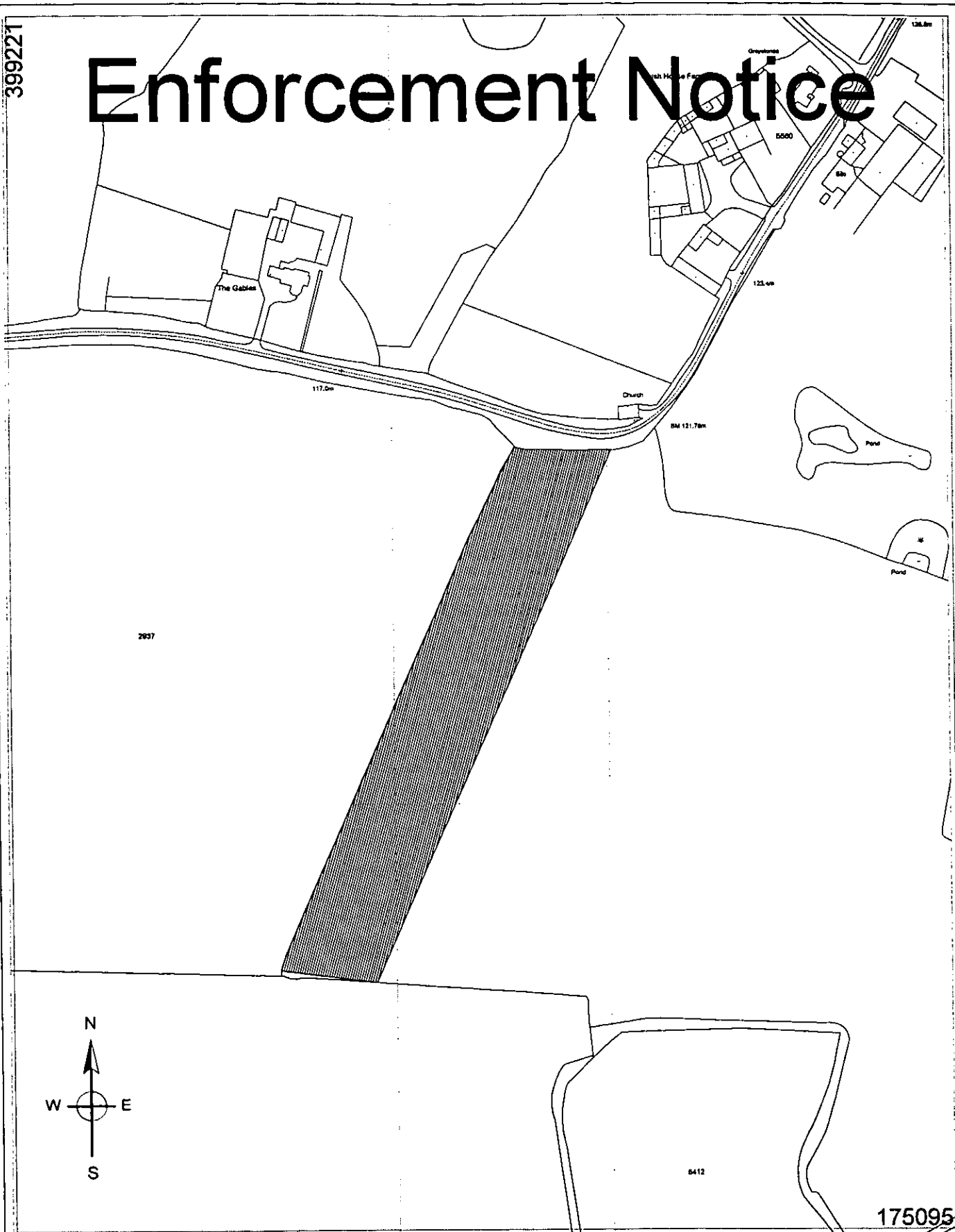
- (a) One is for you to send to the Secretary of State if you decide to appeal, together with a copy of this enforcement notice.
- (b) The second copy of the appeal form should be sent to the Council.
- (c) The third copy is for your own records.

### **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.

399221

# Enforcement Notice



*North  
Wiltshire  
District  
Council*

Land at OS parcel no. 0004, South of Naish House Farm, Spirithill, Calne, Wiltshire  
SCALE: 1:2500

Grid Ref: ST9942 7538 02.000130.EMIN

Planning Services

17 Dec 2003

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NORTH WILTSHIRE DISTRICT COUNCIL - LA078840 2003