

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 IS A FORMAL NOTICE which is issued by North Wiltshire District Council ("the Council") because it appears to them that there has been a breach of planning control under section 171A(1)(a) of the above Act, at the land described below. They consider that it is expedient to issue a notice, having regard to the provisions of the development plan and to other material planning considerations.

SCHEDULE 1 - THE LAND AFFECTED

Land to the North and East of Hickstead, Lower Seagry, Chippenham, Wilts SN15 5EW, shown hatched on the attached plan ("the land").

SCHEDULE 2 - THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, the material change of use of the land from agricultural to a mixed use for agriculture and industrial, including the breaking, repair, storage and modification of machinery, including motor vehicles ("the unauthorised development").

SCHEDULE 3 - REASONS FOR ISSUING THIS NOTICE

1. It appears to the Council that the unauthorised development took place within the last ten years.
2. The unauthorised use is inappropriate in the open countryside and in close proximity to residential accommodation and is detrimental to the amenities of the countryside in general and nearby residential occupiers in particular contrary to policies RE20 and RC9 of the North Wiltshire Local Plan 2001
3. The establishment of a commercial use in this rural location, remote from centres of population and commercial activity is contrary to local and national sustainability policies, which seek to minimise the use of energy consumed in travel including policy DP1 of the Wiltshire Structure Plan 2011 and PPG 13 which seek to promote a more sustainable pattern of development and land use.

SCHEDULE 4 - WHAT YOU ARE REQUIRED TO DO

1. Cease the use of the land for industrial use, including the breaking, repair, storage and modification of machinery, including motor vehicles
2. Remove all materials associated with the unauthorised use from the site including all vehicles, parts, tools and other equipment.

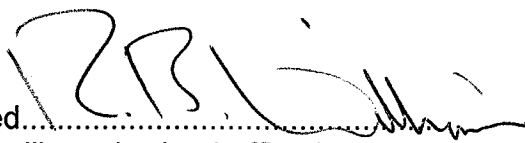
SCHEDULE 5 - TIME FOR COMPLIANCE

Six months after this notice takes effect

SCHEDULE 6 - WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 2 May 2005 unless an appeal is made against it beforehand.

Issued: 21 March 2005

Signed.....
(Council's authorised officer)

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 2 May 2005. The enclosed booklet "Making Your Enforcement Appeal" sets out your rights. Read it carefully.

You may use the enclosed appeal forms. One is for you to send to the Secretary of State with the spare copy of this enforcement notice, which is enclosed. The others are for you to send to the Council and for your records.

If You Appeal

If you lodge an appeal then you must submit to the Secretary of State, a statement in writing specifying the grounds on which you are appealing against the enforcement notice and stating briefly the facts that you propose to rely on, in support of each of those grounds. Either:

When giving notice of appeal; or

Within 14 days from the date that the Secretary of State sends you notice that requires you to send a statement.

If you wish to have your appeal also considered as a deemed application for planning permission or you intend to make an appeal under Ground (a), you may be required to pay a fee. A fee may be payable under Regulation 10 of the Town and Country Planning (Fees for Applications and Deemed Applications) Regulations 1989 for the deemed application for planning permission for the development alleged to be in breach of planning control in the enforcement notice. The Fee for this case is £220. This amount is payable both to the Council and to the Secretary of State.

What happens if you do not appeal

If you do not appeal against this enforcement notice, it will take effect on 2 May 2005 and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the periods specified in the notice. Failure to comply with an enforcement notice, which has taken effect, can result in prosecution and/or remedial action by the Council.

Who this Enforcement Notice is Served On

Owner, Occupier and any other person with an interest in Land to the North and East of Hickstead,
Lower Seagry, SN15 5EW
Mathew J Hicks, Hickstead, Lower Seagry, SN15 5EW
Mr & Mrs Newman, The Old School House, Lower Seagry, SN15 5EP

If you believe that there is someone else who should be served or any of those listed above has not received a copy of the notice or any other document please let that person and the Council know of this omission as soon as possible.

Enclosures:

Site Plan

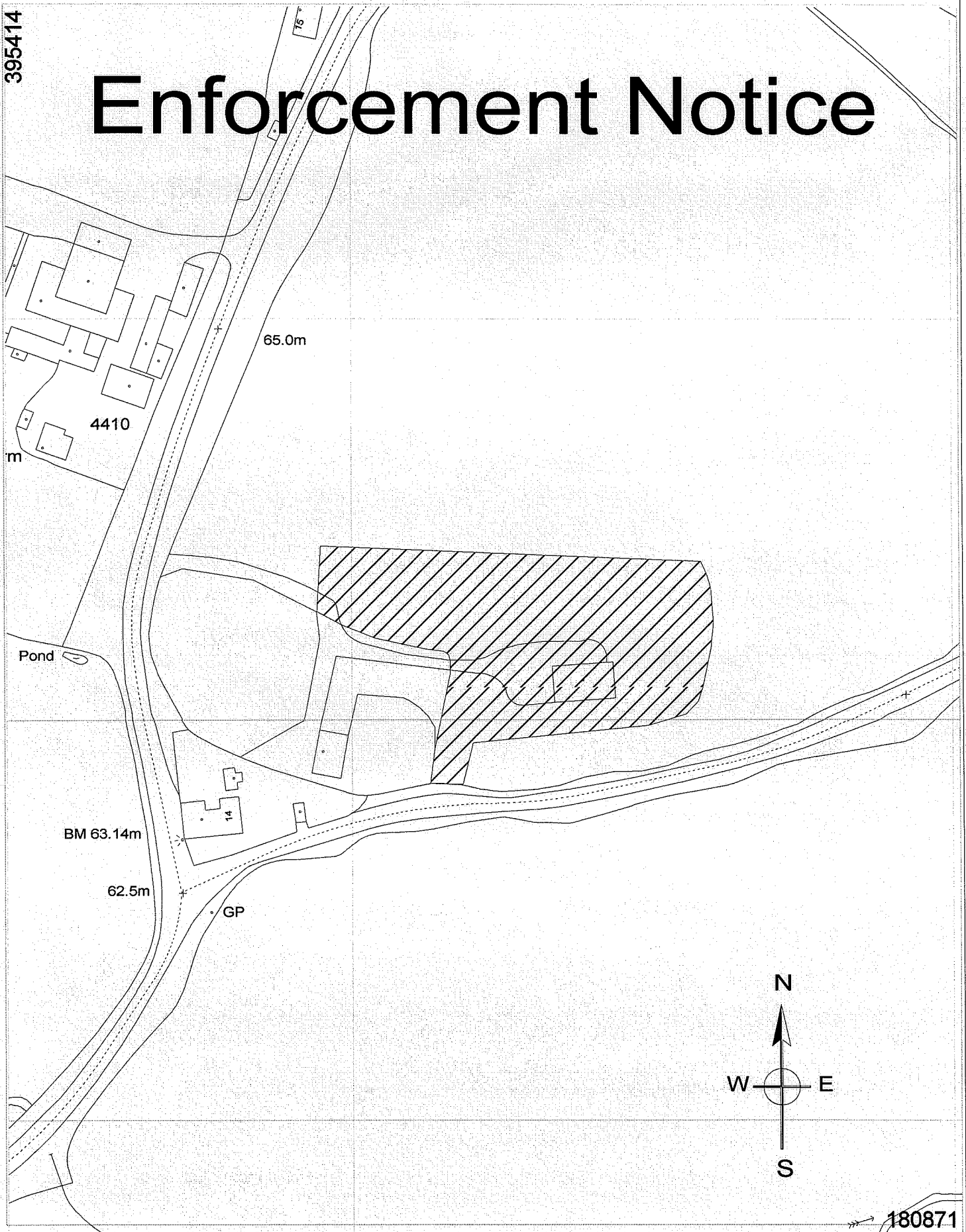
Appeal Forms (3 Copies)

Appeal Guide Booklet

Enforcement Notice (3 Copies)

395414

Enforcement Notice



*North
Wiltshire
District
Council*

Hickstead, Lower Seagry, Chippenham, Wilts SN15 5EW
SCALE: 1:1250

Grid Ref: ST9554 8102 02/00197/ENF

Planning Services^{21.3.05}

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