

03/00212/ENF (A)

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

**Planning (Listed Buildings and Conservation Areas) Act 1990
(as amended by the Planning and Compensation Act 1991)**

LISTED BUILDING ENFORCEMENT NOTICE

Issued by: North Wiltshire District Council

(1) THIS IS A FORMAL NOTICE which is issued by North Wiltshire District Council ("the Council") for the purposes of the Planning (Listed Building and Conservation Areas) Act 1990 ("The Act") pursuant to the provisions of section 38 of the Act in relation to the building described in the First Schedule which is a building included within a list approved or compiled under section 1 of the Act.

The Council considers it expedient to issue this notice having regard to the effect of the works on the character of the building as one of special architectural or historic interest.

SCHEDULE 1

THE LAND AFFECTED

Land at Orchard Barn, Leigh Delamere, shown hatched on the attached plan.
("the building")

SCHEDULE 2

THE BREACH OF PLANNING CONTROL ALLEGED

Without listed building consent a stone window ledge has been removed and french doors have been inserted on the western elevation and a TV aerial has been attached to northern elevation of a grade II listed building.
("the unauthorised works ")

SCHEDULE 3

REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the unauthorised works constitute a contravention of section 9(1) and (2) of the Act.

The unauthorised works are detrimental to the special historic character and appearance of the listed building contrary to Policies RB11 of the North Wiltshire Local Plan 2001, HE4 of the North Wiltshire Local Plan Revised Deposit Draft 2011 and HE7 of the Wiltshire Structure Plan 2016.

SCHEDULE 4

WHAT YOU ARE REQUIRED TO DO

1. Remove the French doors and TV aerial.
2. Either replace the original stone window ledge and window or reproduce them in facsimile; and
3. Block up the remainder of the opening in stone with coursing, jointing and pointing to match the existing walls.

SCHEDULE 5

TIME FOR COMPLIANCE

Three months after this notice takes effect

SCHEDULE 6

WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 31st May 2006 unless
an appeal is made against it beforehand.

Issued: 19th April 2006

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

North Wiltshire District Council

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 31st May 2006. 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.

What happens if you do not appeal

If you do not appeal against this enforcement notice, it will take effect on 31st May 2006 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 at Orchard Barn, Leigh Delamere,
Chippenham SN14 6JZ

Gordon Duggan and Anne Duggan, Orchard Barn Leigh Delamere, Chippenham SN14 6JZ
Oakbarn Designs Ltd, Unit 303, New Greenham Park, Newbury, Berkshire RG19 6HN

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

Listed Building Enforcement Notice (2 Copies)

179412

ENFORCEMENT NOTICE

3235

3632

Manor
Cottages

Manor Farm

112.9m

St Margaret's
Church

BM
114.77m

3922

2619

Pond

Pond

Leigh Delamere



388449

*North
Wiltshire
District
Council*

Land at Orchard Barn, Leigh Delamere, Chippenham
SCALE: 1:1250

ST 8836 7931

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