

**Our Ref:** 04/00442/ENF

**Your Ref:**

**Enquiries to:** Robin Williams

**Date:** 23 March, 2005

**Strategic Manager:** Alun Davies

**Planning Services**  
Monkton Park  
Chippenham  
Wiltshire  
SN15 1ER

Tel: 01249 706640  
Fax: 01249 460810  
email: [rwilliams@northwilts.gov.uk](mailto:rwilliams@northwilts.gov.uk)  
[www.northwilts.gov.uk](http://www.northwilts.gov.uk)

Dear Sir

**ENFORCEMENT NOTICE ON LAND AT MERKIN FARM, DOCTOR'S HILL, BOX,  
CORSHAM, WILTSHIRE SN13 8AS**


Should you wish to appeal against the enforcement notice on ground (a) as provided by Section 174 (2)(a) of the Town and Country Planning Act 1990 (as amended) 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 for the Local Planning Authority the cheque should be made payable to North Wiltshire District Council. Only one person needs to pay a fee.

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

Ms Tina Johnson  
Merkin Farm  
Doctor's Hill  
Box  
Corsham  
Wilts SN13 8AS

Geriant Morgan  
Merkin Farm  
Doctor's Hill  
Box  
Corsham  
Wilts SN13 8AS



INVESTOR IN PEOPLE

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Dear Sir

**ENFORCEMENT NOTICE ON LAND AT MERKIN FARM, DOCTOR'S HILL,  
BOX, CORSHAM, WILTSHIRE SN13 8AS**

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

Unless an appeal is made, as set out in the Annexe, 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



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

Ms Tina Johnson  
Merkin Farm  
Doctor's Hill  
Box  
Corsham  
Wilts SN13 8AS

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INVESTOR IN PEOPLE

**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 Merkin Farm, Doctors Hill, Ashley, Box, SN13 8AS shown hatched on the attached plan ("the site").
3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**  
  
Without planning permission, the material change of use of the site by the stationing on it of a caravan for residential purposes in the position marked diagrammatically with an "X" on the attached plan.
4. **REASONS FOR ISSUING THIS NOTICE**
  - a) It appears to the Council that the above breach of planning control has occurred within the last ten years.
  - b) The use of the caravan for residential purposes constitutes the provision of dwelling accommodation in the countryside where residential development is strictly controlled. The continued siting and use of the caravan for residential purposes is contrary to Policy RH16 of the North Wiltshire Local Plan 2001, Policy DP15 of the Wiltshire Structure Plan

2011 and Policies C3 and H4 of the North Wiltshire Local Plan 2011 revised deposit draft.

- c) The site is situated within the Western Wiltshire Green Belt and the provision of residential use at the site is therefore contrary to Policy RC1 of the North Wiltshire Local Plan, DP12 of the Wiltshire Structure Plan 2011 and Policy NE1 of the North Wiltshire Local Plan 2011 revised deposit draft.
- d) The residential use of this site, which is situated within the Cotswolds Area of Outstanding Natural Beauty, is contrary to Policy RC7 of the North Wiltshire Local Plan, C8 of the Wiltshire Structure Plan and NE4 of the North Wiltshire Local Plan 2011 revised deposit draft.
- e) The continued use of this land for the siting of the caravan and its residential use would, in due course, lead to the unauthorised development being lawful. The loss of planning control over the use of this site for the siting of a residential caravan would be likely to lead to further adverse visual detriment to the rural character of the area and the possible redevelopment of the site by the erection of a permanent building for residential purposes.

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

- a) Cease the residential use of the site.
- b) Remove the unauthorised caravan from the site.
- c) Remove all debris resulting from the removal of the caravan, and all associated domestic accoutrements, equipment, chattels and other such paraphernalia from the site.

**6. TIME FOR COMPLIANCE**

Six months from the date this notice takes effect.

**7. WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on 4 May 2005 unless an appeal is made against it beforehand.

Dated : 23 March 2005

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.

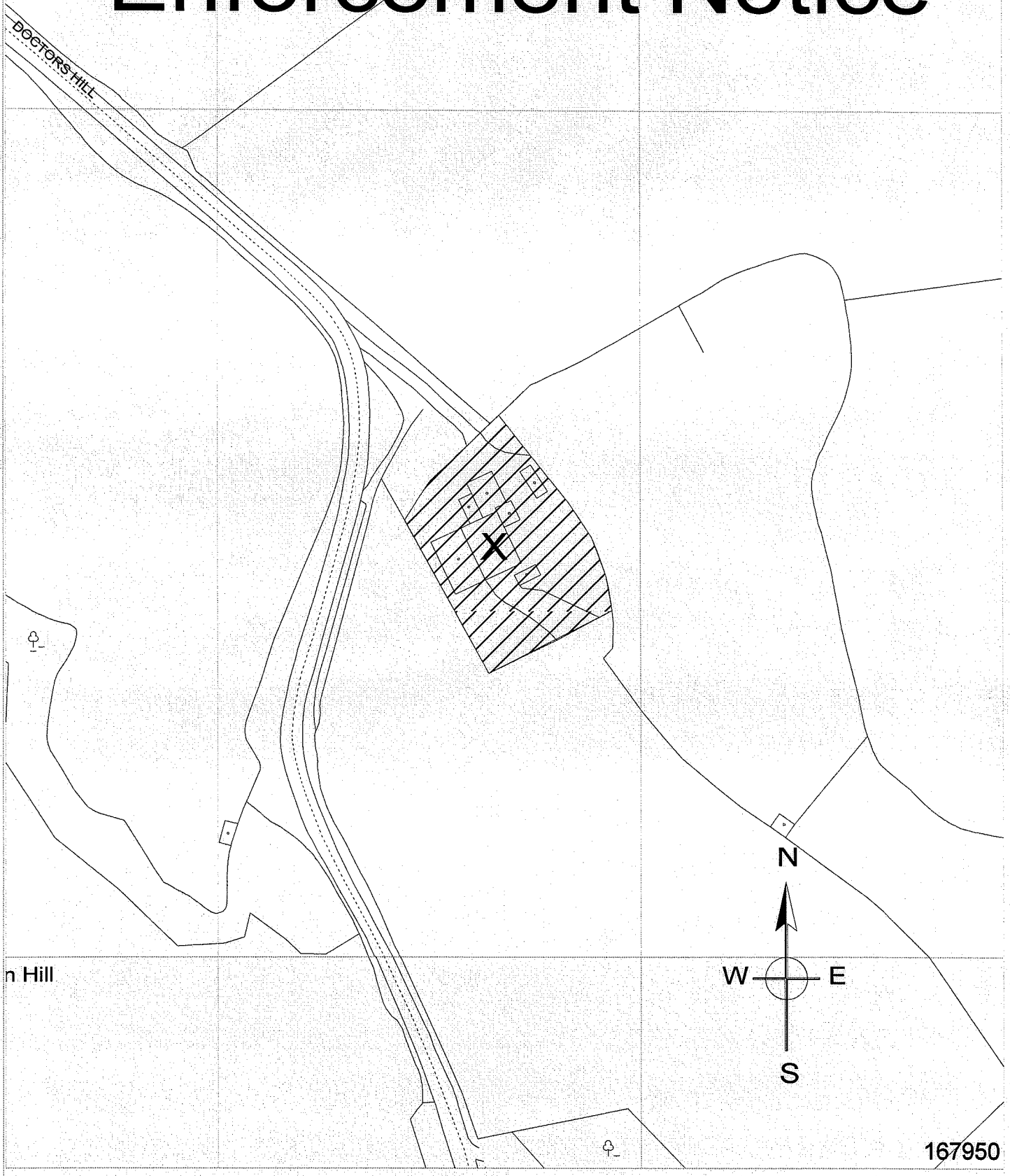
- (a) One is for you to send to the Secretary of State if you decide to appeal, together with a copy of this enforcement notice.
- (b) The second copy of the appeal form should be sent to the Council.
- (c) The third copy is for your own records.

### **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.

381550

# Enforcement Notice



*North  
Wiltshire  
District  
Council*

Merkin Farm, Doctor's Hill, Box, Wilts SN13 8AS

SCALE: 1:1250

Grid Ref: ST8166 6810 04/00442/ENF

Planning Services 15.3.05

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NORTH WILTSHIRE DISTRICT COUNCIL- 100017933 2005