

IMPORTANT
THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN & COUNTRY PLANNING ACT 1990
[As amended by the Planning & Compensation Act 1991]

**BREACH OF CONDITION
NOTICE**

Reference Number :04/00504/BOC

SERVED BY : North Wiltshire District Council (“the Council”)

To Mr G Tunbridge

**12 Pound Pill
Pickwick Road
Corsham
SN13 9NH**

1. **THIS NOTICE** is served by the Council, under section 187A of the above Act, because it considers that a condition imposed on a grant of planning permission, relating to the land described in paragraph 2 below, is not being complied with. The Council consider that you should be required to comply with the condition specified in this notice. **The Annex at the end of this Notice contains important additional information.**

2 THE LAND TO WHICH THIS NOTICE RELATES

Land adjacent to 1 Box Hill, Corsham, Wiltshire, shown hatched on the plan, attached to this Notice.

3. THE RELEVANT PLANNING PERMISSION

The relevant planning permission [copy attached] to which this Notice relates is the permission reference 05/00496/FUL granted on 1st June 2005 and described as ‘*Amendment to 01.01692.FUL – Garage*’ at land adjacent to 1 Box Hill, Corsham, Wiltshire, SN13 8HW.

4 THE BREACH OF CONDITION.

The following condition has not been complied with:

- (1) Within two months of the date of this permission the retaining wall and earth bank as shown on the approved drawings shall be fully implemented and shall thereafter be permanently maintained.

5 WHAT YOU ARE REQUIRED TO DO

As the person responsible for the breach of condition detailed in paragraph 4 of this Notice, you are required to comply with the stated condition by taking the following step:

Fully implement and thereafter permanently maintain the construction of the retaining wall and earth bank as shown on the approved drawings submitted as part of planning approval 05/00496/FUL.

6 PERIOD FOR COMPLIANCE

Two months, beginning with the day on which this Notice is served on you.

Dated : 26.October 2005

Signed : 
the Council's Authorised Officer.

On behalf of :
North Wiltshire District Council
Council Offices,
Monkton Park,
Chippenham,
Wiltshire. SN15 1ER

ANNEX

WARNING

THIS NOTICE TAKES EFFECT IMMEDIATELY IT IS SERVED ON YOU IN PERSON OR ON THE DATE YOU RECEIVED IT BY POST.

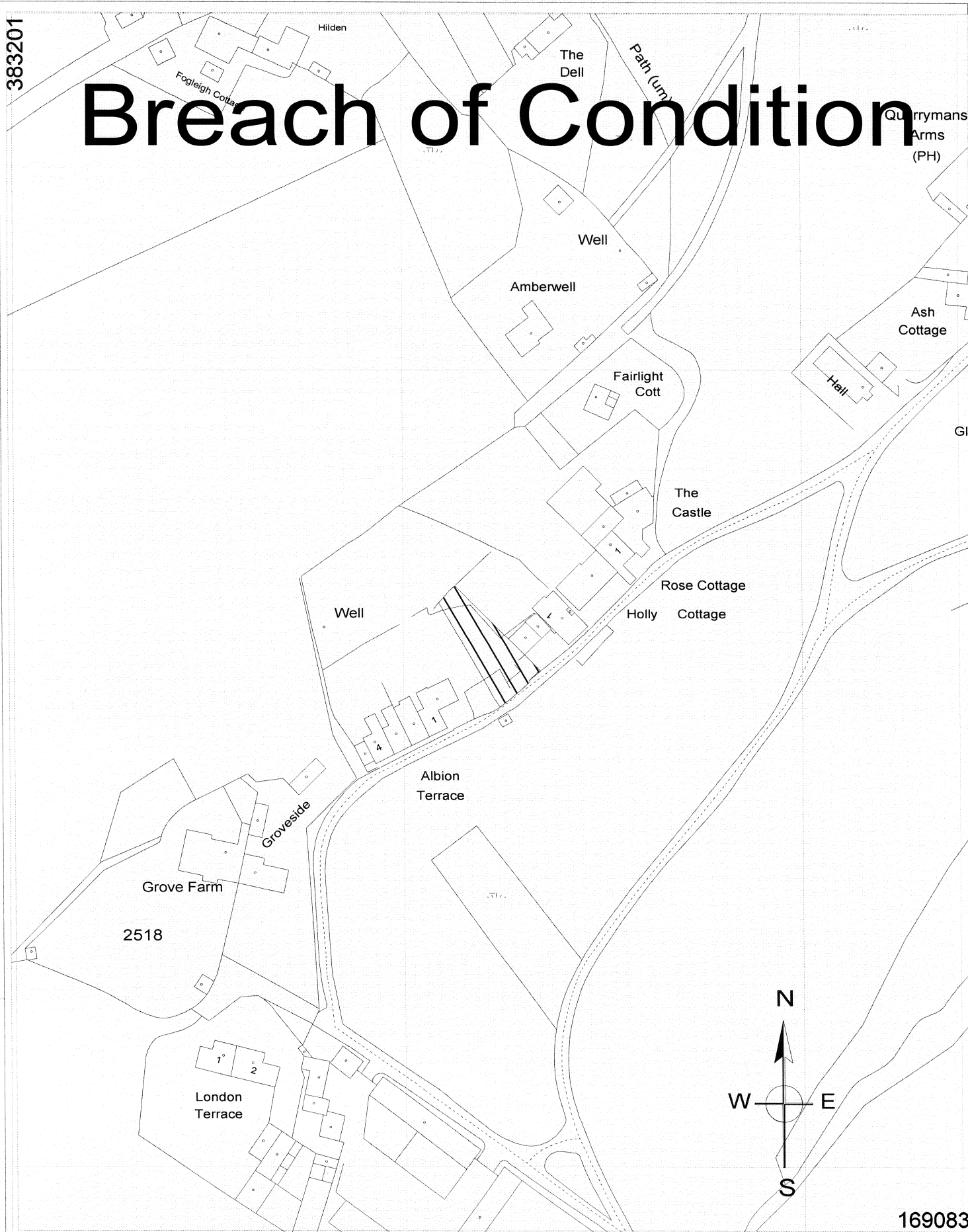
THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE FOR THE ENVIRONMENT AGAINST THIS NOTICE.

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance time period. You will then be at risk of **immediate prosecution** in the Magistrates' Court, for which the maximum penalty is **£1,000** for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch immediately with Robin Williams, Planning Services, North Wiltshire District Council, Council Offices, Monkton Park, Chippenham, Wiltshire. SN15 1ER. Tel : 01249-706640

If you need independent advice about this Notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the Notice, you may only do so by an application to the High Court for judicial review.

383201

Breach of Condition



*North
Wiltshire
District
Council*

Land Adjacent 1 Box Hill, Box, Corsham, Wilts SN13 8HW
SCALE: 1:1250

Grid Ref: ST8332 6922 04.00504.BOC

Planning Services 26.10.05

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NORTH WILTSHIRE DISTRICT COUNCIL- DWIL203 2005

THE SCHEDULE

Name of Local Planning Authority: NORTH WILTSHIRE DISTRICT COUNCIL
Monkton Park, Chippenham, Wiltshire, SN15 1ER

NAME & ADDRESS OF AGENT:	BRIEF DETAILS OF APPLICATION IN THE PARISH OF Box:
LPC (Trull) Ltd Trull Tetbury Gloucestershire GL8 8SQ	Amendment to 01.01692.FUL - Garage
NAME & ADDRESS OF APPLICANT:	LOCATION:
Mr G Tunbridge 12 Pound Pill Pickwick Road Corsham SN13 9NH	Land Adj 1 Box Hill Corsham Wiltshire SN13 8HW
Application Dated: 24.02.2005	Application Registered: 07.03.2005
Permission Granted: 01.06.2005	Application as amended

PERMISSION GRANTED FOR THE FOLLOWING REASON:

The proposal includes an earth bank which will screen the development from most views. The garage is similar in design to that approved under 01.01692.FUL and is considered acceptable under policy RH14 of the North Wiltshire Local Plan 2001.

SUBJECT TO THE FOLLOWING CONDITIONS:

1. Within two months of the date of this permission the retaining wall and earth bank as shown on the approved drawings shall be fully implemented and shall thereafter be permanently maintained.

Reason: In the interests of the open character of the Western Wiltshire Green Belt.

2. The development hereby permitted shall be used only as a garage and store for purposes ancillary to the use of land adjacent to The Castle Box Hill as a single dwellinghouse and not for any commercial, industrial or business purpose.

Reason: In the interest of residential amenity.

3. Prior to the first use of the building or its substantial completion, whichever is the sooner, details of the landscaping of the site, including wherever appropriate the retention of existing trees, have been submitted to, and approved in writing by, the local planning authority.

The approved landscaping scheme shall be implemented within one year of either the first occupation or use of the development, whether in whole or in part, or its substantial completion, whichever is the sooner, and shall be maintained thereafter for a period of not less than five years. The maintenance shall include the replacement of any tree or shrub which is

removed, destroyed or dies by a tree or shrub of the same size and species as that which it replaces, unless otherwise agreed in writing by the local planning authority.

Reason: In the interests of amenity.

C. H. Parnell

Implementation Team Leader
Development Control, Listed Buildings & Landscaping

Date: 1st June 2005
