

Our Ref: 04/00332/ENF

Your Ref:

Enquiries to: Robin Williams

Date: 25 May 2005

Strategic Manager: Alun Davies

Planning Services
Monkton Park
Chippenham
Wiltshire
SN15 1ER



Tel: 01249 706640
Fax: 01249 460810
email: rwilliams@northwilts.gov.uk
www.northwilts.gov.uk

Dear Sir/Madam

**ENFORCEMENT NOTICE AT LAND OPPOSITE (SOUTH OF) NOONTREES,
HILMARTON, CALNE, WILTS SN11 9HT**

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

Unless appeals are made, as set out in the Annexe, the Notices will take effect on the date shown in Paragraph 7 of the Notices 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

Wendy Needler
Catcomb House Farm
Spirthill
Calne
Wilts SN11 9HR

Simon Needler
Catcomb House Farm
Spirthill
Calne
Wilts SN11 9HR

Jaime Needler
c/o Catcombe House Farm
Spirthill
Calne
Wilts SN11 9HR



INVESTOR IN PEOPLE

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Dear Sir/Madam

**ENFORCEMENT NOTICE AT LAND OPPOSITE (SOUTH OF) NOONTREES,
HILMARTON, CALNE, WILTS SN11 9HT**

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:-

£265 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

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INVESTOR IN PEOPLE

04/00322/ENF

**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 opposite (south of) Noontrees, Hilmarton, Calne, Wiltshire, SN11 9HT 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 siting of the caravan in this countryside location is detrimental to the rural character and amenity of the area contrary to Policy RC9 of the North Wiltshire Local Plan 2001.
- d) 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) Remove the unauthorised caravan from the site.
- b) Cease the use of the site for the stationing of any residential caravan.
- c) Remove all debris resulting from the removal of the caravan, and all associated domestic accoutrements, equipment, chattels and other such paraphernalia from the land.

6. TIME FOR COMPLIANCE

Three months from the date this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 6 July 2005 unless an appeal is made against it beforehand.

Dated : 25 May 2005

Signed :


on behalf of North Wiltshire District Council

ANNEX

YOUR RIGHT OF APPEAL

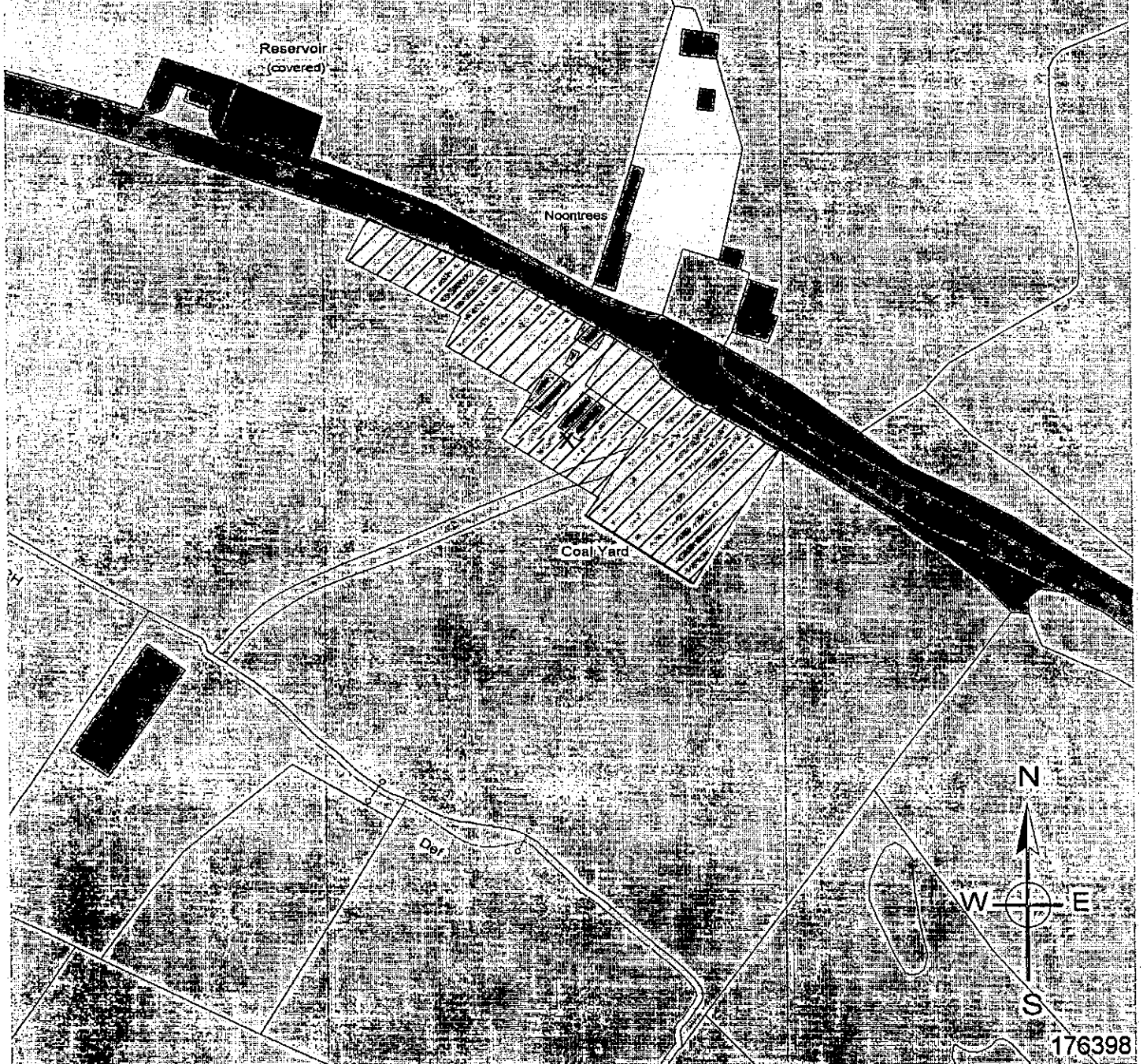
You can appeal against this notice, but any appeal must be received, or posted in time to be received, by the Secretary of State **before** the date specified in paragraph 7 of the notice. The enclosed booklet "Enforcement Notice Appeals - A Guide to Procedure" sets out your rights. You may use the enclosed 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.

Enforcement Notice



*North
Wiltshire
District
Council*

Land Opposite Noon Trees, Beacon Hill, Hilmarton, Calne, Wilts
SCALE: 1:1250

Grid Ref: SU0116 7657 04/00322/ENF

Planning Services 25.5.05

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