

Our Ref: 06/120 & 07/431/ENF

Your Ref: RL/3118

Chief Executive, Delwyn Burbidge.

Enquiries to: Tony Phillips

Date: 20th August 2008

Ms R Lord
Bell Cornwell
Oakview House
Station Road
Hook
Hamshire
RG27 9TP

Planning Services

Monkton Park
Chippenham
Wiltshire
SN15 1ER

Tel: 01249 706627

Fax: 01249 460810

email: Tphillips@northwiltshire.gov.uk

www.northwiltshire.gov.uk

Dear Ms Lord

Town and Country Planning Act 1990

SUBJECT: Box House, Bath Road, Box, Wiltshire.

I am writing to formally advise you that the Council has withdrawn Planning Enforcement Notice 06/120(C)/ENF, dated 6th May 2008 which was served on Mr C Tull in respect of Box House, Bath Road, Box, Wiltshire and that all Council records will be updated to reflect this.

As confirmed during our recent telephone conversation, we remain concerned that your client appears to be continuing with unauthorised development at the site and that further enforcement action may prove necessary both in respect of newly created tarmac drives and the fence that was the subject of item 3, ii) of the withdrawn Enforcement Notice.

I thank you for confirming that your client has withdrawn the appeal relating to ground (d) of Notice B and that you have contacted PINS advising them accordingly.

The Council also accepts that the remaining appeals should be dealt with by way of written representations.

If I can be of any further assistance, please do not hesitate to contact me.

Yours sincerely



Tony Phillips
Senior Planning Officer (Enforcement).

Copied to Mr B White, The Planning Inspectorate.

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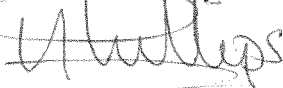
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Our Ref: 06/120(A)/ENF, 06/120(B)/ENF
06/120(C)/ENF

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Chief Executive - Delwyn Burbidge

Enquiries to:

Date: 6 May 2008

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Monkton Park

Chippenham

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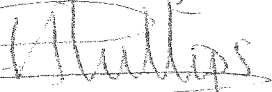
Dear Sir / Madam

ENFORCEMENT NOTICES AT BOX HOUSE, BATH ROAD, BOX, WILTSHIRE

The Council have issued Enforcement Notices relating to the above Land and I now serve on you copies of these Notices, in view of your interest in the Land.

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

To: Mr C Tull
Box House
Bath Road
Box
Corsham
Wiltshire
SN13 8AA



WILTSHIRE DISTRICT COUNCIL

06/120(C)/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 at Box House, Box, Wiltshire, shown hatched on the attached plan ("the Land").

3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**

Without planning permission:

- i) the construction of tarmac roads an example of which, can be seen in the attached photograph titled TP5 with their approximate position within the hatched area on plan number TP5A.
- ii) the erection of a timber fence, which for identification purposes only, can be seen in the attached photograph titled TP6 with its approximate position marked on plan number TP5A.

4. **REASONS FOR ISSUING THIS NOTICE**

- a) It appears to the Council that the above breach of planning control has occurred within the last four years.
- b) The construction of tarmac roads an example of which, can be seen in the attached photograph titled TP5, constitutes inappropriate development in

the West Wiltshire Green Belt contrary to the guidance of Planning Policy Guidance Note 2 and Policy NE1 of the North Wiltshire Local Plan 2011.

- c) The matters listed in 3 i) above, constitute development in the open countryside contrary to Policy DP14 of the Wiltshire and Swindon Structure Plan 2016.
- d) Due to its incongruous appearance and obtrusive nature, the development fails to conserve or enhance the natural beauty of the Cotswold Area of Outstanding Natural Beauty contrary to Policy NE4 of the North Wiltshire Local Plan 2011 and Policy C8 of the Wiltshire and Swindon Structure Plan 2016
- e) In respect of the erection of the timber fence, which for identification purposes only, can be seen in the attached photograph titled TP6 ; due to the materials, scale and positioning, it adversely effects the setting to the listed building to which it abuts, contrary to Policy HE4 of the North Wiltshire Local Plan 2011 and Policy HE7 of the Wiltshire and Swindon Structure Plan 2016 and the advise of Planning Policy Guidance Note 15.

5. WHAT YOU ARE REQUIRED TO DO

- a) Demolish / dismantle and remove from the Land the timber fence which for identification purposes only, can be seen in the attached photograph titled TP6 with its approximate position marked on plan number TP5A.
- b) Remove from the Land, to a depth of at least 500mm below ground level or to its total depth if less than 500mm, all tarmac roads and parking areas within the area hatched on plan number TP5A.
- c) Restore the areas resulting from the requirements of 5a – 5b of this Notice, level with the natural contours of the adjoining land by the importation, if necessary, of soil as appropriate.
- d) Remove all materials and debris resulting from the requirements of 5a -5b of this notice from the Land.

6. TIME FOR COMPLIANCE

Six months from the date this Notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on **17th June 2008** unless an appeal is made against it beforehand.

Dated : 6th May 2008

Signed : 

on behalf of North Wiltshire District Council

A copy of this Enforcement Notice has been served on:
Mr C Tull.

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.

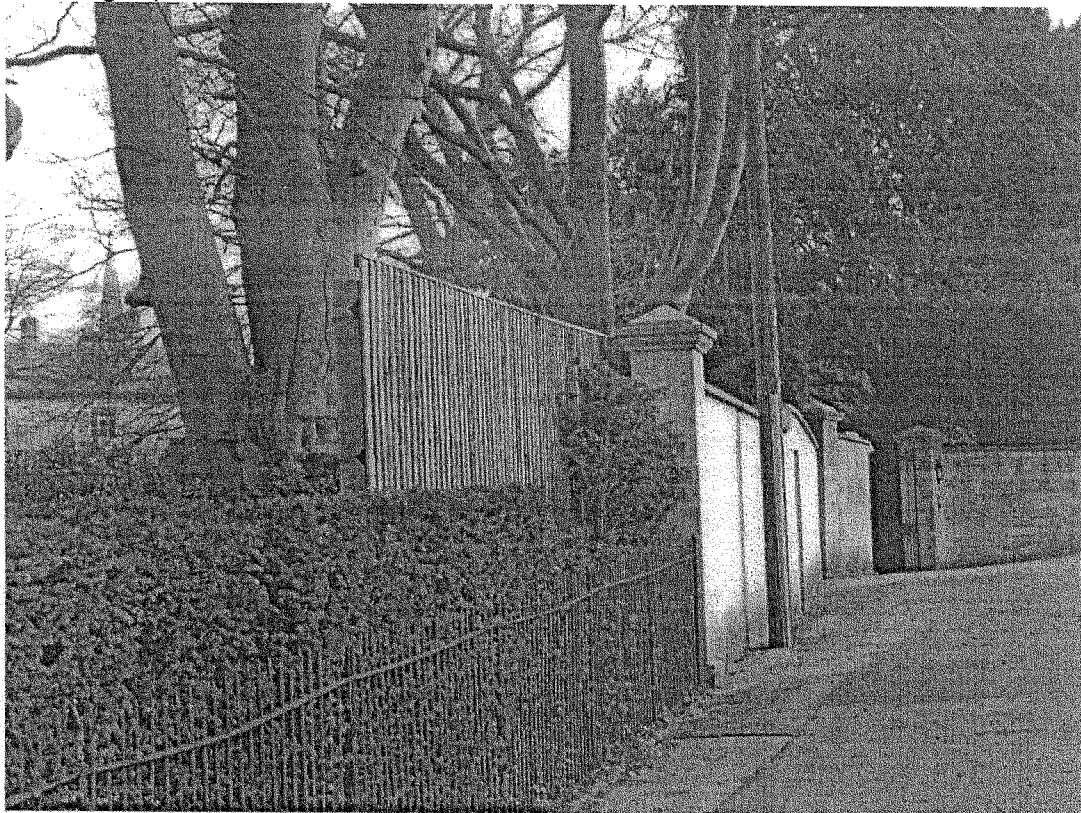
WHAT HAPPENS IF YOU DO NOT APPEAL

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.

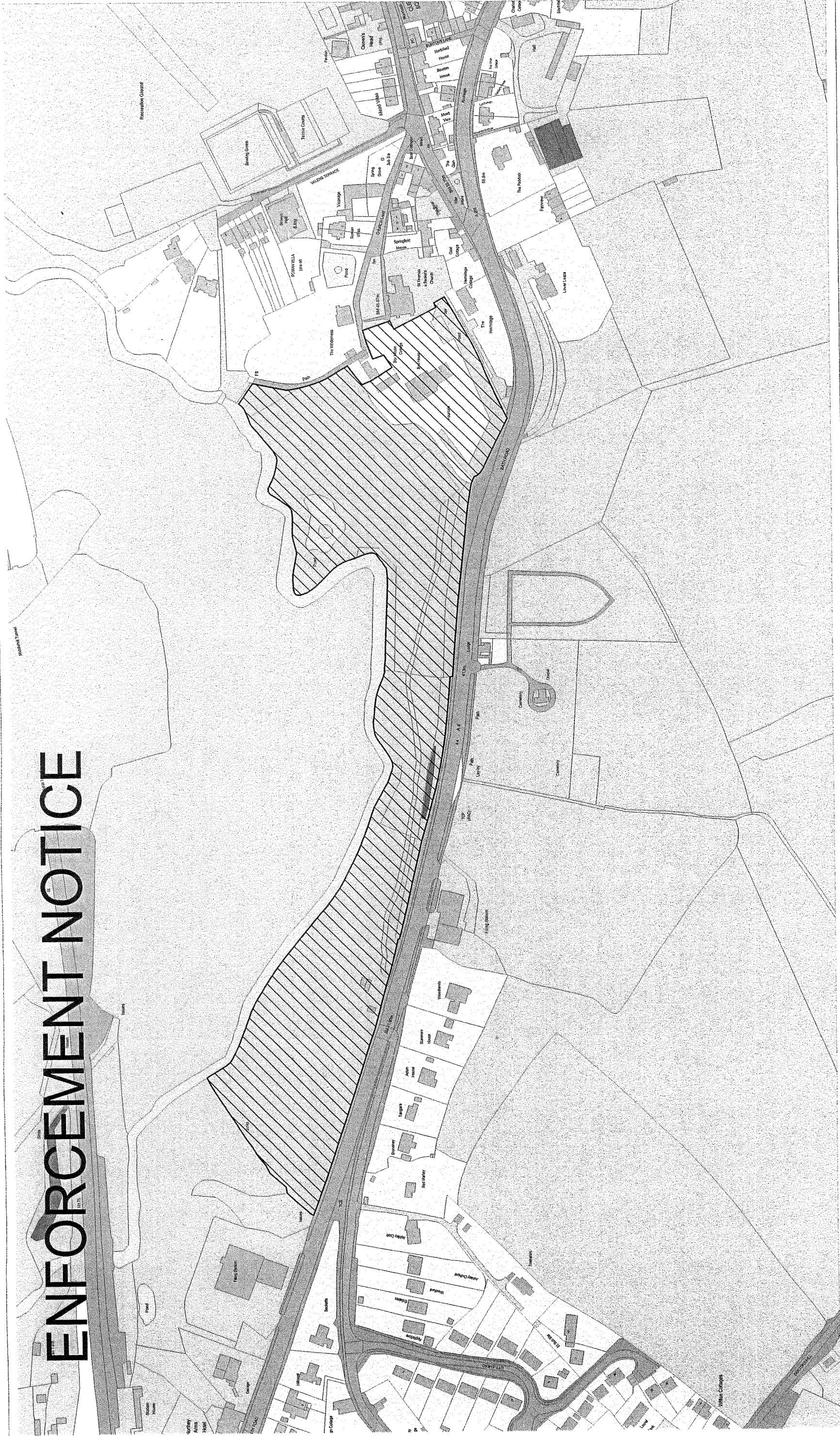
Photograph TP5. Example of tarmac roads.



Photograph TP6. Erection of timber fence



ENFORCEMENT NOTICE



Box House, Bath Road, Box, Corsham, Wiltshire, SN13 8AA

SCALE: 1:2500

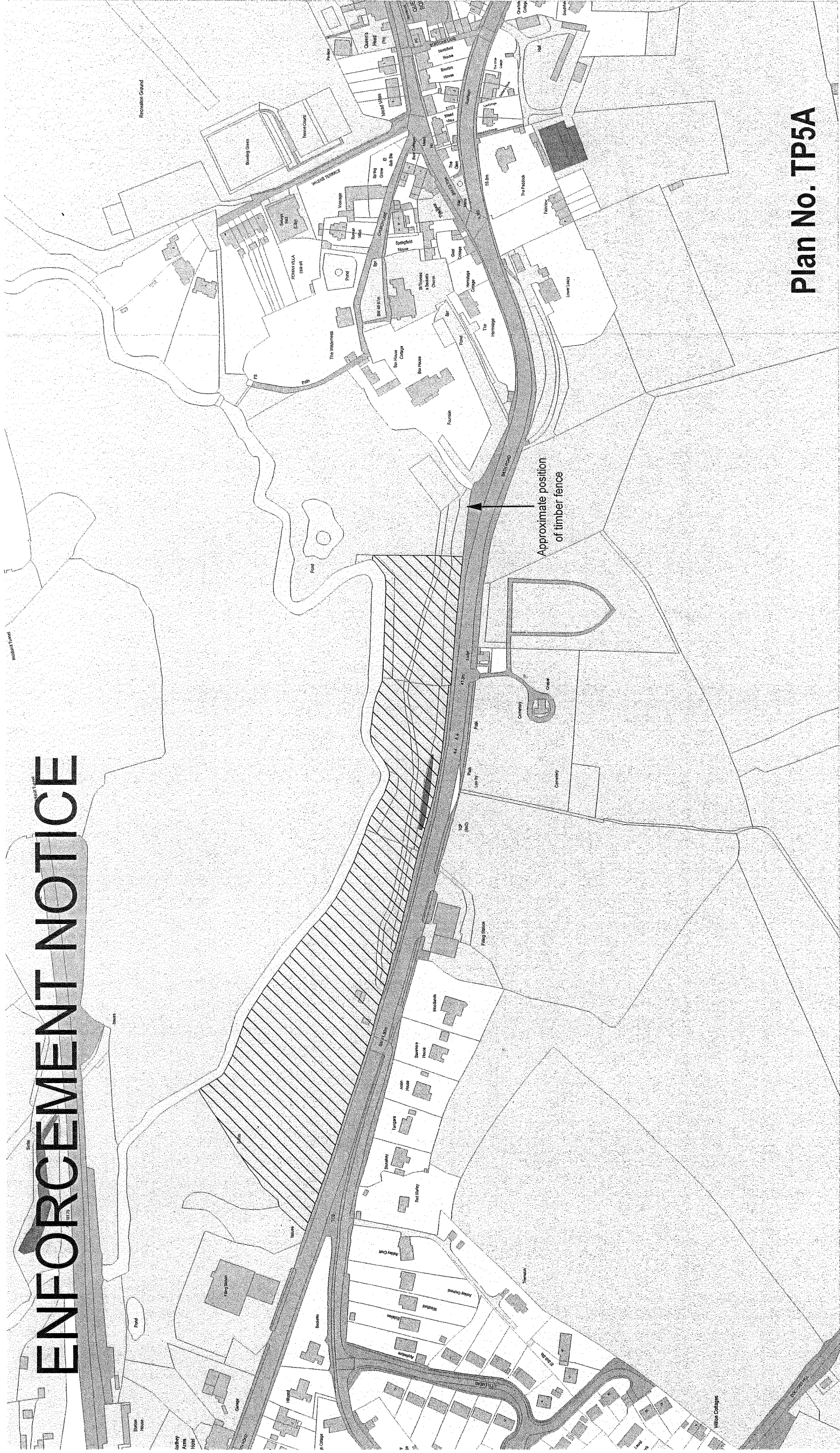
06/120(C)/ENF. Grid Ref: ST 8224 6843

The land to which the notice relates

*North
Wiltshire
District
Council*

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NORTH WILTSHIRE DISTRICT COUNCIL - 100017933 2008

ENFORCEMENT NOTICE



Plan No. TP5A

Box House, Bath Road, Box, Corsham, Wiltshire, SN13 8AA

SCALE: 1:2500

06/120(C)/ENF. Grid Ref: ST 8224 6843

Plan No: TP5A

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