

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: 07/256/ENF

SERVED BY : Wiltshire Council ("the Council")

1. THIS NOTICE is served by the Council, under section 187A of the above Act, because it considers that conditions imposed on a grant of planning permission, relating to the land described in paragraph 2 below, are not being complied with. The Council consider that you should be required to comply with the conditions 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 at The Limes, The Ridge, Neston, SN13 9PL shown edged red on the attached 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 04.00940.FUL granted on 01.08.2005 described as '*Loft Conversion, reface Front Facade In Natural Stone and Rebuild Garage/Toolstore*'.

4. THE BREACH OF CONDITION.

The following conditions have not been complied with:

Condition 2: *'The development hereby permitted shall be carried out in accordance with the documents (including plans) incorporated into this decision, and subsequently approved pursuant to this decision (if applicable), unless otherwise approved in writing by the local planning authority..*

Reason: *'To ensure that the development is implemented in accordance with this decision in the interests of public amenity'.*

Condition 3 *'The extension and alterations shall be constructed in accordance with the submitted plans (reference; 1b rev.e) without the balcony or French casements, as also stated in the submitted letter dated 21st July 2005. The extension shall remain in this condition thereafter.'*

Reason: *'To avoid detrimental levels of overlooking'.*

5. WHAT YOU ARE REQUIRED TO DO

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

- 1) Remove the unauthorised French casements, balcony and railings from the dwelling.

6. PERIOD FOR COMPLIANCE

60 days from the date of this Notice

Dated : 27th October 2009

Signed : 
the Council's Authorised Officer.

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

A copy of this Breach of Condition Notice has been served on;

Mr R Wight
The Ridge
Neston
Corsham
SN13 9PL

Mrs L Wight
The Limes
Neston
Corsham
SN13 9PL

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 Tony Phillips, Planning Services, Wiltshire Council, Council Offices, Monkton Park, Chippenham, Wiltshire. SN15 1ER. Tel : 01249-706627

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.

[END]