

ENFORCEMENT REGISTER INFORMATION SHEET

E/ 491 B.

APPEAL yes no

Plan's Ref

ADDRESS

'WASTGATE'
THE STATION.
COLSTON.

BREACH of CONTROL

THE MAKING OF A MATERIAL CHANGE IN THE
USE OF THE LAND FROM AGRICULTURAL USE
AND, IN SMALL DEGREES, RESIDENTIAL USE,
TO USE FOR THIS PURPOSE AND, IN ADDITION,
FOR THE STORAGE, SERVICE AND SALE OF
VEHICULAR TRAILERS, IN PARTICULAR MOTOR
BOATS

Issuing Authority NWDC

Date Issued 23.6.89

STOP NOTICES

Date Served

Requiring



Date(s) served

23.6.89

Takes effect 9.8.89

Compliance by 9.11.89

Dates Extended by
Secretary of State

Date withdrawn

REQUIREMENTS of ENFORCEMENT

- 1 To Cease THE USE OF THE LAND FOR STORAGE,
SERVICE AND SALE OF VEHICULAR TRAILERS.
- 2 To Remove FROM THE LAND THE SAID TRAILERS

EXTENT to WHICH NOTICE COMPLIED WITH (dates)

IMPORTANT -

**THIS COMMUNICATION AFFECTS
YOUR PROPERTY**

District Secretary's Department,
G. C. Betteridge, LL.B., (Solicitor),
District Secretary



**North Wiltshire
District Council**

Monkton Park,
Chippenham,
Wiltshire, SN15 1ER.
Tel: Chippenham (0249) 654188.
Ext 130

22 JUN 1989

Our ref **E** 491b

Enquiries to Mr McDonald

Your ref

23rd June, 1989

Dear Sir/Madam,

**NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1971 (as amended)
ENFORCEMENT NOTICE**

"Westgate", The Street, Corston, Malmesbury, Wiltshire.

The Council have issued an Enforcement Notice relating to the above land and I now serve on you a copy of that Notice, in view of your interest in the land. Unless an appeal is made to the Secretary of State as described below, the Notice will take effect on the date shown in the box below and you must then ensure that the required steps for which you may be held responsible are taken within the period or periods specified in the Notice.

If you wish to appeal against the Notice, you should first read carefully the enclosed booklet entitled "Enforcement Notice Appeals - A Guide to Procedure". Then, you or your agent should complete the enclosed appeal form and send it, together with the extra copy of the Enforcement Notice enclosed herewith to the address on the appeal form. Your appeal **MUST BE RECEIVED** by the Department of the Environment **BEFORE THE NOTICE TAKES EFFECT**.

There is a requirement on the Council to specify the reasons why the local planning authority consider it expedient to issue the Notice and these reasons are set out in the ANNEX overleaf.

Yours faithfully,

P Jeremiah

DATE ON WHICH NOTICE TAKES EFFECT
AND BEFORE WHICH ANY APPEAL
MUST BE RECEIVED 9th AUGUST, 1989

Assistant District Secretary

To:

John Joseph Hicks
'Westgate'
The Street
Corston
Malmesbury
Wilts.
SN16 0HD

Anthony J. Newman
Winkworth Farm
The Street,
Lea
Malmesbury
SN16 9PA

Mesrs. V. and G. Newman
Newlands Farm
Corston
Malmesbury
Wilts.

ANNEX - (This does not form part of the Enforcement Notice)

REASONS FOR ISSUE:-

1. The commercial use of this prominent site, with the storage and display of trailers for sale, detracts from the visual and residential amenities of the area.
2. The proposal would be likely to involve vehicles entering, leaving, reversing, turning and waiting in the carriageway of a winding section of the A429 to the detriment of the safety of traffic on the Class I road.

NORTH WILTSHIRE DISTRICT COUNCIL
TOWN AND COUNTRY PLANNING ACT 1971 (as amended)
ENFORCEMENT NOTICE

"Westgate", The Street, Corston, Malmesbury, Wiltshire

WHEREAS :

- (1) It appears to the North Wiltshire District Council ("the Council") being the local planning authority for the purposes of Section 87 of the Town and Country Planning Act 1971, ("the Act") in this matter, that there has been a breach of planning control after the end of 1963 on the land or premises ("the land") described in Schedule 1 below.
- (2) The breach of planning control which appears to have taken place consists in the carrying out of development by the making of the material change in the use of the land described in Schedule 2 below, without the grant of planning permission required for that development.
- (3) The Council consider it expedient, having regard to the provisions of the development plan and to all other material considerations, to issue this enforcement notice, in exercise of their powers contained in the said Section 87, for the reasons set out in the ANNEX to this Notice.

NOTICE IS HEREBY GIVEN that the Council require that the steps specified in Schedule 3 below be taken in order to remedy the breach within the period of three months from the date on which this Notice takes effect.

THIS NOTICE SHALL TAKE EFFECT, subject to the provisions of Section 88(10) of the Act, on 9th August, 1989

ISSUED 23rd June, 1989

Signed

P. Jeremiah

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

(over)

SCHEDULE 1 - Land or premises of which this Notice relates.

Land at and adjacent to Westgate, The Street, Main Road, Corston, Malmesbury (parish of St. Paul Malmesbury Without) Wiltshire shown stippled on the attached plan.

SCHEDULE 2 - Alleged breach of planning control

The making of a material change in the use of the land from agricultural use and, in small degree residential use, to use for that purpose and, in addition, for the storage, service and sale of vehicle trailers, in particular horse boxes.

SCHEDULE 3 - Steps required to be taken.

1. To cease the use of the land for storage, service and sale of vehicle trailers.
2. To remove from the land the said vehicle trailers.

