

**ENFORCEMENT REGISTER
INFORMATION SHEET****E/** 540 A

APPEAL yes no

Plan's Ref

ADDRESS

LAND ADJACENT TO
YAW TOWN COTTAGE
BRINKWORTH.

BREACH of CONTROL

THE CARRYING OUT WITHOUT
PLANNING PERMISSION OF BUILDING
OPERATIONS ON THE LAND, NAMELY
THE LAYING DOWN AND CREATION OF
A HANDSTANDING AREA

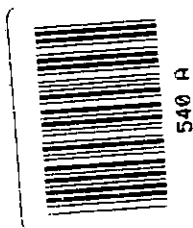
Issuing Authority NWDC

Date Issued 15.5.90

STOP NOTICES

Date Served

Requiring



Date(s) served

15.5.90

Takes effect 22.6.90

Compliance by 22.9.90

Dates Extended by
Secretary of State

Date withdrawn

REQUIREMENTS of ENFORCEMENT

TO REMOVE FROM THE LAND THE HARDCORE
AND MATERIALS FORMING THE HANDSTANDING
AREA

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) 443322
Ext. 594

Our ref **E** 540b

Enquiries to Mr McDonald

Your ref

15th May 1990

Dear Sir/Madam,

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

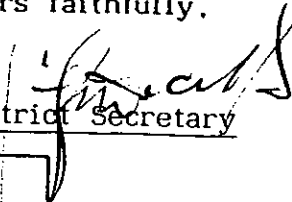
Land adjacent to Yew Tree Cottage, Brinkworth, Chippenham Wiltshire

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,


District Secretary

DATE ON WHICH NOTICE TAKES EFFECT
AND BEFORE WHICH ANY APPEAL
MUST BE RECEIVED 22nd June 1990

To: Graham G. Chiverton
Yew Tree Cottage
East End
Brinkworth
Chippenham
Wilts. SN15 5 EE

Jillian L. Chiverton
Yew Tree Cottage
East End
Brinkworth
Chippenham
Wilts. SN15 5 EE

The Secretary
G. & J. Chiverton Haulage Ltd.
Yew Tree Cottage
East End
Brinkworth
Chippenham, Wilts. SN15 5 EE

ANNEX (This does not form part of the enforcement notice)

Reasons for issue:

1. The development forms a commercial/industrial activity in an area where it is accepted planning policy to generally restrict new development only to that essential to the needs of agriculture or forestry.
2. The site lies in open countryside and the unauthorised development constitutes a visual intrusion detrimentally affecting the pleasant rural amenities of the area.
3. The development involves large slow moving vehicles entering and leaving a fast stretch of the B4042 and using an access with restricted visibility to the detriment of the safety of traffic on this Class II road.
4. The establishment of the activity (in effect a haulage yard) at the site creates a precedent for further similar proposals spreading along the Class II road contrary to the interests of the safety of road users.

E

540b

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

Land adjacent Yew Tree Cottage, Brinkworth, Chippenham, 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 within the period of four years before the date of issue of this Notice 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 the building, engineering, mining or other operations 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 22nd June 1990

ISSUED 15th May 1990

Signed

G.C. Bettendorge

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

SCHEDULE 1 - Land or premises referred to

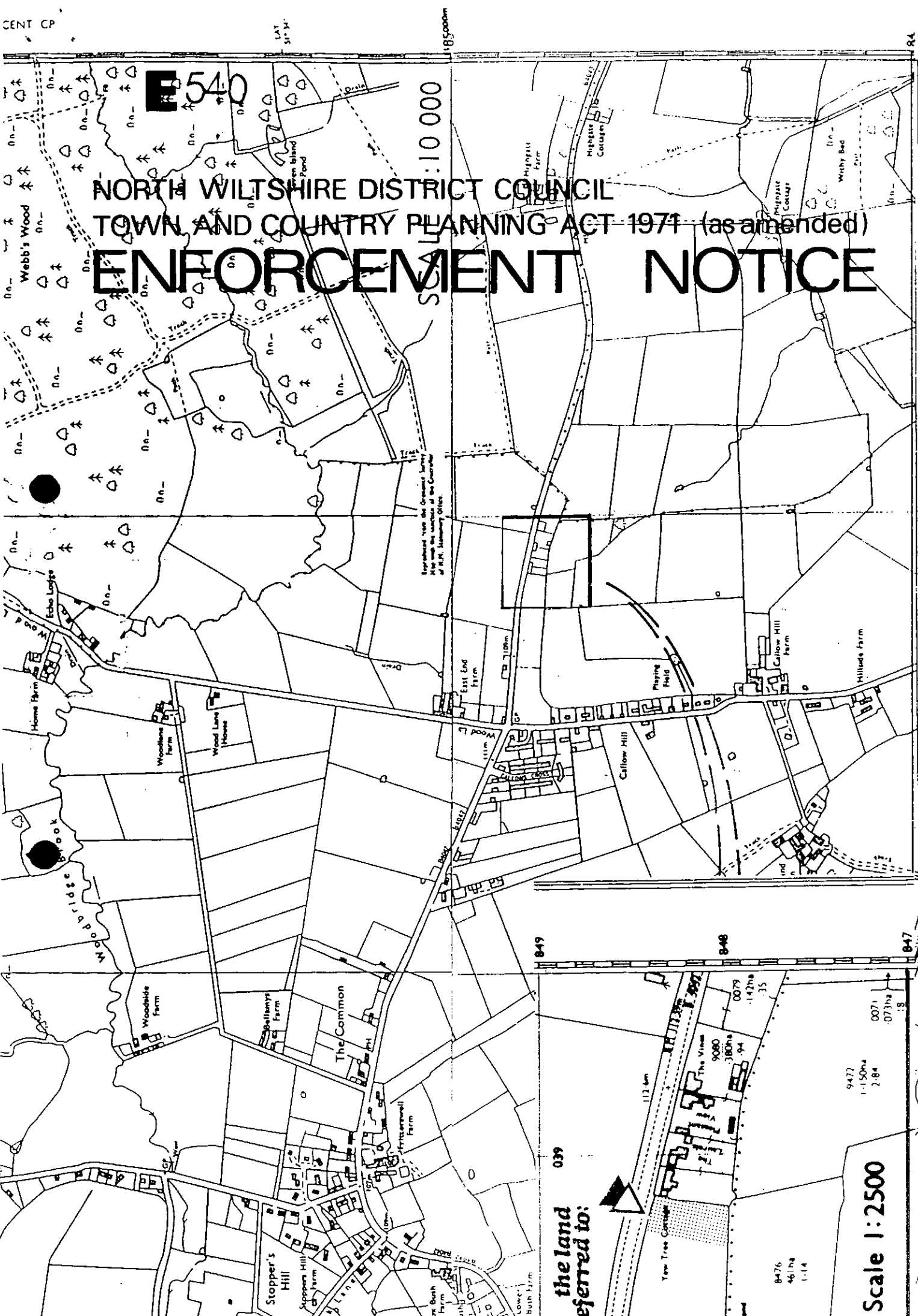
Land adjacent to Yew Tree Cottage, Brinkworth, Chippenham, Wiltshire
shown stippled on the attached plan

SCHEDULE 2 - Alleged breach of planning control

The making of a material change of use of the land from agricultural
to a use for that purpose and in addition the stationing of a goods
vehicles

SCHEDULE 3 - Steps required to be taken

- 1) To cease the use of the land as a vehicle transport park and for
the stationing of goods vehicles
- 2) To remove the vehicles from the land.



E540

SCALE: 10 000

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

the land
referred to:

Scale 1:2500

LONG 1° 34' W

04

57

03

58

IMPORTANT

**THIS COMMUNICATION AFFECTS
YOUR PROPERTY**

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

Our ref **E** 540A

Your ref

PL	
- 1 AUG 1990	
PASS	
Enquiries to	Mr McDonald



**North Wiltshire
District Council**

Monkton Park,
Chippenham,
Wiltshire, SN15 1ER.
Tel. Chippenham (0249) 443322
Ext. 594

31st July 1990

Dear Sir/Madam,

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

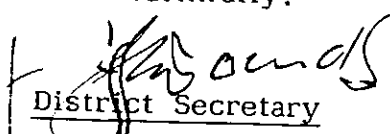
Land adjacent to Yew Tree Cottage Brinkworth Chippenham Wiltshire

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,


District Secretary

**DATE ON WHICH NOTICE TAKES EFFECT
AND BEFORE WHICH ANY APPEAL
MUST BE RECEIVED** 4th September 1990

To:

Graham C. Chiverton
Yew Tree Cottage
East End
Brinkworth
Chippenham SN15 5 EE

Jillian L. Chiverton
Yew Tree Cottage
East End
Brinkworth
Chippenham SN25 5EE

The Secretary
G. & J Chiverton Haulage Ltd.
Yew Tree Cottage
East End
Brinkworth
Chippenham SN15 5EE

Mortgage Express
Endeavour House
1 Lyonsdown Road
New Barnet
Herts EN5 1HU

E540A

ANNEX - (This does not form part of the enforcement notice)

Reasons for issue:

1. The development forms a commercial/industrial activity in an area where it is accepted planning policy to generally restrict new development only to that essential to the needs of agriculture or forestry.
2. The site lies in open countryside and the unauthorised development constitutes a visual intrusion detrimentally affecting the pleasant rural amenities of the area.
3. The development involves large slow moving vehicles entering and leaving a fast stretch of the B4042 and using an access with restricted visibility to the detriment of the safety of traffic on this Class II road.
4. The establishment of the activity (in effect a haulage yard) at the site creates a precedent for further similar proposals spreading along the Class II road contrary to the interests of the safety of road users.

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

Land adjacent to Yew Tree Cottage Brinkworth Chippenham

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 4th September 1990

ISSUED 31st July 1990

Signed

G. C. Betteridge

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

SCHEDULE 1 - LAND OR PREMISES REFERRED TO

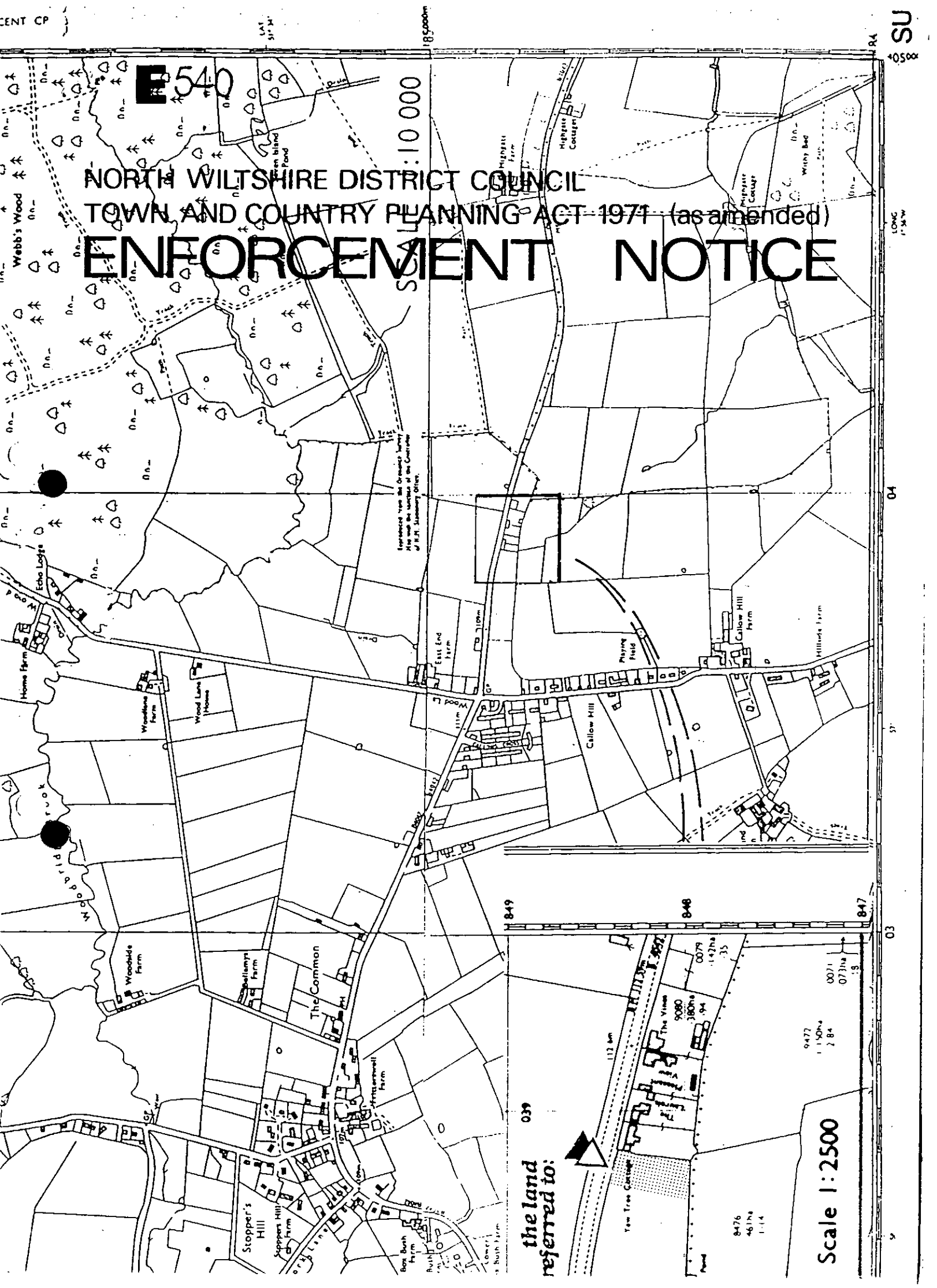
Land adjacent to Yew Tree Cottage, Brinkworth, Chippenham, Wiltshire shown stippled on the attached plan

SCHEDULE 2 - ALLEGED BREACH OF PLANNING CONTROL

The making of a material change of use of the land from agricultural to a use for that purpose and in addition the stationing of goods vehicles

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

- 1) To cease the use of the land as a vehicle transport park and for the stationing of goods vehicles
- 2) To remove the vehicles from the land



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

ENFORCEMENT NOTICE

the land
referred to:

Scale 1:2500