

ENFORCEMENT REGISTER INFORMATION SHEET

Plotted
27.10.90
DUE

E/ 604		
APPEAL	yes	no
Plan'y Ref		

ADDRESS

UPPER STUDLEY FARM.
SWINDON RD
HYDEAB TAD902

BREACH of CONTROL

SEE ATTACHED
NOTICE

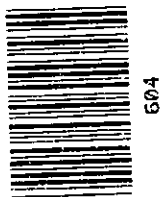
Issuing Authority NWDC

Date Issued 28.9.90

STOP NOTICES

Date Served

Requiring



Date(s) served

2. 11. 90

Takes effect 9. 11. 90

Compliance by

Dates Extended by
Secretary of State

Date withdrawn

REQUIREMENTS of ENFORCEMENT

SEE ATTACHED NOTICE

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

K. Surten



North Wiltshire
District Council

Monkton Park,
Chippenham,
Wiltshire, SN15 1ER.
Tel. Chippenham (0249) 443322
Ext. 592

Our
Ref: **E** 604

Your
Ref:

Enquiries to:
Mr. McDonald

Dear Sir/Madam,

28th September 1990

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

Upper Studley Farm, Swindon Road, Lydiard Tregoz, Swindon

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 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,

Donald
District Secretary

DATE ON WHICH NOTICE TAKES EFFECT AND
BEFORE WHICH ANY APPEAL MUST BE
RECEIVED 2nd November 1990

To: Michael H. Whiteley
Upper Studley Farm
Studley
Swindon
SN4 7 QT

Peter H. Whiteley
Upper Studley Farm
Studley
Swindon
SN4 7 QT

Geoffrey Mills
34 Queens Road
Wootton Bassett
SN4 8AW

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

Reasons for issue:

1. The local planning authority consider that the use of this prominent area of agricultural land for the stationing of a motor van in connection with the sale of food, has a detrimental effect on the visual character and amenity of the area and creates an undesirable precedent for similar proposals.
2. The local planning authority consider that the use, which encourages additional vehicle movements, including that of crossing the oncoming traffic, creates danger and inconvenience to users of this extremely heavily trafficked and important section of road, in close proximity to Junction 16 of the M4 motorway.

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

Upper Studley Farm, Swindon Road, Lydiard Tregoz, Swindon

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 SEVEN DAYS 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 2nd November 1990

ISSUED 28th September 1990

Signed

G.C. Betteridge
DISTRICT SECRETARY

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

SCHEDULE 1 - LAND OR PREMISES TO WHICH THIS NOTICE RELATES

Land at Upper Studley Farm, Swindon Road, Lydiard Tregoz, Swindon, shown stipple-edged on attached plan

SCHEDULE 2 - ALLEGED BREACH OF PLANNING CONTROL

The making of a material change in the use of the land from agricultural to a use for that purpose and, in addition, the stationing at the roadside edge of the land a mobile catering vehicle and the retail sale therefrom of food and drink

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

- (i) To cease the use of the land for retail sales
- (ii) To remove from the land the said mobile catering vehicle

097

E 604

099

001

101

7400
1.264ha
3-12

0014
389ha
-96

0003
247ha
-61

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

0073
38ha
-34

0071
251ha
-62

0072
10.187ha
25-18

0072
6.214ha
5-40

7968
061ha
-15

7364
2.543ha
6-29

the land referred to:

0042
11.350ha
28-05

004
21.1ha
5-1

Upper Studley Farm

SU

Scale 1:2500

E 604

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

ENFORCEMENT NOTICE

the land
referred to:



Upper Studley Farm

IMPORTANT -

THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

M. Scott



**North Wiltshire
District Council**

Monkton Park,
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Ref:

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Enquiries to:
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28th September 1990

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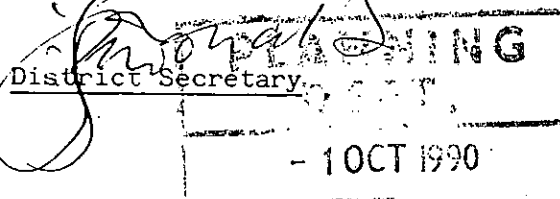
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Yours faithfully,

[Signature]
District Secretary

DATE ON WHICH NOTICE TAKES EFFECT AND
BEFORE WHICH ANY APPEAL MUST BE
RECEIVED 2nd November 1990



To: Michael H. Whiteley
Upper Studley Farm
Studley
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Geoffrey Mills
34 Queens Road
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ANNEX -(This does not form part of the enforcement notice)

Reasons for issue:

1. The local planning authority consider that the use of this prominent area of agricultural land for the stationing of a motor van in connection with the sale of food, has a detrimental effect on the visual character and amenity of the area and creates an undesirable precedent for similar proposals.
2. The local planning authority consider that the use, which encourages additional vehicle movements, including that of crossing the oncoming traffic, creates danger and inconvenience to users of this extremely heavily trafficked and important section of road, in close proximity to Junction 16 of the M4 motorway.

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TOWN AND COUNTRY PLANNING ACT 1971 (as amended)
ENFORCEMENT NOTICE

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ISSUED 28th September 1990

Signed

C.C. Betteridge
DISTRICT SECRETARY

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

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SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

- (i) To cease the use of the land for retail sales
- (ii) To remove from the land the said mobile catering vehicle

E 604

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

*the land
referred to:*



Upper Studley Farm

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

R. Surten



**North Wiltshire
District Council**

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Tel. Chippenham (0249) 443322
Ext. 592

604

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Ref:

Your
Ref:

Enquiries to:
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28th September 1990

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TOWN AND COUNTRY PLANNING ACT 1971 (as amended)
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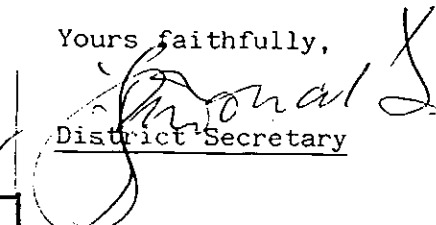
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Signed

C. C. Bettbridge
DISTRICT SECRETARY

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101

E 604

000

184

~~NORTH WILTSHIRE DISTRICT COUNCIL~~

TOWN AND COUNTRY PLANNING ACT

ENFORCEMENT

1971 (as amended)

NOTICE

the land referred to:

SU

Scale 1:2500