

NORTH WILTSHIRE DISTRICT COUNCIL  
**ENFORCEMENT REGISTER**  
**INFORMATION SHEET**

plotted  
20-5-91  
APPEALED 7.8.91

<b>E/</b> 607		
APPEAL	yes	no
Plan's Ref		

**ADDRESS**

BAAS AT:  
UPPER SWINDLEY FARM  
KINGTON ST MICHAEL

**BREACH of CONTROL**

Issuing Authority NWDC

Date Issued 24.4.91

**STOP NOTICES**

Date Served

Requiring



Date(s) served

24.4.91

Takes effect 31.5.91

Compliance by 31.8.91

Dates Extended by  
Secretary of State

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

1. On the west elevation, to reduce the size of the opening to the bathroom
2. On the south elevation
  - (i) to balance the glazed screen to the dining room so that each panel has, in all respects, identical widths of woodwork and glazed areas;
  - (ii) to reduce the size of the openings to the hall;
  - (iii) to remove the part-glazed front door
3. On the north elevation, to reduce the size of the opening to the utility room.
4. On the north east elevation, to balance the glazed screen to bedroom 1 so that each panel has, in all respects, identical widths of woodwork and glazed areas, all

to bring the building to the state in which it would have been if the terms of the Listed Building Consent number N.88.3293.LB had been complied with.

## SCHEDULE 2 - THE CONTRAVENTION

Works to the elevations of the building, affecting its external appearance that do not have the benefit of listed building consent.

(It is to be noted that Listed Building Consent was granted on 20th January 1989 for "Alterations to Listed Building (Conversion of Barn to Dwelling and re-routing of driveway)." The contravening works/items differ from that Consent in that:-

1. On the west elevation, the opening to the bathroom is over-large
2. On the south elevation
  - (i) the glazed screen to the dining room is not balanced in that each panel does not have, in all respects, identical widths of woodwork and glazed area;
  - (ii) the openings to the hall are over-large;
  - (iii) the front door is of a part-glazed design as opposed to the vertically boarded stained timber design as shown on the approved plan to the Listed Building Consent number N.88.3293.LB.
3. On the north elevation, the opening to the utility room is over-large.
4. On the north east elevation, the glazed screen to bedroom number 1 is not balanced in that each panel does not have, in all respects, identical widths of woodwork and glazed areas.

**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 598

Our ref **E** 607

Enquiries to Miss Hind

Dear Sir/Madam,

24th April 1991

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

Barn at Upper Swinley Farm, Kington St. Michael, Wiltshire (now known as Swinley Paddocks)

The Council have issued a Listed Building Enforcement Notice relating to the above property and I now serve on you a copy of that Notice, in view of your interest in the premises.

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 or your agent should write to the Secretary of State for the Environment, Room 903, Tollgate House, Houlton Street, Bristol, BS2 9DJ setting out the grounds of appeal and stating briefly the facts on which it is proposed to rely in support of each of those grounds. Extracts from the Act are copied on the accompanying papers and your attention is drawn in particular to the list of grounds of appeal at Section 97(1) (a) to (k). You should enclose with any appeal the extra copy sent herewith of the Notice. **ANY APPEAL MUST BE RECEIVED BY THE DEPARTMENT OF THE ENVIRONMENT BEFORE THE NOTICE TAKES EFFECT.**

The reasons why the local planning authority consider it expedient to issue the Notice are briefly set out in the ANNEX overleaf.

Yours faithfully,

*G.C. Betteridge*  
District Secretary

DATE ON WHICH NOTICE TAKES EFFECT and BEFORE WHICH  
ANY APPEAL MUST BE RECEIVED - 31st May 1991

To: Mr. D. Milburn  
Swinley Paddocks  
Kington St. Michael  
Chippenham

E607

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

Reason for issue:

The compliance with approved plans is essential to maintain the special architectural and historic character of the Grade II Listed Building. The scheme of conversion as implemented has over-large and uncharacteristic window and door detailing contrary to the above referred to special character and the appearance of this Listed Building which is part of an important former agricultural group.

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

Barn at Upper Swinley Farm, Kington St. Michael, Wiltshire (now Known as Swinley Paddocks)

WHEREAS :

- (1) It appears to the North Wiltshire District Council ("the Council") being the local planning authority for the purposes of Section 96 of the Town and Country Planning Act 1971 ("the Act") in this matter, that works have been / are being executed to the listed building in their area described in Schedule 1 below such as to involve a contravention of Section 55 of the Act.
- (2) The contravention which appears to have taken place is described in Schedule 2 below.
- (3) The Council consider it expedient, having regard to the effect of the said works on the character of the listed building as one of special architectural or historic interest and to all other material considerations, to issue this listed building enforcement notice, in exercise of their powers contained in the said Section 96, 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 for the purpose set out in that Schedule 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 97 of the Act, on 31st May 1991

ISSUED 24th April 1991

Signed



Monkton Park,  
Chippenham, SN15 1ER

DISTRICT SECRETARY

/ SCHEDULE 1 . . .

(over)

SCHEDULE 1 - LISTED BUILDING TO WHICH THIS NOTICE RELATES

Barn at Upper Swinley Farm, Kingston St. Michael, Wiltshire listed Grade II (No.8/143) shown stippled on the attached plan (now known as "Swinley Paddocks")

SCHEDULE 2 - THE CONTRAVENTION

Works to the elevations of the building, affecting its external appearance that do not have the benefit of listed building consent.

(It is to be noted that Listed Building Consent was granted on 20th January 1989 for "Alterations to Listed Building (Conversion of Barn to Dwelling and re-routing of driveway)". The contravening works/items differ from that Consent in that:-

1. On the west elevation, the opening to the bathroom is over-large
2. On the south elevation
  - (i) the glazed screen to the dining room is not balanced in that each panel does not have, in all respects, identical widths of woodwork and glazed area;
  - (ii) the openings to the hall are over-large;
  - (iii) the front door is of a part-glazed design as opposed to the vertically boarded stained timber design as shown on the approved plan to the Listed Building Consent number N.88.3293.LB.
3. On the north elevation, the opening to the utility room is over-large.
4. On the north east elevation, the glazed screen to bedroom number 1 is not balanced in that each panel does not have, in all respects, identical widths of woodwork and glazed areas.

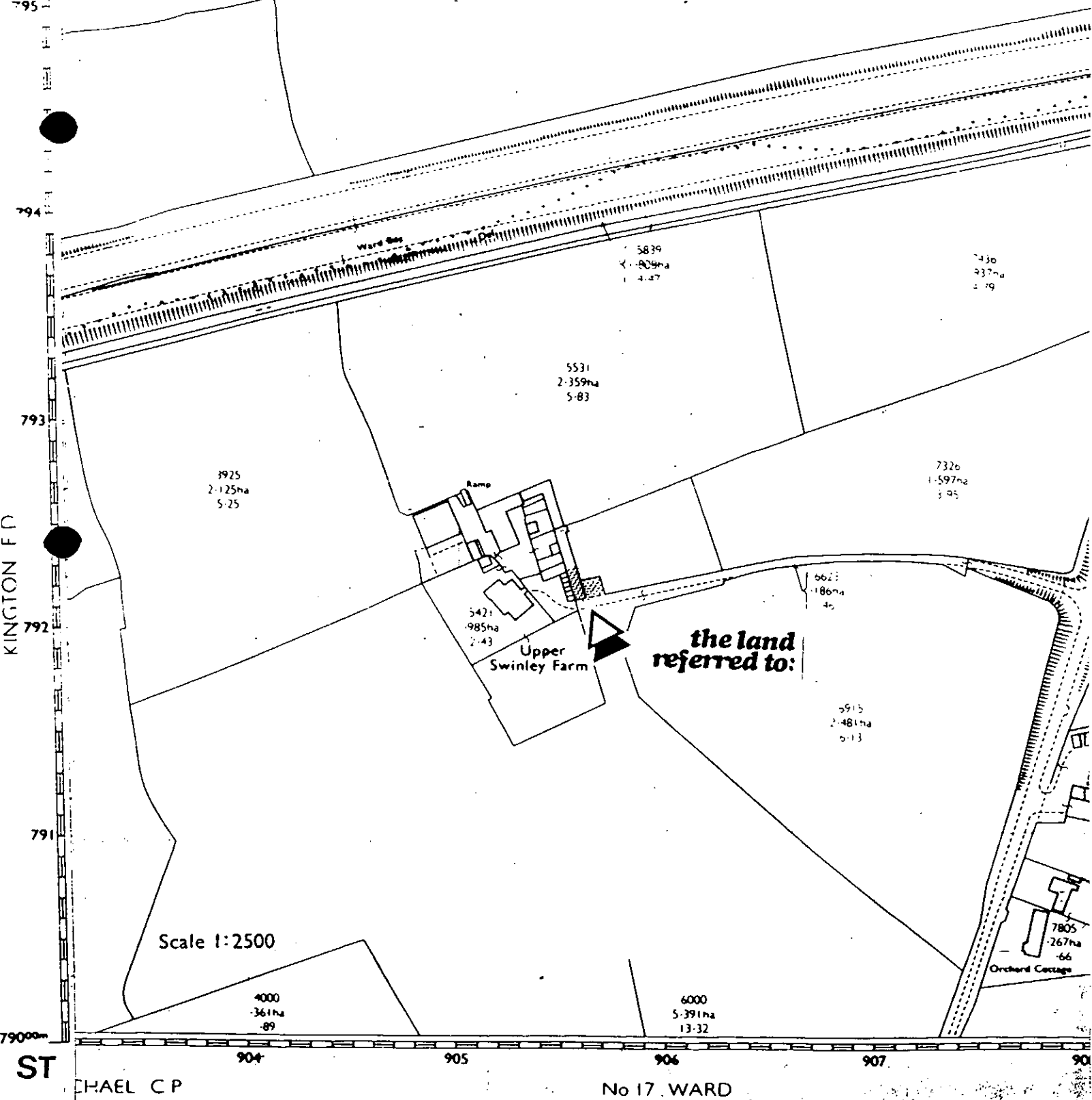
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to bring the building to the state in which it would have been if the terms of the Listed Building Consent number N.88.3293.LB had been complied with.

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