

APPEALED 13-9-91 plotted 9-9-91
NORTH WILTSHIRE DISTRICT COUNCIL

ENFORCEMENT REGISTER INFORMATION SHEET

E/ 646

APPEAL yes no

Plan's Ref

ADDRESS

LAND AT
FRAMPSON FARM.
HIGH ST.
SUTTON Benger.

BREACH of CONTROL

THE MAKING OF A MATERIAL CHANGE OF
USE OF THE LAND FROM AGRICULTURAL
USE TO CONTINUING USE FOR THAT
PURPOSE AND, IN ADDITION, USE FOR
THE STATIONING AND RESIDENTIAL
OCCUPATION OF A CARAVAN.

Issuing Authority NWDC

Date Issued 8.8.91

STOP NOTICES

Date Served

Requiring



Date(s) served

8.8.91

Takes effect 10.9.91

Compliance by 10.3.93.

Dates Extended by
Secretary of State

Date withdrawn.

REQUIREMENTS of ENFORCEMENT

- (1) TO CEASE THE RESIDENTIAL OCCUPATION
OF THE LAND AND
- (2) TO REMOVE FROM THE LAND THE SAID CARAVAN.

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. 598

Our **E** 646
Ref:

Your
Ref:

Enquiries to:
Miss Hind

Dear Sir/Madam,

8th August 1991

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

Land at Frampton Farm, High Street, Sutton Benger 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 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,

G C Betteridge
District Secretary

DATE ON WHICH NOTICE TAKES EFFECT AND
BEFORE WHICH ANY APPEAL MUST BE
RECEIVED 10th September 1991

To: Mr. Leslie Grace
Frampton Farm
High Street
Sutton Benger
Nr. Chippenham

Mrs. Linda Doreen Grace
Frampton Farm
High Street
Sutton Benger
Nr. Chippenham

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

Reasons for issue:

1. The retention of the caravan in connection with this agricultural holding is not considered to be justified as it is considered that the holding is a part-time and non-viable holding and its long-term viability has not been proven
2. The caravan, which is treated in the same manner as permanent housing, is considered to be contrary to Policy H15 of the Western Wiltshire Structure Plan Incorporating Alteration number one and Policy H10 of the Draft North Wiltshire Structure Plan which states:-

H10 NEW DWELLINGS IN THE COUNTRYSIDE OUTSIDE THE
PHYSICAL LIMITS OR FRAMEWORK OF A SETTLEMENT
AS DEFINED ON THE PROPOSALS MAP WILL NOT
NORMALLY BE JUSTIFIED IN CONNECTION WITH THE
ESSENTIAL NEEDS OF AGRICULTURE OR FORESTRY

It is considered that the caravan detracts from the rural character of the area to the detriment of its appearance

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

Land at Frampton Farm, High Street, Sutton Benger, near 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 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 EIGHTEEN 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 10th September 1991

ISSUED 8th Aug. 1991

Signed

JC Beltridge

DISTRICT SECRETARY

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

(over)

E646

SCHEDULE 1 - LAND OR PREMISES TO WHICH THIS NOTICE RELATES

Land at Frampton Farm, High Street, Sutton Benger, Wiltshire shown stipple-edged 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 to a continuing use for that purpose and, in addition, use for the stationing and residential occupation of a caravan

SCHEDULE 3 - STEPS REQUIRED TO BE TAKEN

1. To cease the residential occupation of the land; and
2. To remove from the land the said caravan

YOUR PROPERTY

NORTH WILTSHIRE DISTRICT

ST 9

ST

951

952

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955

1500
4.156ha
10.27

E 646

4200
2.909ha
7.19

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

B.M. 52.11m

3184
1.272ha
3.14

52.1m

the land referred to:

3155
2.009ha
4.96

Sewage Works

1557
9.689ha
23.94

0354
1.29ha
3.2

3453
0.65ha
1.6

3546
1.13ha
2.8

3041
0.40ha
1.0

CHRISTIAN MALFORD C.P.

ST 9678

Christian Malford

Scale 1:2500

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Yours faithfully,

G.C. Betteridge
District Secretary

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

Reasons for issue:

1. The retention of the caravan in connection with this agricultural holding is not considered to be justified as it is considered that the holding is a part-time and non-viable holding and its long-term viability has not been proven
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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 EIGHTEEN MONTHS from the date on which this Notice takes effect.

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ISSUED 8th Aug. 1991

Signed

J.C. Belkidge

DISTRICT SECRETARY

Monkton Park,
Chippenham, SN15 1ER.

/ SCHEDULE 1

(over)

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