



Hinckley & Bosworth  
Borough Council

*A Borough to be proud of*

**IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**TOWN AND COUNTRY PLANNING ACT 1990 ("the Act")**

**(As amended by the Planning and Compensation Act 1991)**

**ENFORCEMENT NOTICE**

**ISSUED BY HINCKLEY & BOSWORTH BOROUGH COUNCIL ("the Council")**

1. **THIS IS A FORMAL NOTICE** which is issued by the Council because it appears to the Council that there has been a breach of planning control, under section 171A(1)(a) of the Act, at the land described below. It considers that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations. The Annex at the end of the notice and the enclosures to which it refers contain important additional information.

**2. THE LAND AFFECTED**

The land adjacent to the west of E. Taylor Skip Hire & Recycling Limited, Leicester Road, Hinckley, Leicestershire, LE10 3DR ("the Land") which is shown edged red on the plan annexed ("the Plan").

**3. THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission the creation of hard standing on the area of land hatched green on the Plan and the use of the same for the unauthorised parking of non-agricultural vehicles

**4. REASONS FOR ISSUING THIS NOTICE**

a) Any land uses within the Green Wedge should retain the visual appearance of the area. The unauthorised parking of non-agricultural vehicles on the unauthorised

hard standing is visually intrusive on the landscape of the area. As a result these vehicles are clearly visible from Leicester Road, contrary to Policy 6 of the adopted Hinckley and Bosworth Borough Council Core Strategy 2009.

- b) The unauthorised hard standing has been constructed without the benefit of planning permission and has an undesirable impact on the open and undeveloped character of the Green Wedge. There are a number of uses acceptable within the Green Wedge. However, the creation of the unauthorised hard standing for the unauthorised parking of non-agricultural vehicles is unacceptable within the Green Wedge and is contrary to Policy 6 of the Hinckley and Bosworth Borough Council Core Strategy.
- c) The Council considers that the hard standing is visually intrusive and inappropriate development form into the countryside and the Green Wedge; contrary to the core principles of the National Planning Policy Framework at paragraph 17 and Hinckley and Bosworth Borough Council's Core Strategy Policy 6.
- f) The Council considers that the adverse impacts of the unauthorised development can not be satisfactorily mitigated by the use of planning conditions. It is evident that the hard standing was created within the last 4 years and is expedient for the Council as the Local Planning Authority to take enforcement action to remedy the breach of planning control.

#### **5. WHAT YOU ARE REQUIRED TO DO:-**

- a) Cease the use of the Land for the parking of non-agricultural vehicles
- b) Break up the unauthorised hard standing hatched green on the Plan and remove all arisings and associated materials from such breaking up from the Land
- c) Lay the area hatched in green on the Plan with top soil and re seed with grass

#### **6. TIME FOR COMPLIANCE:**


- a) 3 months after this notice takes effect
- b) 4 months after this notice takes effect

c) 5 months after this notice takes effect

**7. DATE WHEN THIS NOTICE TAKES EFFECT**

This notice will take effect on 4 March 2015 unless an appeal is made against it beforehand.

Dated: 4 February 2015

Signed:  .....

Duly authorised to sign  
on behalf of:-

Hinckley & Bosworth Borough Council  
Hinckley Hub  
Rugby Road  
Hinckley  
Leicestershire  
LE10 0FR

## ANNEX

### PERSONS SERVED

The following persons have been served with a copy of this Notice:

Mr Elis John Taylor  
Leachmore House  
Workhouse Lane  
Burbage  
Hinckley  
Leicestershire  
LE10 3AS

Any Owner  
E Taylor Skip Hire & Recycling Limited  
Leicester Road  
Hinckley  
Leicestershire  
LE10 3DR

Any Occupier  
E Taylor Skip Hire & Recycling Limited  
Leicester Road  
Hinckley  
Leicestershire  
LE10 3DR

### YOUR RIGHT OF APPEAL

You can appeal against this notice, but any appeal must be received, or posted in time to be **received**, by the Secretary of State **before** the date specified in paragraph 7 of the notice. The enclosed leaflet "HOW TO COMPLETE YOUR ENFORCEMENT APPEAL FORM" sets out your rights and how to lodge your appeal. If you wish to lodge an appeal you must contact the Planning Inspectorate in the first instance for the forms to be sent to you.

If you appeal and wish the appeal under ground (a) or the deemed planning application to be considered a fee of **£390.00** is payable. Fee must be paid to the Council (cheque made payable to Hinckley & Bosworth BC). The Planning Inspectorate will notify you of the date by when this fee must be paid.

### WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on the date specified in paragraph 7 of the notice and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period(s) specified in paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.



