



Hinckley & Bosworth  
Borough Council

*A Borough to be proud of*

HINCKLEY AND BOSWORTH BOROUGH COUNCIL("The Council")

## **BREACH OF CONDITION NOTICE**

**(This communication affects your property)**

**TOWN AND COUNTRY PLANNING ACT 1990("The Act")  
(As amended by the Planning and Compensation Act 1991)**

**SERVED BY:** Hinckley and Bosworth Borough Council ("the Council")

**To:** Mr Gary Goodwin  
Morris Homes Ltd  
Morland House  
Altriwcham Road  
Wilmslow  
Cheshire  
SK9 5WW

**To:**

1. **This is a formal notice** which is issued by the Council under Section 187A of the Act, because they consider that a condition imposed on a grant of planning permission, relating to the land described in paragraph 2 below, has not been complied with. The Council consider that you should be required to comply with the condition specified in this notice. The Annexe at the end of this notice contains important additional information
2. **The land affected by the notice:** -  
Former land at Hinckley Club for Young People, Stoke Road, Hinckley, Leicestershire, shown edged red on the attached plan.
3. **The relevant Planning permission:**

The relevant planning permission to which this notice relates is the permission granted on the 3 September 2012 (Planning Reference: 11/00571/FUL), the terms of which are set out in Paragraph 4 of this Notice

4. **Breach of condition;**  
The following condition has not been complied with; -

Part of Condition 2 has not been complied with and detailed plan is the following:

"The application hereby permitted shall not be carried out otherwise than in complete accordance with the amended details:-

Topographical Survey Drawing No. 14782 OGL Revision 1; Proposed Treatment to Existing Track Drawing No. E876\_P\_P02 Revision A received by the Local Planning Authority on 16 September 2011”

**5. What you are required to do:**

As the person responsible for the breach of condition specified in paragraph 4 of this notice, you are required to comply with the said condition by taking the following steps;

To comply with Condition 2:

- i. To reinstate the access track to the required width as shown on the approved plan labelled Proposed Treatment to Existing Track Drawing No. E876\_P\_P02 Revision A received by the Local Planning Authority on 16 September 2011

**6. Time for Compliance;**

Two months from the date this notice is served.

ANNEXE

THIS NOTICE TAKES EFFECT **IMMEDIATELY** IT IS SERVED UPON YOU IN PERSON OR ON THE DAY YOU RECEIVED IT BY POST

THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE COMMUNITIES AND LOCAL GOVERNMENT AGAINST THIS NOTICE

FOR THE DEPARTMENT FOR LOCAL GOVERNMENT AND THE REGIONS AGAINST THIS NOTICE

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. You will then be at risk of **immediate prosecution** in the Magistrates court, for which the maximum penalty is £1,000 for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch **immediately** with The Enforcement Officer given at the end of this notice.

If you do need independent advice about this notice, you are advised to contact urgently a lawyer, a planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review.

**Dated: 9 December 2014**

**Signed:**



**Development Manager**  
Hinckley and Bosworth Borough Council  
Hinckley Hub  
Rugby Road  
Hinckley  
Leicestershire  
LE10 0FR

# Breach of Condition Notice Plan

Not Set



## Legend

Scale: 0 0.0275 0.055 0.11 KM

Organisation	Hinckley and Bosworth BC
Department	Department
Comments	Not Set
Date	03/12/2014
MSA Number	100018489