



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 it that there has been a breach of planning control, under section 171A(1)(a) of the above 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 known as Land East Of, Heath Road, Bagworth, Leicestershire, ("the Land") which is shown edged red on the plan identified as Plan 1.

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission the creation of a new vehicular access on the Land and adjacent to a classified road by the creation of hard standing, the erection of fencing panels approximately 2 metres in height and located either side of the gate to a length of 3 metres and the erection of a gate approximately 2 metres high

4. REASONS FOR ISSUING THIS NOTICE

1. The Council considers that the development results in a prominent form of development which is visually intrusive and inappropriate into the open and undeveloped countryside; contrary to policies NE5 and BE1 of the adopted Local Plan and paragraph 17 of the National Planning Policy Framework.
2. The Council considers that the adverse impacts of this unlawful development cannot be satisfactorily mitigated by the use of planning conditions. It is evident that the hard standing was created within the last 4 years and the Council as the Local Planning Authority considers that it is expedient to take enforcement action to remedy the breach of planning control.

5. WHAT YOU ARE REQUIRED TO DO:-

- a) Remove the fencing panels and gate adjacent to the classified road (with any associated posts) outlined in blue on the plan 2
- b) Break up the hard standing hatched green on plan 3 and remove all arisings and associated materials from such breaking up from the Land.
- c) Plant the hedgerow (species to match existing) and erect a timber field gate (maximum 3m wide by 1.2m high) in the position shown edged yellow on plan 4.
- d) Lay the area hatched green on plan 3 with top soil and re seed with grass

6. TIME FOR COMPLIANCE:

- a) 2 month after this notice takes effect
- b) 2 months after this notice takes effect
- c) 3 months after this notice takes effect
- d) 3 months after this notice takes effect

7. DATE WHEN THIS NOTICE TAKES EFFECT

This notice will take effect on 1 November 2015 unless an appeal is made against it beforehand.

Dated: 1 October 2015

Signed: 
Nic Thomas (Chief Planning and Development Officer)

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:

Julia Elizabeth Price
1 Astley Close
Leicester
LE3 1JA

Any Owner at:
Land East of
Heath Road
Bagworth
Leicestershire

Any Occupier at:
Land East of
Heath Road
Bagworth
Leicestershire

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.



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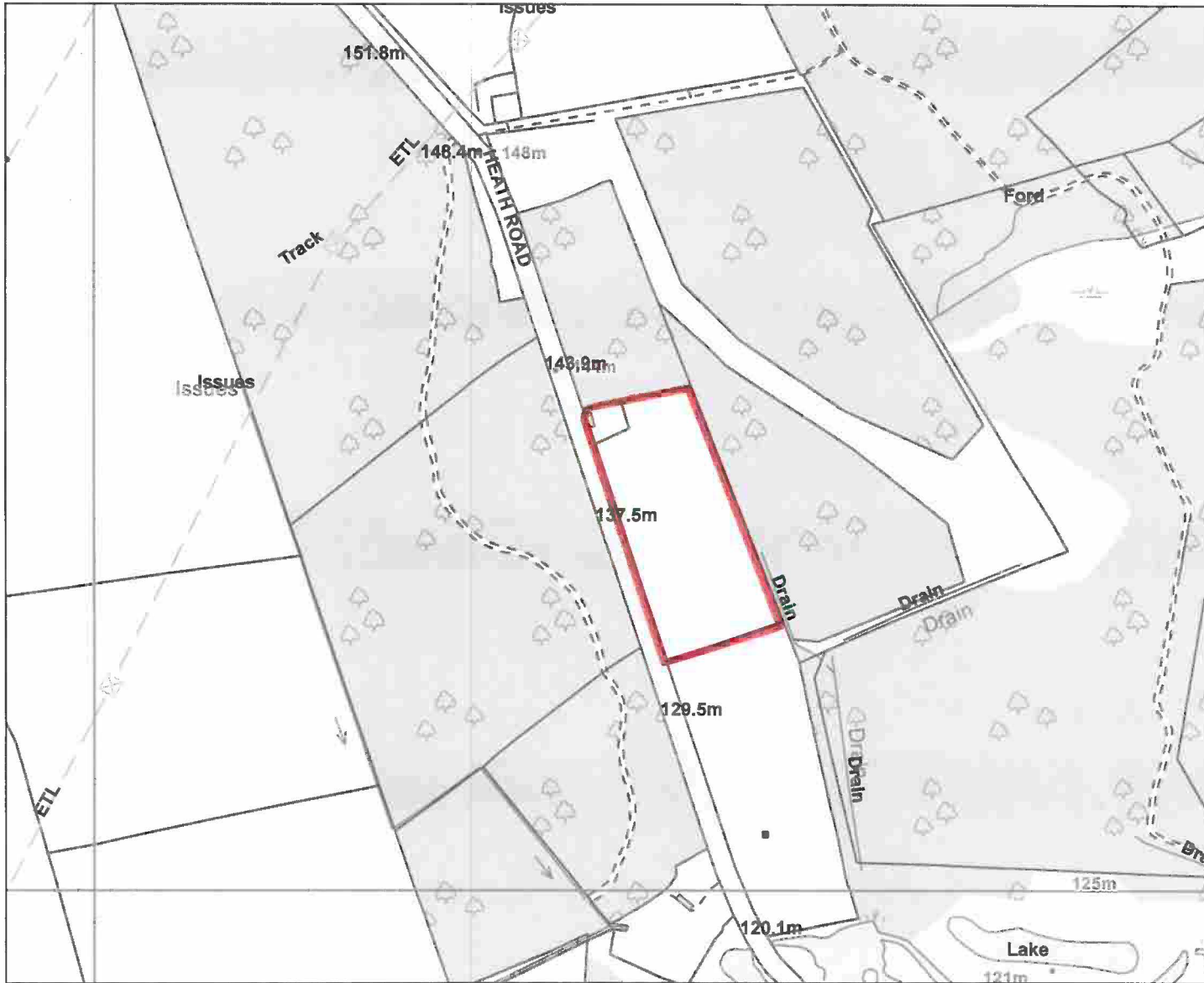
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Enforcement Plan 1

Not Set



Legend

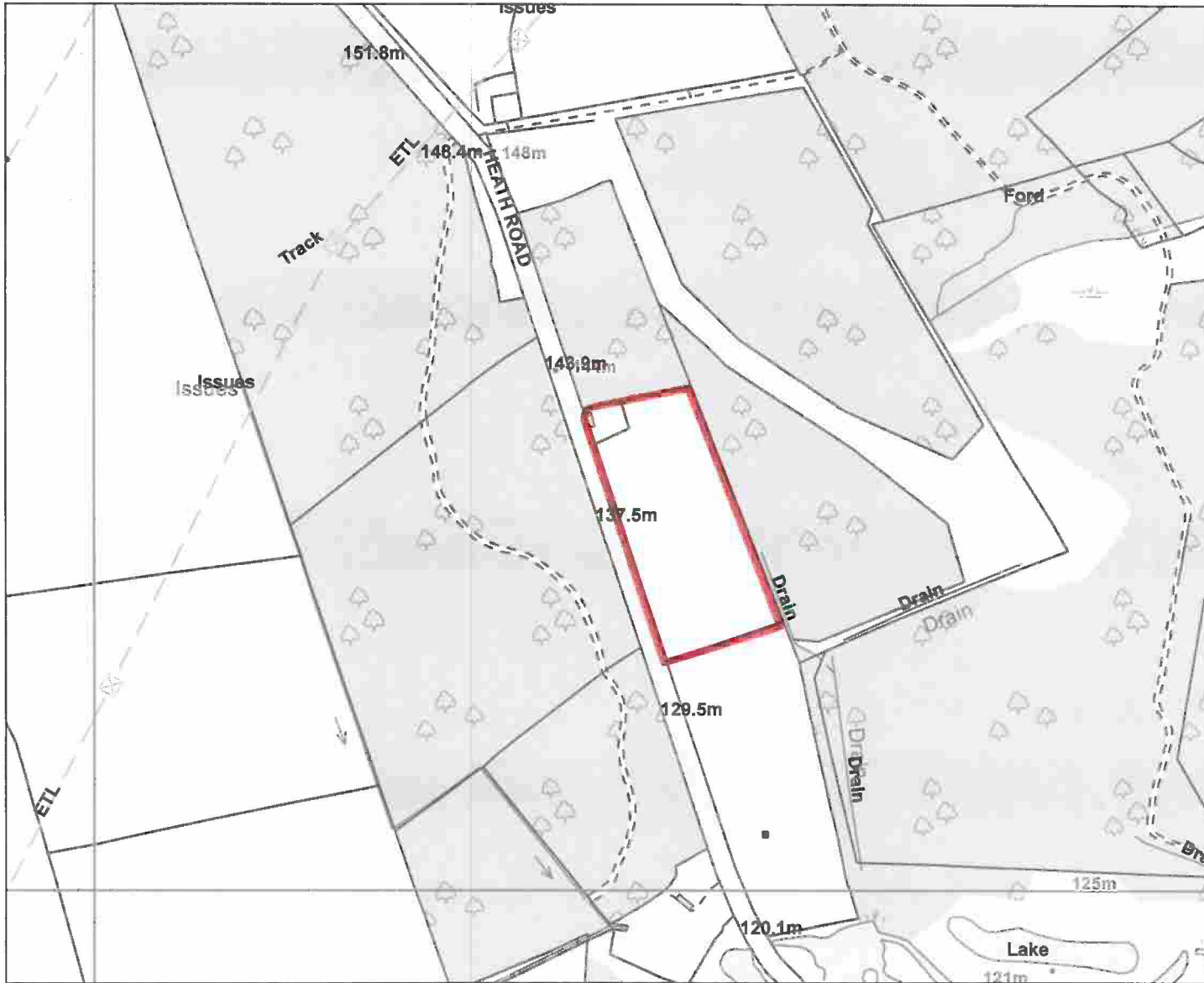
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Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	29/09/2015
PSMA Number	100018489

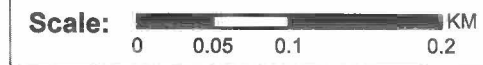
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Enforcement Plan 1

Not Set

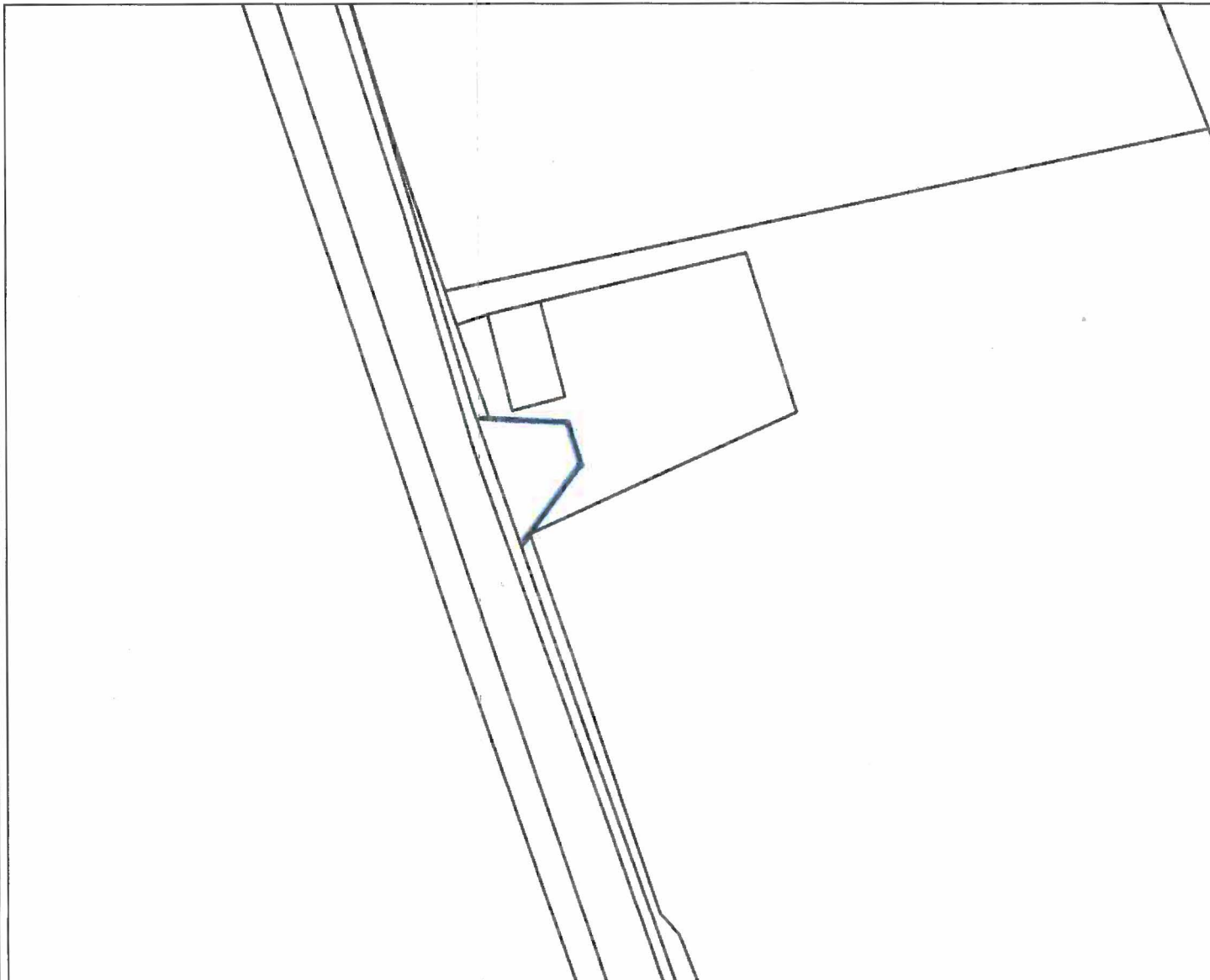


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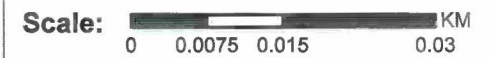


Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	29/09/2015
PSMA Number	100018489

Enforcement Plan 2
Not Set

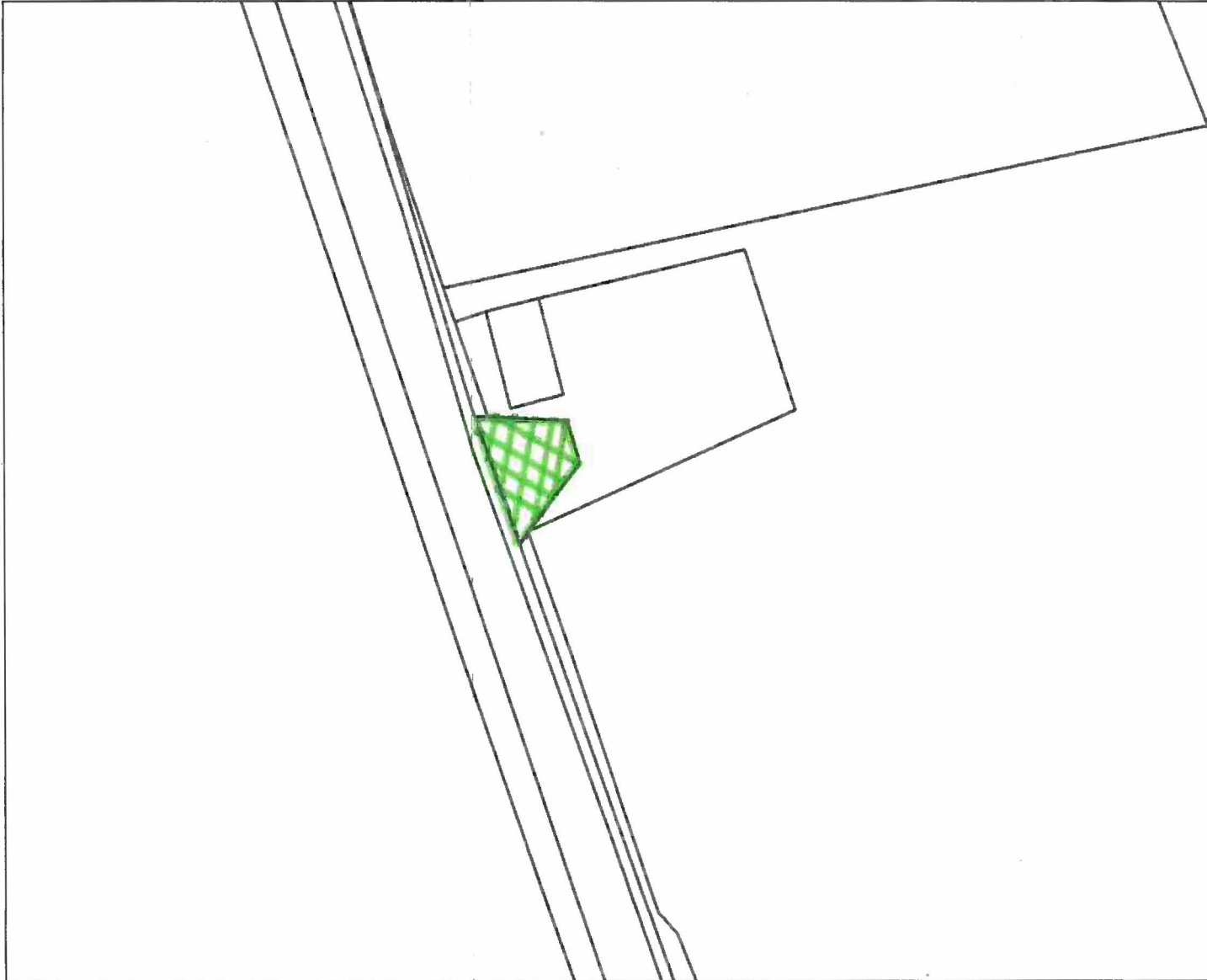


Legend



Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	29/09/2015
PSMA Number	100018489

Enforcement Plan 3
Not Set

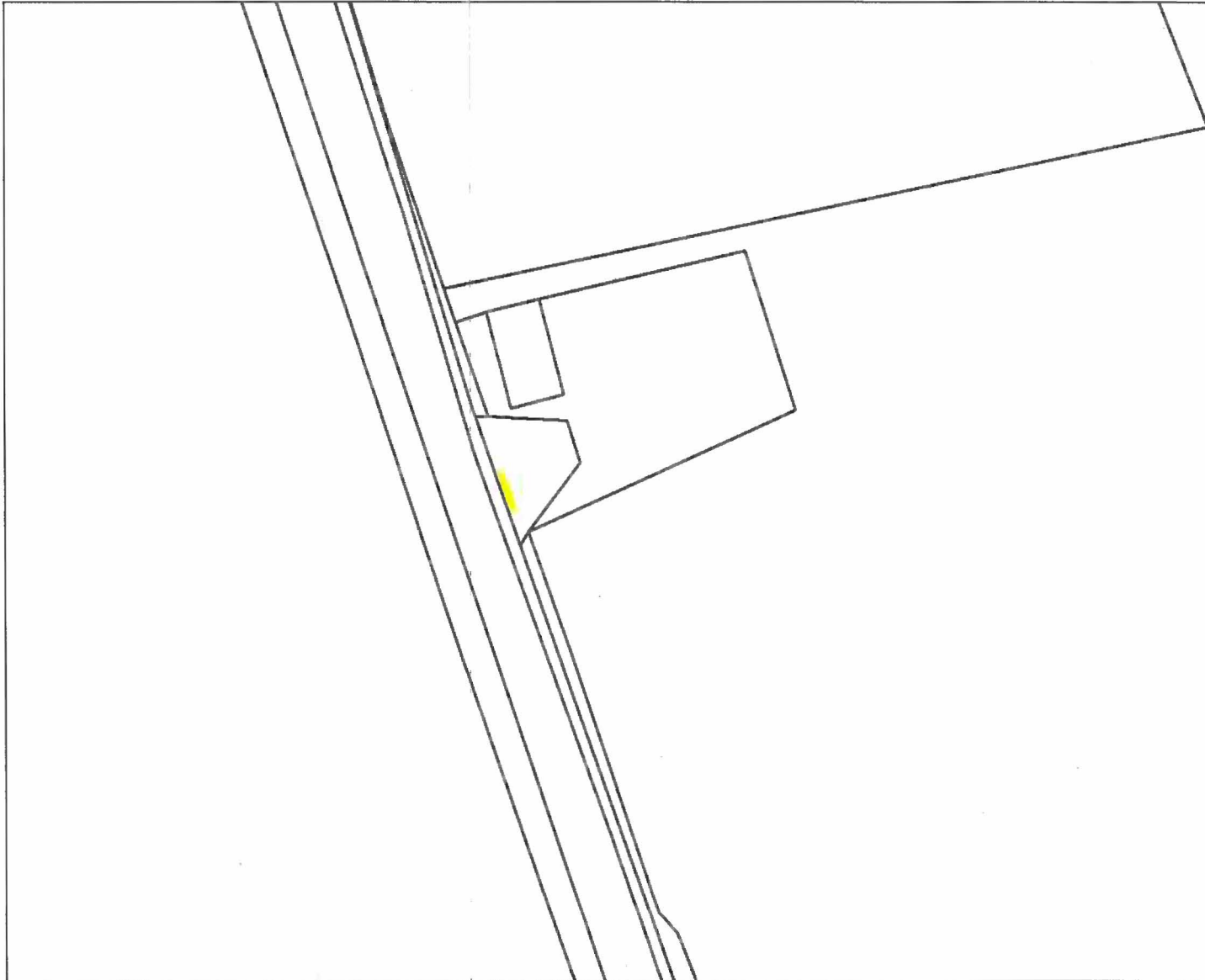


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Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	29/09/2015
PSMA Number	100018489

Enforcement Plan 4
Not Set



Legend

Scale: 0 0.0075 0.015 0.03 KM

Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	29/09/2015
PSMA Number	100018489