



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

(As amended by the Planning and Compensation Act 1991) ("The Act")

SERVED BY: Hinckley and Bosworth Borough Council

To: Mr Robert Andrews
Hallfields Farm
Orton Lane
Austrey
Atherstone
CV9 3EA

To: Mrs Pamela Andrews
Hallfields Farm
Orton Lane
Austrey
Atherstone
CV9 3EA

To: Mr Douglas John Townley
Hallfields Farm
Orton Lane
Austrey
Atherstone
CV9 3EA

To: Trustees of the Andrews Pension
Fund
15 Highgrove
Bolton
BL1 5PX

To: Mr John Holcroft
San Giovanni Restaurant
Mill Lane
Sheepy Parva
Atherstone
Warwickshire
CV9 3RL

To: Mr John Holcroft
San Giovanni Restaurant
Manor House Farm Cottage
Grendon
Atherstone
Warwickshire
CV9 2EX

To: Any Owner at:
San Giovanni
Mill Lane
Sheepy Parva
Atherstone
Leicestershire
CV9 3RL

To: Any Occupier at:
San Giovanni
Mill Lane
Sheepy Parva
Atherstone
Leicestershire
CV9 3RL

1. **This is a formal notice** which is issued by the Council under Section 187A of the above 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 Annex at the end of this notice contains important additional information

2. **The land affected by the notice: -**

San Giovanni Restaurant, Mill Lane, Sheepy Parva, Atherstone, 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 4 April 2014 for "Extensions and alterations to premises" (Planning Reference: 14/00099/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; -

Condition 4:

Notwithstanding the submitted details no development shall commence until a plan showing the exact panels to be obscurely glazed and specifications of the glazing are first submitted to and approved in writing by the Local Planning Authority and the scheme shall be implemented in accordance with those approved details. All windows in the east elevation shall be fixed shut and retained this way thereafter.

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;

- a) The development of installing obscure glazing on the north east elevation shall be carried out in complete accordance with the following plan approved by the Local Planning Authority: Proposed Construction Elevations (Drawing Number: 460B, Scale 1:50)

6. Time for Compliance;

Two (2) 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 £2,500 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.

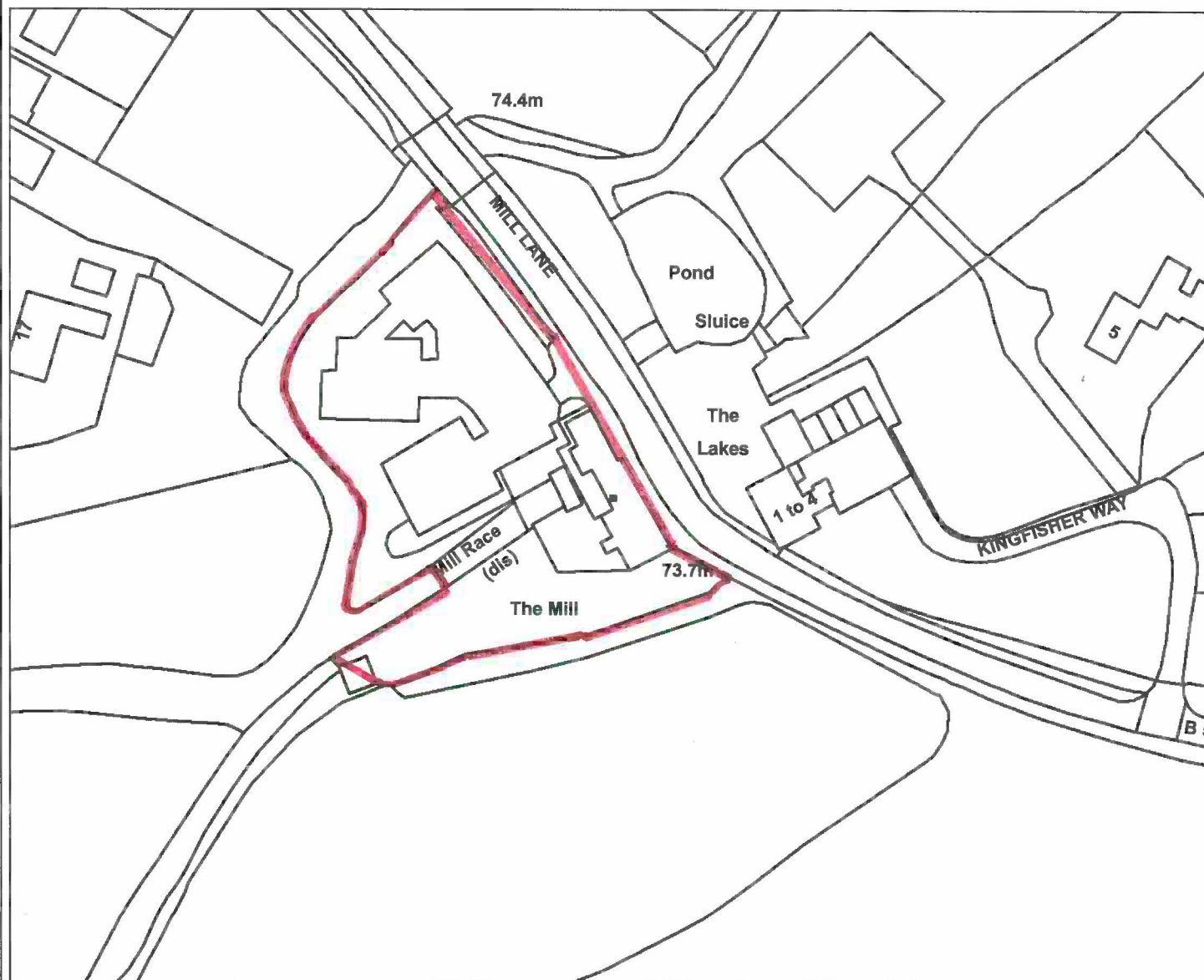
Dated: 16 May 2016

Signed: 

Principal Planning Officer
Hinckley and Bosworth Borough Council
Hinckley Hub
Rugby Road
Hinckley
Leicestershire
LE10 0FR

Breach of Condition Notice Plan

Not Set



Legend

Scale: 0 0.0125 0.025 0.05 KM

Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	10/05/2016
PSMA Number	100018489