



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 Alwyn Smith
Land North West of
Cold Comfort Farm
Rogues Lane
Hinckley
Leicestershire

To: Mr Michael Cash
Land North West of
Cold Comfort Farm
Rogues Lane
Hinckley
Leicestershire

Mr Alwyn Smith
Grove View Farm
Mere Lane
Biteswell
Leicestershire
LE17 4LH

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 Annexe at the end of this notice contains important additional information

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

Land North West of Cold Comfort Farm, Rogues Lane, Hinckley, 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 10 August 2016 (Planning Reference: APP/K2420/C/15/3132569), the terms of which are set out in Paragraph 4 of this Notice

4. Breach of condition;

The following condition 2 has not been complied with; -

“There shall be no more than 2 pitches on the site. Neither pitch shall, at any time, contain more than 2 caravans or more than one static caravan (with a caravan being as defined in the Caravan Sites and Control of Development Act 1960 and the Caravan Sites Act 1968)”

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) Reduce the number of caravans on the site to no more than four (4).
- b) Neither pitch shall contain more than two (2) caravans or more than one (1) static caravan per pitch.

6. Time for Compliance;

One (1) calendar month 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: 14 October 2016

Signed: 

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

Breach of Condition Plan

Not Set



Legend

Scale: 0 0.0275 0.055 0.11 KM

Reproduced from the Ordnance Survey map with permission of the Controller of Her Majesty's Stationery Office © Crown Copyright 2015.

Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.

Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	12/10/2016
PSMA Number	100018489