



**Hinckley & Bosworth
Borough Council**

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990

(As amended by the Planning and Compensation Act 1991)

ENFORCEMENT NOTICE

ISSUED BY HINCKLEY & BOSWORTH BOROUGH 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 at 17 Byron Street, Barwell, Leicester, Leicestershire, LE9 8FE which is shown edged red on the plan annexed ("the Plan").

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission the erection of a raised platform

4. REASONS FOR ISSUING THIS NOTICE

a) In the opinion of the local planning authority the erection of a raised platform at this location has an adverse effect on the privacy and amenity of nearby residents in

terms of overlooking. It is therefore considered that the development is contrary to Policy DM10 of the Site Allocations and Development Management Policies DPD.

- b) It is also evident to the local planning authority that the raised platform has been in place for less than four years and it is therefore expedient for the Local Planning Authority to take enforcement action to remedy the breach of planning control.

5. WHAT YOU ARE REQUIRED TO DO:-

- a) Remove the raised platform and all associated materials.

6. TIME FOR COMPLIANCE:

Two months after this notice takes effect.

7. DATE WHEN THIS NOTICE TAKES EFFECT

This notice will take effect on 21 September 2017 unless an appeal is made against it beforehand.

Dated: 21 August 2017

Signed: 

Gemma Dennis (Principal Planning 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:

Ms Samantha Helen Behan
17 Byron Street
Barwell
Leicestershire
LE9 8FE

Mr Kevin Brian Overton
17 Byron Street
Barwell
Leicestershire
LE9 8FE

To the Company Secretary of:
Bank of Scotland PLC
Halifax Division
1 Lovell Park Road
Leeds
LS1 1NS

Any Owner
Land at 17 Byron Street
Barwell
Leicester
Leicestershire
LE9 8FE

Any Occupier
Land at 17 Byron Street
Barwell
Leicester
Leicestershire
LE9 8FE

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 **£344.00** 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.

Enforcement Notice Plan

Not Set



Legend

Scale: 0 0.0125 0.025 0.05 KM

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Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
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