



**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 1 Elm Close, Groby, Leicester, Leicestershire, LE6 0ES ("the Land") which is shown edged red on the plan annexed ("Location Plan").

**3. THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission the erection of a 1.8 metre high fence adjacent to a highway (shown edged red on the attached Location Plan) and for identification purposes shown on the attached photograph marked 'Appendix [ A ]'.

**4. REASONS FOR ISSUING THIS NOTICE**

- a) In the opinion of the Council as Local Planning Authority the unauthorised erection of the fence adjacent to the highway to the side of the property is having a detrimental impact on the character and appearance of the surrounding area

and as such is contrary to Policy DM10 of the Site Allocations and Development Policies Development Plan Document.

- b) It is evident that the siting of the fence has occurred within the last 4 years and it is expedient for the Council as the Local Planning Authority to take enforcement action to remedy the breach of planning control.

**5. WHAT YOU ARE REQUIRED TO DO:-**

Remove the fence or lower the fence to a height of one metre above ground level

**6. TIME FOR COMPLIANCE:**

One (1) month after this notice takes effect.

**7. DATE WHEN THIS NOTICE TAKES EFFECT**

This notice will take effect on **22 March 2018** unless an appeal is made against it beforehand.

Dated:

Signed: .....

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:

Stephen John Gray  
1 Elm Close  
Groby  
Leicester  
Leicestershire  
LE6 0ES

Linda Gray  
1 Elm Close  
Groby  
Leicester  
Leicestershire  
LE6 0ES

Any Owner  
Land at 1 Elm Close  
Groby  
Leicester  
Leicestershire  
LE6 0ES

National Westminster Bank PLC  
Mortgage Centre  
P.O. Box 12201  
7 Brindley Place  
Birmingham B2 2NA

Any Occupier  
Land at 1 Elm Close  
Groby  
Leicester  
Leicestershire  
LE6 0ES

### 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 **£412.00** 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.

# Location Plan

Not Set



Scale: 1:1,250

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Organisation	Hinckley and Bosworth BC
Department	
Comments	Not Set
Date	08/02/2018
PSMA Number	110018489

Appendix A

