



**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 ("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 this notice and the enclosures to which it refers contain important additional information.

2. THE LAND AFFECTED

The Land at Allotment Gardens, off Newtown Linford Lane, Groby, Leicestershire, ("the Land") which is shown edged red on the plan annexed ("the Plan").

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission the spreading and/or laying out of materials, including tarmacadam, to form a hardstanding on the area shaded blue on the Plan ("the Breach")

4. REASONS FOR ISSUING THIS NOTICE

- a) The unauthorised development has been undertaken without the benefit of planning permission and has an undesirable impact on the open and undeveloped character of the Green Wedge as defined in Policy 9 of the Council's Core Strategy 2009. Any development within that Green Wedge should

retain the visual appearance of the area and the Breach is unacceptable and contrary to the said Policy 9 of the Council's adopted Core Strategy 2009.

- b) The Council considers that the adverse impacts of the Breach could not be reasonably mitigated by the use of planning conditions. It is evident that the Breach has been undertaken within the period of four years back from the date of this Notice. 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 materials used in the creation of the hardstanding from the area of the Land shaded blue
b) To remove the said materials from the Land

6. TIME FOR COMPLIANCE:

One (1) month after this notice takes effect.

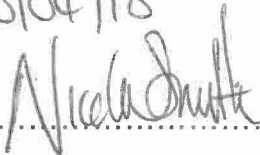
7. DATE WHEN THIS NOTICE TAKES EFFECT

This notice will take effect on **10 May 2018** unless a valid appeal is made against it beforehand.

Dated:

10/04/18

Signed:



Nicola Smith

Planning Manager- Development Management
on behalf of:-

Hinckley & Bosworth Borough Council

Hinckley Hub

Rugby Road

Hinckley

Leicestershire

LE10 0FR

Planning Enforcement Reference: 18/00102/UNBLDS

ANNEX

PERSONS SERVED

The following persons have been served with a copy of this Notice:

Any Owner

Land at Allotment Gardens

Newtown Linford Lane

Groby

Leicestershire

Any Occupier

Land at Allotment Gardens

Newtown Linford Lane

Groby

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 **£468.00** 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.