

Hinckley & Bosworth Borough Council

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990 (“the Act”)

(As amended by the Planning and Compensation Act 1991)

ENFORCEMENT NOTICE –OPERATIONAL DEVELOPMENT

ISSUED BY: HINCKLEY & BOSWORTH BOROUGH COUNCIL (“The Council”)

1. **THIS NOTICE** is issued by the Council because it appears to them that there has been a breach of planning control, within paragraph (a) of section 171A (1) of the above Act, at the land described below. They consider 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 TO WHICH THE NOTICE RELATES

Land at 1 Sherborne Road, Burbage, Hinckley, Leicestershire, LE10 2BE (the “Land”) shown edged in red on the attached plan (the “Plan”).

3. THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL

Without planning permission, the erection of a carport on the Land, as shown in the photograph under Appendix 1 of this notice.

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the above breach of planning control has occurred within the last four years.

The unauthorised development has a significantly harmful effect on the character and appearance of the area and local street scene. In that regard the development conflicts with the requirements for development to complement or enhance the character of the surrounding area in Policy DM10 (Development and Design) of the Hinckley & Bosworth Borough Council

Planning enforcement ref: 23/00013/UNHOUS

Site Allocations and Development. No other material considerations indicate that the policies of the development plan should not prevail

The Council does not consider that planning permission should be given for this development, because planning conditions could not overcome the objections to the development.

5. WHAT YOU ARE REQUIRED TO DO

Remove the carport, and all materials associated with the carport from the land and return the land to its previous condition.

6. TIME FOR COMPLIANCE

Two months from the date this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on the **23rd January 2024**, unless an appeal is made against it beforehand.

Dated: 23rd November 2023

Signed:

C. Brown.

Authorised Officer
Hinckley & Bosworth Borough Council
Hinckley Hub
Rugby Road
Hinckley
Leicestershire
LE10 0FR

THE PLAN



Appendix 1



ANNEX

YOUR RIGHT OF APPEAL

Hinckley & Bosworth Borough Council has issued an enforcement notice relating to **1 Sherborne Road, Burbage, Hinckley, Leicestershire, LE10 2BE** and you are served with a copy of that notice as you have an interest in the land.

Copies of the notice have also been listed on the parties listed at the end of this Annex.

You can appeal against this notice, but any appeal must be received, or posted in time to be **received**, by the Planning Inspectorate acting on behalf of the Secretary of State **before** the date specified in paragraph 7 of the notice.

A copy of the Planning Inspectorate Enforcement appeals: procedural guide can be found using the following link:

<https://www.gov.uk/government/publications/enforcement-appeals-procedural-guide>

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 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.

PERSONS SERVED WITH THE ENFORCEMENT NOTICE

Town and Country Planning (Enforcement Notices & Appeals) (England) Regulations 2002 Part 2, 5(c)

The Owner, Occupier, and any other person with an interest in the land, 1 Sherborne Road, Burbage, Hinckley, Leicestershire, LE10 2BE

Brent Lyall Watson, 1 Sherborne Road, Burbage, Hinckley, Leicestershire, LE10 2BE

Diane Watson, 1 Sherborne Road, Burbage, Hinckley, Leicestershire, LE10 2BE