**IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

TAUNTON DEANE BOROUGH COUNCIL

TOWN AND COUNTRY PLANNING ACT, 1990
(as amended by the Planning and Compensation Act, 1991)

# BREACH OF CONDITION NOTICE

19 Eastbourne Terrace, Taunton

**TO:** [redacted]

**ISSUED BY:** Taunton Deane Borough Council ("the Council").

1. **THIS IS A FORMAL NOTICE**, which is issued by the Council as Local Planning Authority under Section 187A of the above Act because it considers that a condition imposed on the grant of planning permission, relating to the land described below, has not been complied with. It considers that you should be required to comply with the condition specified in this Notice.

2. **THE LAND AFFECTED BY THIS NOTICE**

   19 Eastbourne Terrace, Taunton shown edged red on the plan annexed hereto.

3. **THE RELEVANT PLANNING PERMISSION**

   The relevant planning permission to which this Notice relates is the permission granted by the Council on 3 May 2005 for the Change of use and Conversion of Shop to Ground Floor Flat at Eastbourne Terrace, Taunton. (Application No. 38/2005/096).

4. **THE BREACH OF CONDITION**

   The following condition has not been complied with:-

   03 A sample of the brickwork to infill the openings to be blocked up shall be submitted and approved in writing by the Local Planning Authority prior to work commencing.

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 stated condition and submit a sample of new brickwork for approval in writing by the Local Planning Authority and replace the brickwork already constructed with brickwork of a colour and type to match the existing.

   TIME FOR COMPLIANCE – 2 months, beginning with the day on which this Notice is served on you.

6. **WHEN THIS NOTICE TAKES EFFECT**

This Notice takes effect IMMEDIATELY it is served on you, or you receive it by postal delivery.

Dated: 8 June 2006

Signed: .....
Development Control Manager

on behalf of: TAUNTON DEANE BOROUGH COUNCIL

The Deane House,
Belvedere Road,
TAUNTON.
TA1 1HE

**WARNING**

**THERE IS NO RIGHT OF APPEAL 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 £1,000 for a first offence and for any subsequent offence. If you are in any doubt what this Notice requires you to do, you should get in touch immediately with Mr. J A W Hardy, Senior Planning Enforcement Officer, Taunton Deane Borough Council, The Deane House, Belvedere Road, Taunton, TA1 1HE (Tel: 01823 356479).

If you need independent advice about this Notice, you are advised to urgently contact a lawyer, 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. A lawyer will advise you on what this procedure involves.

**DO NOT LEAVE YOUR RESPONSE TO THE LAST MINUTE**