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

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**
The land edged red on the enclosed plan.

3. **THE RELEVANT PLANNING PERMISSION**

The relevant planning permission to which this Notice relates is the permission granted by the Council on 6th March 2008 for the Erection of Building to house Indoor Netball / Tennis Court, Formation of Three Outdoor Netball / Tennis Courts, One Outdoor Netball Court and Synthetic Turf Pitch for Football and Hockey all Floodlit by 16x10m High Floodlight Columns at Taunton Vales Sports Club, Gypsy Lane, Staplegrove (Application No 34/2007/057).

4. **THE BREACH OF CONDITION**

The following condition has not been complied with:-

05 Prior to the installation of the proposed floodlights details of a scheme to provide shields to all existing floodlights to prevent lights shining into adjacent residential properties shall be submitted to and approved in writing by the Local Planning Authority and such scheme as approved shall be implemented. Within four weeks of installation and following supervised testing by the Local Planning Authority any further modifications required by the Local Planning Authority shall be carried out to ensure light is not shining into adjacent properties. Such shields shall be maintained thereafter.

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 the details of a scheme to provide shields to all existing floodlights to prevent lights shining into adjacent residential properties to the Local Planning Authority for approval in writing and the scheme to be implemented. Also, within four weeks of installation, the shields shall be tested under the supervision of the Local Planning Authority and any further modifications required by the Local Planning Authority carried out to ensure light is not shining into adjacent properties.

TIME FOR COMPLIANCE – 14 days

6. **WHEN THIS NOTICE TAKES EFFECT**

This Notice takes effect 28 days after it is served on you, or you receive it by postal delivery.

Dated: 10 October 2008

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. R. Bryant, Member Services Unit, Taunton Deane Borough Council, The Deane House, Belvedere Road, Taunton, TA1 1HE (Tel: 01823 356414).

If you need independent advice about this Notice, you are advised to contact urgently 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