Breach of Condition Notice

Important - This Communication Affects Your Property

Town and Country Planning Act 1990
(as amended by the Planning and Compensation Act 1991)

Breach of Condition Notice

Served By: Taunton Deane Borough Council ("the Council")
To:

[redacted]

1. This Notice is served by the Council, under section 187A of the above Act, because they consider that conditions imposed on a grant of planning permission, relating to the land described in paragraph 2 below, have not been complied with. The Council consider that you should be required to secure or secure compliance with the conditions specified in this notice. The Annex at the end of this notice contains important additional information.

2. The Land to Which the Notice Relates

LAND TO THE NORTH OF THE PRIMARY SCHOOL, HYDE LANE, CREECH ST MICHAEL

3. The Relevant Planning Permission

The relevant planning permission to which this notice relates is the permission granted by the Council on 3 January 2014 for the erection of 55 dwellings, provision of school car park, vehicular access, public open space and associated works on land to the north of the primary school, Hyde Lane, Creech St Michael.

4. The Breach of Condition

5. No development shall take place until there has been submitted to and approved in writing by the Local Planning Authority a plan indicating the position and design of the boundary fencing to the eastern boundary with West View. The agreed boundary treatment shall be completed before construction is commenced or in accordance with a timetable agreed in writing with the Local Planning Authority and thereafter maintained as such, unless otherwise agreed in writing by the Local Planning Authority.

5. What You Are Required To Do

As the person responsible for the breaches of conditions specified in paragraph 4 of this notice, you are required to comply with the stated conditions by taking the following steps:

Condition 05 requires the agreed boundary treatment to be erected or a timetable for its erection to be agreed in writing with the Local Planning Authority.

Period for compliance: 30 days beginning with the day on which this notice is served on you.

Dated: 10 November 2014

Signed: T. R. B

Assistant Director Planning and Environment

On behalf of: Taunton Deane Borough Council

Annex

Warning

This Notice Takes Effect Immediately It Is Served On You In Person Or On The Day You Received It By Post.

There Is No Right Of Appeal To The Secretary Of State For The Environment 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 about what this notice requires you to do, you should get in touch immediately with Mr John Hardy, Senior Enforcement Officer, TDBC Planning Department, The Deane House, Belvedere Road, Taunton TA1 1HU Tel: 01823 356466.

If you do 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.