Taunton Deane Borough Council
The Deane House, Belvedere Road,
Taunton, Somerset TA1 1HE

West Somerset Council
West Somerset House, Killick Way,
Williton, Somerset TA4 4QA

[redacted]

Our Ref: E/0083/38/17
Your Ref:
Date:12 October 2017

RECORDED DELIVERY

Dear [redacted]

Town and Country Planning Act 1990
Breach of Condition Notice – 16 Fore Street, Taunton

I refer to the planning permission 38/16/0350 granted to you on 27 October 2016.

Since you have not yet undertaken the requirements of planning condition No 03 relating to Installation of air extract/ventilation equipment at 16 Fore Street, Taunton I now serve upon you formal Notice under Section 187A of the Town and Country Planning Act 1990, as amended. The Notice requires you to install the extraction equipment in accordance with the above approved planning permission or agree a timetable in writing with the Local Planning Authority.

Your attention is also drawn to the notes set out at the end of the Notice.

Yours sincerely

Ann Dunford
Planning Enforcement Officer
Tel: 01823 356479
E-mail: a.dunford@tauntondeane.gov.uk

Enc

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

16 FORE STREET, TAUNTON

3. The Relevant Planning Permission

The relevant planning permission to which this notice relates is the permission granted by the Council on 27 October 2016 under Planning Ref: 38/16/0350.

4. The Breach of Condition

03 The air extraction equipment shall be installed in accordance with the approved plans and submitted details, and be in full working order prior to the commencement of the use hereby approved. The equipment shall be maintained for as long as the use continues.

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:

Reposition the air extract/ventilation equipment to the approved location.

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

Dated: 12 October 2017

Signed: T. R. Brown

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 [*Council's nominated officer to deal with enquiries, address and telephone number*].

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.