

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

To:

Served by: East Staffordshire Borough Council, The Maltsters, Wetmore Road, Burton upon Trent, Staffordshire, DE14 1LS

1. This is a formal notice which is served by the Council, under Section 187A of the above Act, because it considers that a condition imposed on a grant of planning permission, relating to the land described in paragraph 2 below, has not been complied with. The Council considers that you should be required to comply with the condition specified in this notice. The Annex at the end of this notice contains important additional information.

2. The land to which this notice relates

The land known as Land adjacent to 50 Barley Close, Burton upon Trent, Staffordshire shown edged in red on the attached plan ("the Land").

3. The relevant planning permission

The relevant planning permission to which this Notice relates is the permission granted by the Council on 24th January 2012 for the Erection of a detached building to form 3 dwellings with integral garages under Planning Permission Number P/2011/01178/JPM.

4. The breach of condition

The following condition has not been complied with:

- (1) The development hereby permitted shall be carried out in accordance with the following approved plans subject to compliance with other conditions of this permission:

Drawing No.s:

1:1250 Red Line Location Plan – Dated as Received 14th October 2011
54-1 – Block Plan – Dated as Received 6th October 2011
54-2A – Proposed Floor Plans – Dated as Received 29th November 2011
54-3A – Proposed Elevations – Dated as Received 17th November 2011

in that:

1. the front elevation of plot 1 is not in conformity with Drawing No 54 3A as the garage door has been substituted for a window.
2. the rear elevation is not in conformity with Drawing No 54 3A as a double door has been substituted for two single doors.

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 by taking the following steps:

- (1) Construct the development as per the approved plans.

6. Time for compliance

30 days beginning with the day on which this notice is served on you.

7. When this notice takes effect

This notice takes effect immediately it is served on you or you receive it by postal delivery.

Dated: 30th July 2013

Signed:

Legal Services Manager (Solicitor)
(the Council's authorised officer)

on behalf of: East Staffordshire Borough Council, The Maltsters, Wetmore Road,
Burton upon Trent, Staffordshire, DE14 1LS

Annex

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 First Secretary of State 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 £2,500 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:

Planning Delivery
The Maltsters
Wetmore Road
Burton upon Trent
Staffordshire
DE14 1LS

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. Your professional adviser will advise you on what this procedure involves.

Do not leave your response until the last minute.

