

KETTERING BOROUGH COUNCIL

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

TEMPORARY STOP NOTICE

TOWN AND COUNTRY PLANNING ACT 1990
**(as amended by the Planning and Compensation Act 1991 and
the Planning and Compulsory Purchase Act 2004)**

SERVED BY: KETTERING BOROUGH COUNCIL

TO: The Company Secretary, MGM Property Company Ltd

1. On 7 January 2008 the Council has issued this temporary stop notice alleging that there has been a breach of planning control on the land described in paragraph 3 of this Notice, as shown for the purpose of identification only on the attached plan edged in red.
2. **THIS TEMPORARY STOP NOTICE** is issued by the Council, in exercise of its power in Section 171E of the 1990 Act, because they think that it is expedient that the activity specified in paragraph 4 of this Notice should cease on the land described in paragraph 3 below. **THE COUNCIL NOW PROHIBITS** the carrying out of the activity specified in this notice. Important additional information is given in the Annex to this notice.
3. **THE LAND TO WHICH THIS NOTICE RELATES**

Land situated at 70 Havelock Street, Kettering in the County of Northamptonshire, shown edged in red on the attached plan.
4. **ACTIVITY TO WHICH THIS NOTICE RELATES**

Without planning permission, the carrying out of engineering and building operations on the land.

5. WHAT YOU ARE REQUIRED TO DO

Cease all the activity specified in paragraph 4 of this Notice.

6. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 7 January 2008 when all the activity specified in paragraph 4 of this Notice shall cease. This notice will cease to have effect on 4 February 2008.

7. THE REASONS FOR ISSUING THIS NOTICE

Planning permission reference KET/2006/0830 was granted for the redevelopment of the site. That permission was subject to a number of pre-commencement conditions, the details of which have not been approved prior to commencement of works. In any event, it is considered that the design as constructed on the site does not correspond to that granted planning permission, is unacceptable and, should such a scheme be submitted for approval, would be unlikely to be granted planning permission.

Dated: 7 January 2008

Signed: 

Head of Development Services
Kettering Borough Council
Municipal Offices
Bowling Green Road
KETTERING
Northants NN15 7QX

WARNING

THIS NOTICE TAKES EFFECT ON THE DATE SPECIFIED IN PARAGRAPH 6.

THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE AGAINST THIS NOTICE.

It is an offence to contravene a Temporary Stop Notice after a site notice has been displayed or the Stop Notice has been served on you. (Section 171E (4) of the 1990 Act). If you then fail to comply with the Temporary Stop Notice you will be at risk of immediate prosecution in the Magistrates Court, for which the maximum penalty is £ 20 000 on summary conviction for a first offence and for any subsequent offence. The fine on conviction on indictment is unlimited.

If you are in any doubt as to what this Notice requires you to do, you should get in touch immediately with Dean Baker (Kettering Borough Council, 01536 534316). 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.