



TEMPORARY STOP NOTICE

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

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: Northamptonshire County Council herein after referred to as “the Council”.

To: The land owner; and those undertaking, or responsible for, the activity identified in 5 below on the land identified in 4 below:

1. On 7th October 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 4 below.

2. This temporary stop notice is issued by the Council, in exercise of their power in section 171E of the 1990 Act, because they think that it is expedient that the activity specified in this notice should cease on the land described in paragraph 4 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 REASONS FOR ISSUING THIS NOTICE

The unauthorised importation of waste materials to the land has resulted in reduced capacity of the floodplain and is to be contrary to Policy 13 of the adopted Northamptonshire Waste Local Plan 2006 and not considered to benefit from permitted development rights.

4. THE LAND TO WHICH THIS NOTICE RELATES

Land immediately south of the River Ise, west of Newbottle Bridge, and accessed off Church Lane, Thorpe Underwood, near Harrington, Kettering, shown edged red on the attached plan (“the land”).

5. THE ACTIVITY TO WHICH THIS NOTICE RELATES

The importation of any further soils or waste materials of any kind onto the land.

6. WHAT YOU ARE REQUIRED TO DO

To stop continued unauthorised importation of waste to the site.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 7th October 2008 when all the activity specified in this notice shall cease. This notice will cease to have effect on 3rd November 2008.

Dated: 7th October 2008

Signed:

On behalf of Northamptonshire County Council, Development Control
Nominated Officer: James Griffin Telephone Number 01604 236478.

P.T.O.

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WARNING

THIS NOTICE TAKES EFFECT ON THE DATE SPECIFIED IN PARAGRAPH 7.

THERE IS NO RIGHT OF APPEAL TO THE FIRST 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 temporary stop notice has been served on you. (Section 171G 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 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 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.