

**IMPORTANT: THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**K E T T E R I N G   B O R O U G H   C O U N C I L**

**BREACH OF CONDITION NOTICE**

**TOWN AND COUNTRY PLANNING ACT 1990(as amended)**

**SERVED BY:** KETTERING BOROUGH COUNCIL (The Council)

**To:** The Occupier(s),  
Plot 8 Greenfields,  
Braybrooke,  
Market Harborough, LE16 8JW.

1. THIS IS A FORMAL NOTICE 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 secure compliance with the conditions specified in this notice. It considers that it is expedient to issue this Notice, having regard to the provisions of the Development Plan and to other material planning considerations. The Annex at the end of this notice contains important additional information.

2. THE LAND AFFECTED

Land situated at Plot 8, Greenfields, near Braybrooke in the County of Northamptonshire, as is shown for the purposes of identification only on the attached plan and edged in red.

3. THE RELEVANT PLANNING PERMISSION

The relevant planning permission to which this notice relates is the permission granted by the Secretary of State pursuant to Section 177 of the above Act on 22<sup>nd</sup> March 2017 (reference APP/L2820/W/16/3144410) ('the Relevant Planning Permission')

4. THE BREACH OF PLANNING CONTROL ALLEGED

The following condition of the Relevant Planning Permission has not been complied with:

*The use hereby permitted shall cease and all caravans, structures, equipment and materials brought onto the land for the purposes of such use shall be removed within 28 days of the date of failure to meet any one of the requirements set out in i) to iv) below:*

*i) Within 2 months of the date of this decision a scheme for providing a wholesome piped water supply; foul drainage; any external lighting; boundary treatments; any treatment of the access track; and hardstanding and amenity areas (hereafter*

*referred to as the site development scheme) shall have been submitted for the written approval of the local planning authority and the scheme shall include a timetable for its implementation.*

*ii) If within 8 months of the date of this decision the local planning authority refuse to approve the scheme or fail to give a decision within the prescribed period, an appeal shall have been made to, and accepted as validly made by, the Secretary of State.*

*iii) If an appeal is made in pursuance of ii) above, that appeal shall have been finally determined and the submitted scheme shall have been approved by the Secretary of State.*

*iv) The approved development scheme shall have been carried out and completed in accordance with the approved timetable*

in that the use of land for stationing of caravans for residential occupation continues and the caravans, structures, equipment and materials brought onto the land for the purposes of that use remain notwithstanding that a scheme for providing a wholesome piped water supply has not been submitted in accordance with i) and the scheme for foul drainage submitted in accordance with i) was refused approval by the Council and no appeal has been entered within the eight months mentioned in ii) above.

5. WHAT YOU ARE REQUIRED TO DO

Cease the use of land for stationing of caravans for residential occupation and remove all caravans, structures, equipment and materials brought onto the land for the purposes of that use

6. Time for compliance: 28 days from the date this Notice is served on you.

7. WHEN THIS NOTICE TAKES EFFECT

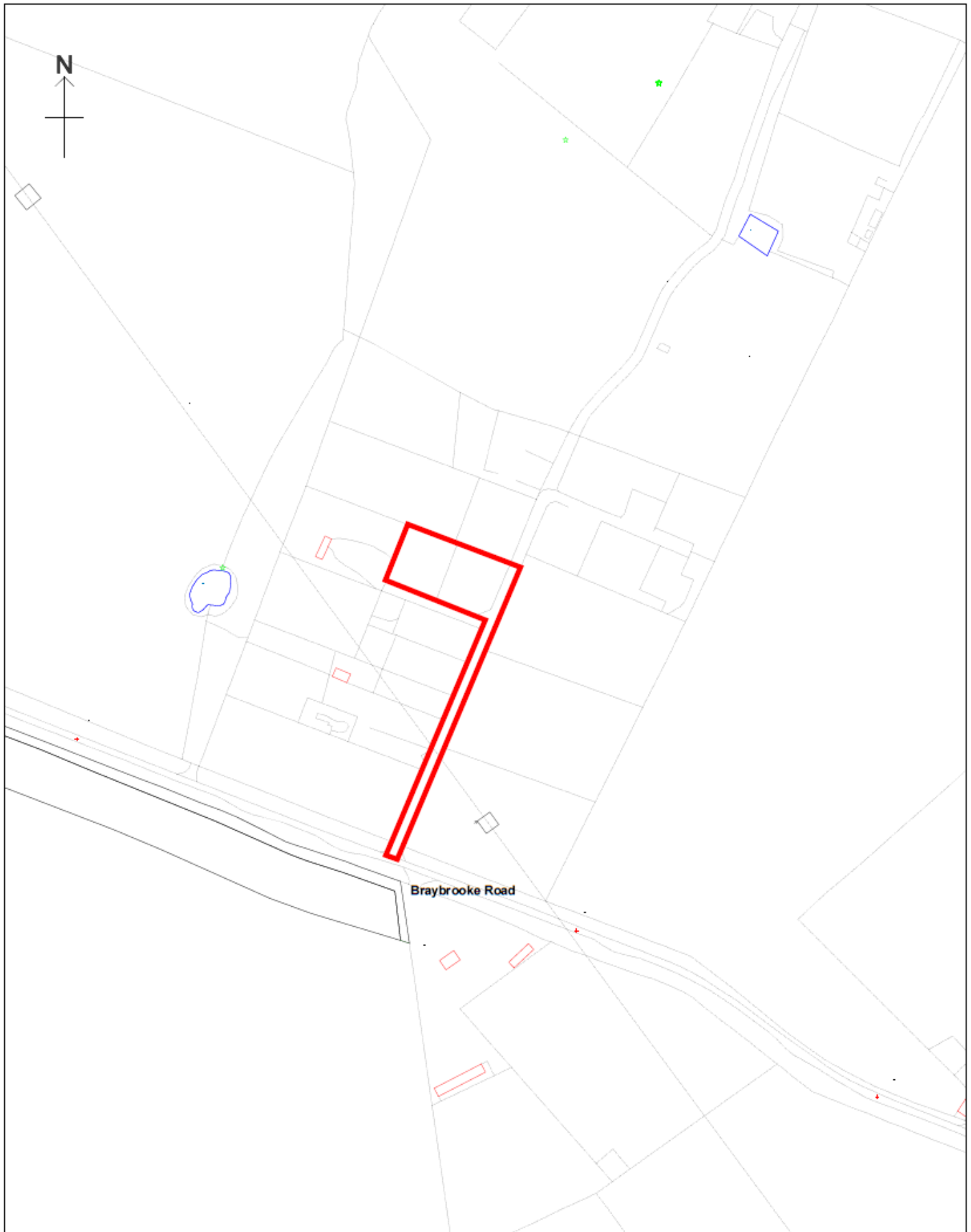
**THIS NOTICE TAKES EFFECT IMMEDIATELY IT IS SERVED ON YOU IN PERSON OR ON THE DAY YOU RECEIVED IT BY POST.**

DATED: 19 December 2018

Signed:



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



Title: Plot 8, Greenfields

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## **A N N E X**

### **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 HOUSING COMMUNITIES AND LOCAL GOVERNMENT AGAINST THIS NOTICE**

It is an offence to contravene the requirements 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 standard level 4 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 Kettering Borough Council's Development Services on – 01536-534316

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.