

705

IMPORTANT
THIS COMMUNICATION AFFECTS YOUR PROPERTY

ENFORCEMENT NOTICE

OPERATIONAL DEVELOPMENT

TOWN AND COUNTRY PLANNING ACT 1990
(as amended by the Planning and Compensation Act 1991) ("the Act")

ISSUED BY: North Devon District Council ("the Council")

1. THIS IS A FORMAL NOTICE which is issued by the Council because it appears to it that there has been a breach of planning control, under Section 171A(1)(a) of the Act, at the land described below. The Council consider it expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations.

2. THE LAND AFFECTED (shown edged red on the plan attached)

Napps Camp Site, Old Coast Road, Berrynarbor, Combe Martin, North Devon

("the land")

3. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission the carrying out of operations to create by excavation and tipping terracing shown for identification purposes only by blue shading on the attached plan and plateaux shown for identification purposes only by green shading on the said plan on the land ("the unauthorised works").

4. REASONS FOR ISSUING THIS NOTICE

The Council consider it expedient to issue this notice for the following reasons:

It appears to the Council that the above breach of planning control has occurred within the last four years.

The land is within a designated Area of Outstanding Natural Beauty, Coastal Preservation Area and Heritage Coast and the Council consider that the unauthorised works carried out on a prominent elevated part of the coastline, are visually detrimental to the amenity and appearance of the location and surrounding landscape. The works undertaken are considered to constitute operations contrary to national guidance and development plan policies.

The Council do not consider that planning permission should be given because planning conditions could not overcome objections to the unauthorised works.

5. WHEN YOU ARE REQUIRED TO ACT

The Council require that the steps specified in paragraph 6 be undertaken within [the period of SIX (6) days/weeks/months from the date when this notice takes effect] [~~the period specified in respect of each step in paragraph 6.~~]

6. WHAT YOU ARE REQUIRED TO DO

- (i) Reinstate that part of the land which has been terraced to its original levels prior to the terracing being undertaken using materials as similar as possible to that extracted initially to provide the terracing.
- (ii) Reinstate that part of the land which has been made into a plateau to its original levels prior to the plateau being created using materials as similar as possible to that extracted initially to provide the plateau.
- (iii) Clear up and remove all rubbish and debris resulting from taking the above-mentioned steps.

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 3RD OCTOBER 1994 ("the effective date")* unless an appeal is made against it beforehand.

Dated: [date of issue] 24TH AUGUST 1994

Signed:
LEGAL SERVICES MANAGER

on behalf of: North Devon District Council,
Civic Centre,
Barnstaple, Devon,
EX31 1EA.

* specific date, not less than 28 clear days after date of service

GUIDANCE NOTES FOR YOUR INFORMATION

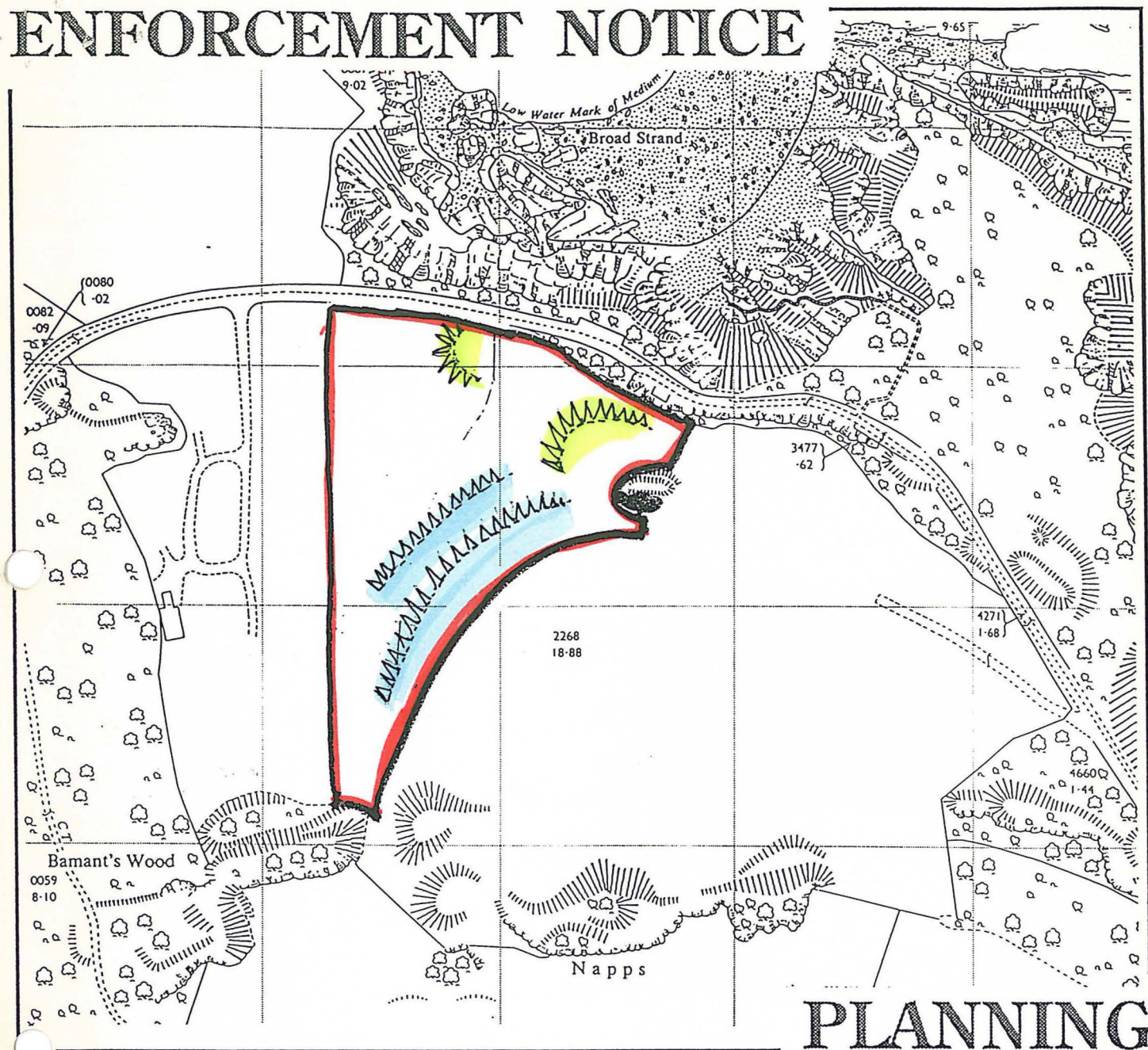
YOUR RIGHT OF APPEAL

You can appeal against this notice, but any appeal must be received, or posted in time to be received, by the Secretary of State before the effective date. The enclosed booklet "Enforcement Appeals - A Guide to Procedure" sets out your rights. Read it carefully. You may use the enclosed appeal forms. One is for you to send to the Secretary of State if you decide to appeal. The other is for you to keep as a duplicate for your own records. You should also send the Secretary of State the spare copy of this Enforcement Notice which is enclosed.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this Enforcement Notice, it will take effect on the effective date and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period[s] specified in the notice. Failure to comply with an Enforcement Notice which has taken effect can result in prosecution and/or remedial action by the Council.

ENFORCEMENT NOTICE



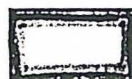
PLANNING

The Breach of Planning Control Which has Occured:-
Unauthorised Excavations of Land,

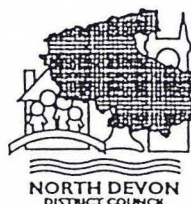
**Site:- Napps Camp Site,
Berrynarbor.**

O.S. Plan No	SS 5647
Drawn	S.M.T.
Scale	1:2500
Date	December 1993

NOTATION



The Site



M.J. Easton Dip.T.P. M.R.T.P.L.,
Principal Planning Officer

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Civic Centre, Barnstaple, Devon