

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

SERVED BY: NORTH DEVON DISTRICT COUNCIL (“the Council”)

TO: MR GARY BUCKNELL

- 1. THIS NOTICE** is served by the Council, under section 187A of the above Act, because they consider 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 condition specified in this notice. The Annex at the end of this notice contains important additional information.

2. THE LAND TO WHICH THE NOTICE RELATES

Land at rear of Wellhayes Bungalow, Rackenford, Tiverton, North Devon, EX16 8EH as shown edged 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 08 June 2010 under reference number 50157 subject to certain conditions (“the planning permission” annexed hereto) in respect of the Land.

4. THE BREACH OF CONDITION

The following condition to the Planning Permission has not been complied with:-

Condition (2) The mobile unit shall only be used as staff facilities/washroom for employees of Bucks Engineering as set out in the submitted Design & Access Statement accompanying the application.

Reason: The site is in the open countryside where staff facilities/washroom to support the Engineering business is considered acceptable but any residential use of this mobile unit would be contrary to development plan policies.

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 secure compliance with the stated condition by taking the following permanent steps:-

1. Cease the use of the mobile home for residential occupation.

Period for compliance: Two (2) months beginning with the date on which this notice is served on you.

2. Comply fully with condition 2 of planning permission 50157.

Period for compliance: Two (2) months beginning with the date on which this notice is served on you.

Dated: 06 July 2012

Signed:

Head of Legal

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

ANNEX

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 The Environment Against This Notice.

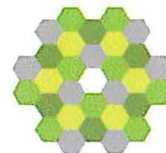
It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. You will then be at risk of **immediate prosecution** in the Magistrates' Court, for which the maximum penalty is £1,000 for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch **immediately** with:

Mr. Kevin Wickham, Civic Centre, Barnstaple, North Devon, EX31 1EA
Telephone number 01271 388348.

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.

Land Registry
Official copy of
title plan

Title number **DN569058**
Ordnance Survey map reference **SS8019NE**
Scale **1:1250**
Administrative area **NORTH DEVON**



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