

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



ISSUED BY: Rother District Council ("the Council").

To:

Of

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 consider that you should be required to comply 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 Luckhurst, Downoak Farm, Main Road, Westfield, TN35 4SL, shown edged in red on the attached plan.

3. THE RELEVANT PLANNING PERMISSION:

The relevant planning permission to which this notice relates is the permission granted by the Council on 14th July 2005 for Change of use and conversion of redundant dairy to form holiday cottage under Reference RR/2005/234/P.

4. THE BREACH OF CONDITION:

The following condition of planning permission RR/2005/234/P has not been complied with –

4. The proposed holiday unit(s) shall not be occupied for more than 56 days in total in any calendar year by any one person.

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 comply with the stated condition by taking the following steps:

Comply with condition 4 of planning permission RR/2005/234/P by ceasing the permanent residential use of the building as per the approved planning condition.

6. PERIOD FOR COMPLIANCE

Period for compliance: (Extended) 4 months beginning the day the previous notice expires being 4th May 2022 taking the compliance date to Sunday 4th September 2022

7. WHEN THIS NOTICE TAKES EFFECT

7.1 This notice takes effect:

On expiry of the previous notice's compliance date, served on you. 4th March 2022 being 4th May 2022

Dated: 31st March 2022

Signed: ...

Director of Place and Climate Change

Authorised signatory

On behalf of:
Rother District Council
Town Hall
Bexhill on Sea
East Sussex
TN39 3JX

Contact Officer:
Telephone:
Email:

ANNEX/WARNING

DO NOT LEAVE YOUR RESPONSE TO THE LAST MINUTE

THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE FOR 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 the above-mentioned officer to deal with your enquiries.

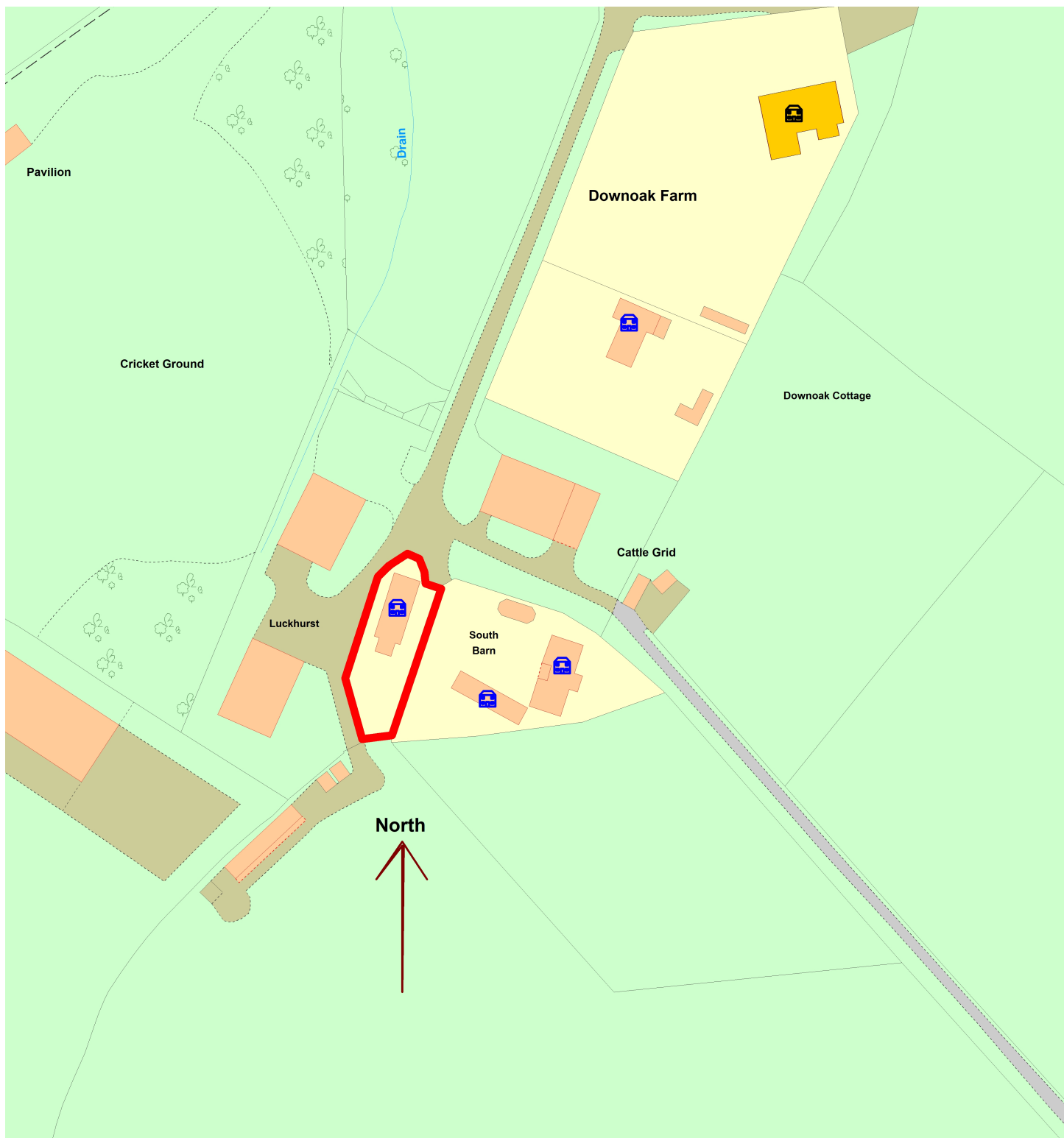
If you do need independent advice about this notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review.

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Plan: Enforcement

File: ENF/14/17/WES Luckhurst

Scale: 1:1250

N.G. Ref: TQ8115NE