

## **ENFORCEMENT NOTICE - OPERATIONAL DEVELOPMENT**



### **IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

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

### **ENFORCEMENT NOTICE**

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

1. THIS NOTICE is issued by the Council because it appears to them that there has been a breach of planning control, within paragraph (a) of section 171A(1) of the above Act, at the land described below. They consider 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 the notice and the enclosures to which it refers contain important additional information.

#### **2. THE LAND TO WHICH THIS NOTICE RELATES:**

Land at Moorings, Forewood Lane, Crowhurst, BATTLE, TN33 9AB as shown edged red on the attached plan ("the Land").

#### **3. THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL:**

Without planning permission, operational development, comprising erection of large platform / scaffold at the rear of site as shown hatched blue on the plan.

#### **4. REASONS FOR ISSUING THIS NOTICE:**

- (i) It appears to the Council that the above breach of planning control has occurred within the last four years.
- (ii) The unauthorised structure due to its size, appearance and location is an unsightly and obtrusive development which results in an unacceptable adverse impact on the visual amenity of the host building and the immediate surrounding area.
- (iii) The structure is therefore, is considered to be contrary to policies OSS4, RA1 and EN1 of the Rother Local Plan Core Strategy 2014; Policy DHG9 of the Rother Development and Site Allocations Local Plan (DaSA) and Paragraph 130 of the National Planning Policy Framework (2021).

#### **5. WHAT YOU ARE REQUIRED TO DO:**

- (i) Remove the structure in its entirety from the land
- (ii) Remove any associated materials and debris from the land

#### **6. TIME FOR COMPLIANCE:**

Four months

## **7. WHEN THIS NOTICE TAKES EFFECT:**

This notice takes effect on 16<sup>th</sup> May 2022 unless an appeal is made against it beforehand.

Dated: 4<sup>th</sup> April 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:**

### **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 Planning Inspectorate before the date specified in paragraph 7 of the notice. The attached leaflet details how an appeal can be made.

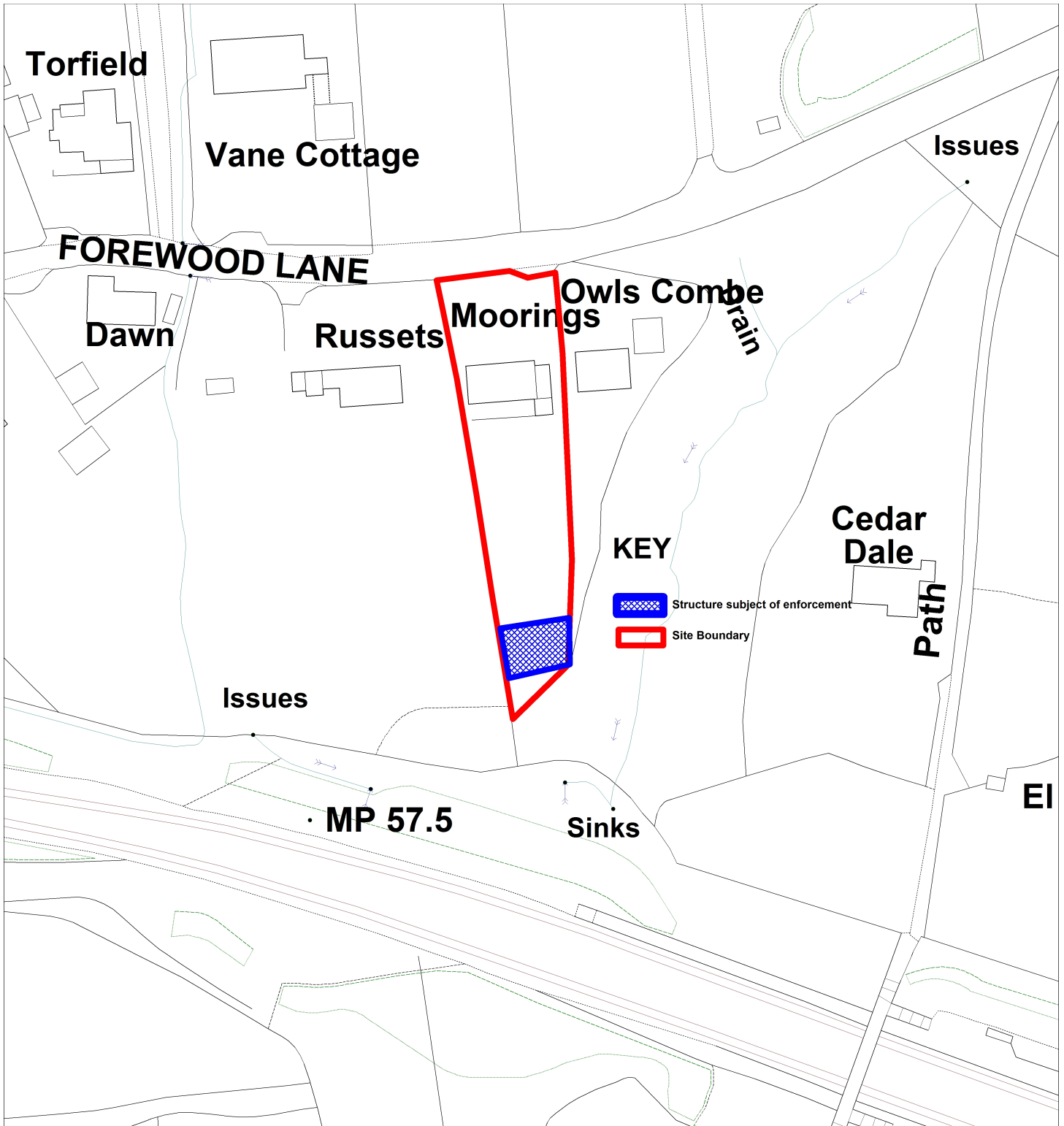
If you want to appeal you can do it:

- online at the Planning Casework Service area of the Planning Portal  
<https://acp.planninginspectorate.gov.uk>, or

- by getting enforcement appeal forms by phoning on 0303 444 5000 or by emailing [enquiries@pins.gsi.gov.uk](mailto:enquiries@pins.gsi.gov.uk)

## **WHAT HAPPENS IF YOU DO NOT APPEAL**

If you do not appeal against this enforcement notice, it will take effect on the date specified in paragraph 7 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 paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.



Plan: Enforcement

File: ENF/18/20/CRO

Scale: 1:1000

N.G. Ref: TQ7512NE