

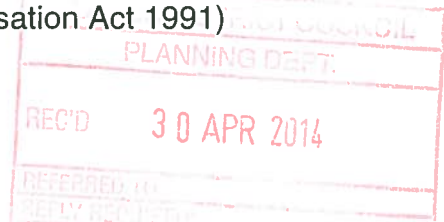
ENFORCEMENT NOTICE - MATERIAL CHANGE OF USE

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



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 THE NOTICE RELATES

Land at Calveslodge Wood, Furnace Lane, Beckley, East Sussex shown edged red on the attached plan

3. THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL – MATERIAL CHANGE OF USE

Without planning permission the use of the land for the storage of imported timber, processing of timber and distribution.

4. REASONS FOR ISSUING THIS NOTICE

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

The use has resulted in the deterioration of irreplaceable habitat – in this instance Ancient Woodland and is contrary to Policy GD1 (vii) of the Rother District Local Plan (2006), Policy EN1 (vi) and EN5 (viii) of the Rother District Local Plan – Core Strategy and government advice contained within Paragraph 118 of the National Planning Policy Framework.

The site is not within any recognised Development Boundary, as defined in the Rother Local Plan (2006), or on an otherwise developed site suitable for such a commercial use. Having regard to the woodland in a particularly quiet rural location within the High Weald Area of Outstanding Natural Beauty it is considered that the use is contrary to the aims of Policy DS4 of the Rother District Local Plan (2006), Policy EN1 (i) of the Rother District Local Plan – Core Strategy and government advice within Paragraph 115 of the National Planning Policy Framework.

The Council do not consider that planning permission should be given, because planning conditions could not overcome these objections.

5. WHAT YOU ARE REQUIRED TO DO

- i) Discontinue the use of the land for the storage of imported timber, processing timber and distribution or any of such.
- ii) Remove from the land the storage container, plant and machinery associated with the use.

7. TIME FOR COMPLIANCE

Three months after this notice takes effect.

8. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 6 June 2014 unless an appeal is made against it beforehand.

Dated: 24th April 2014

Signed:

Solicitor to the Council
on behalf of Rother District Council,
Town Hall,
Bexhill-on-Sea,
East Sussex TN39 3JX

Ref: MKN066

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 www.planningportal.gov.uk/pcs), or
- by getting enforcement appeal forms by phoning on 0303 444 5000 or by emailing 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/BEC/2013/182
Scale: 1:2500
N.G. Ref: TQ8422NE

Services Directorate, Town Hall, Bexhill on Sea, East Sussex TN39 3JX