

**IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

# **ENFORCEMENT NOTICE**

## **TOWN AND COUNTRY PLANNING ACT 1990**

*(as amended by the Planning and Compensation Act 1991)*

### **ISSUED BY DARTMOOR NATIONAL PARK AUTHORITY**

**1. THIS NOTICE** is issued by the Authority because it appears to it 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. The Authority considers 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 Dene Nurseries, South Brent, in the County of Devon, as is more particularly shown edged red on the attached plan **BUT EXCLUDING** that area of land shown hatched in red on the attached plan.

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

Without planning permission, the material change of use of the land from agriculture to a mixed use for the purposes of agriculture, residential use and use for storage by:

- 1) the siting and residential use of a portakabin, shown on the attached plan in the approximate position marked 'A'; and
- 2) the siting for storage of tools and implements of a large steel shipping container shown on the attached plan in the approximate position marked 'B'.

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

It appears to the Authority that the above breach of planning control has occurred within the last ten years. The Development is contrary to the Dartmoor National Park Local Plan First Review Policies GP1, GP2, HS4, HS8, FL1 & FL2 and also contrary to Policy CO2 of the Devon Structure Plan 2001 to 2016 and the advice in Circular 12/96 and Planning Policy Statements 1 & 7.

There are no special circumstances justifying the siting and residential use of the portakabin or the siting of the steel shipping container on the Land. The unauthorised change of use is contrary to the above policies and constitutes an unjustified visual intrusion that is considered to adversely affect the amenity of this area of the National Park. Further, it is considered that the portakabin used for residential purposes constitutes an unjustified unit of accommodation in the countryside, contrary to Local Plan policy.

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

- 1 (a) Stop using the Land for the siting of a portakabin used for residential purposes;  
**and**  
(b) Permanently remove the portakabin from the Land.
- 2 (a) Stop using the Land for the siting of a large steel shipping container used for storage;  
**and**  
(b) Permanently remove the large steel shipping container from the Land

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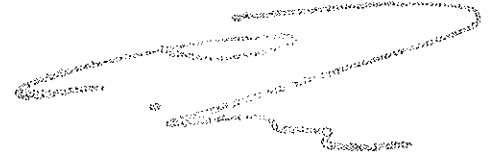
**6. TIME FOR COMPLIANCE**

You must comply with requirement 1 (a) & (b) within **42 days** of this Notice taking effect **AND** with requirement 2 (a) & (b) within **30 days** of this Notice taking effect

**7. WHEN THIS NOTICE TAKES EFFECT**

This Notice takes effect on 26 January 2007, unless an appeal is made against it before that date.

Dated this 15<sup>th</sup> day of December 2006



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**DIRECTOR OF PLANNING &  
SUSTAINABLE DEVELOPMENT**

Dartmoor National Park Authority  
Parke, Bovey Tracey,  
Newton Abbot, Devon. TQ13 9JQ

**Scale 1:2500**

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