

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)

Issued By : SOUTH DOWNS NATIONAL PARK AUTHORITY

ENFORCEMENT NOTICE

TO:

[REDACTED]
[REDACTED]

1. **THIS IS A FORMAL NOTICE** which is issued by the South Downs National Park Authority ("the SDNPA") because it appears 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**

The land and property known as Devils Halt, south of Devils Dyke Road in Brighton & Hove City, East Sussex and shown edged in red on the attached plan.

3. **THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission has placed on the site a shipping type container. The approximate location of the shipping type container is shown in grey and edged in black on a second attached plan.

4. **THE REASON FOR ISSUING THE NOTICE**

The shipping type container can be seen from open land to the west and from other viewpoints in the locality resulting in harm to the natural beauty of the area. The size, design and bulk of the shipping type container is considered to be an incongruous feature within a rural landscape, out of place with its surroundings and detrimental to the landscape and scenic beauty of the area.

The unauthorised siting of this shipping type containers is contrary to Purpose 1 of the South Downs National Park Authority, 'To conserve and enhance the

natural beauty, wildlife and cultural heritage of the area', Policy NC5 'Urban Fringe', Policy NC6 'Development in the countryside / downland', Policy NC7 'Sussex Downs Area of Outstanding Natural Beauty or South Downs National Park' and Policy QD1 - Design, (which states that all new buildings must demonstrate a high standard of design and make a positive contribution to the visual quality of the environment) of the Brighton & Hove Local Plan, plus Para 115 of the National Planning Policy Framework (March 2012). (The full text of these policies is attached at Annex 4 of this Notice).

The SDNPA does not consider that planning permission should be given because planning conditions could not overcome these objections.

For the reasons set out above the SDNPA consider it expedient to issue this Enforcement Notice.

5. WHAT YOU ARE REQUIRED TO DO

To remove the shipping container from the property.

6. TIME FOR COMPLIANCE

Three months from the effective date of this Notice.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on Monday 23rd March 2015, unless an appeal is made against it beforehand.

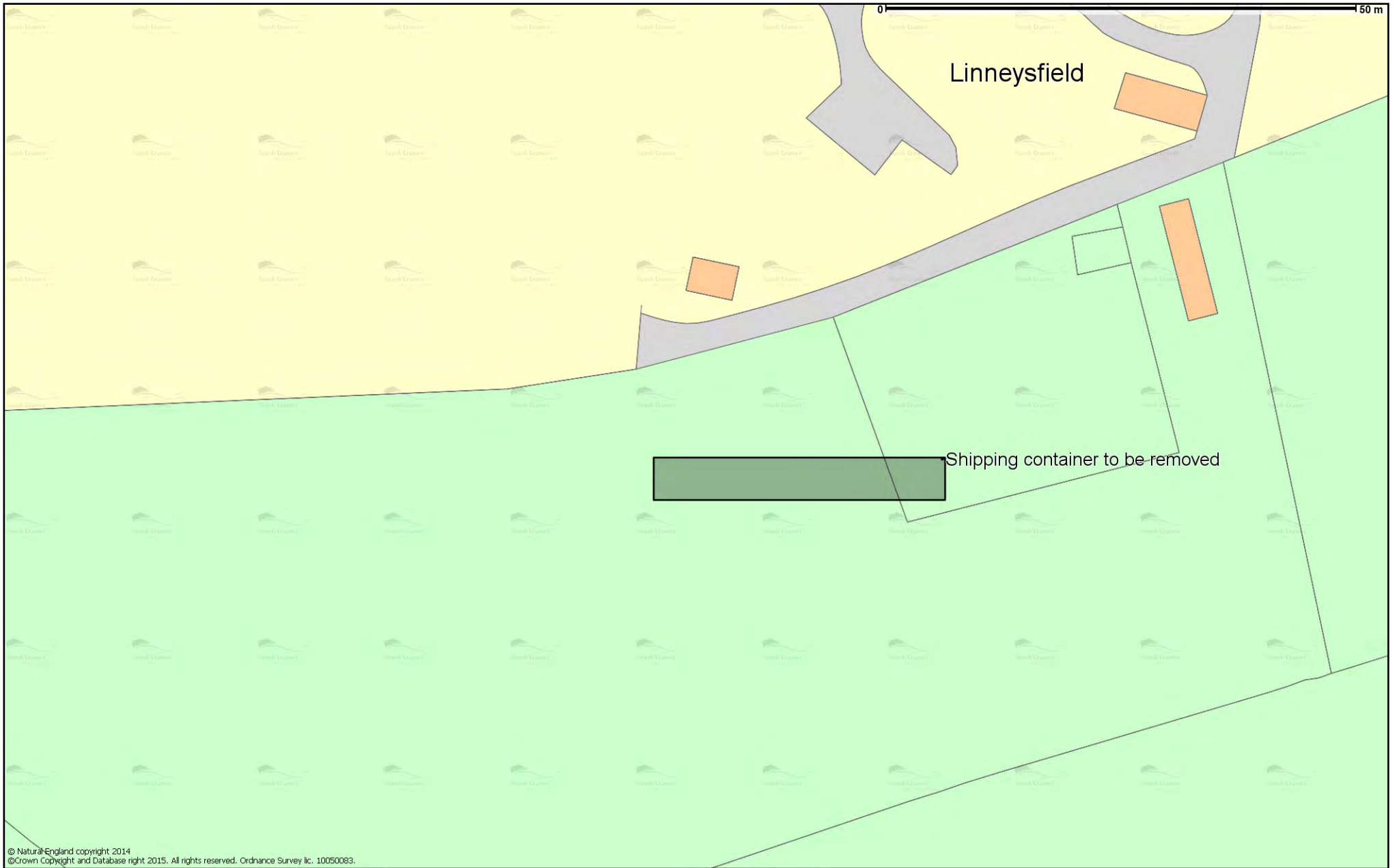
8. TOWN AND COUNTRY PLANNING (ENVIRONMENTAL IMPACT ASSESSMENT)(ENGLAND AND WALES) REGULATIONS 1999

The SDNPA considers that the development is not EIA development. If the development subject of this Notice were to be granted planning permission, an environmental statement would not be required.

Date : 13th February 2015



Signed: Tim Slaney, Director of Planning



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Development Management,
 Enforcement

Scale 1:550



Devils Halt, Devils Dyke Road, Brighton

Shipping container to be removed

