

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: East Hampshire District Council on behalf of the South Downs National Park Authority

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. The Council 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**

26 Station Road, Petersfield, Hampshire GU32 3ES shown edged red on attached plan ("the Land").

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

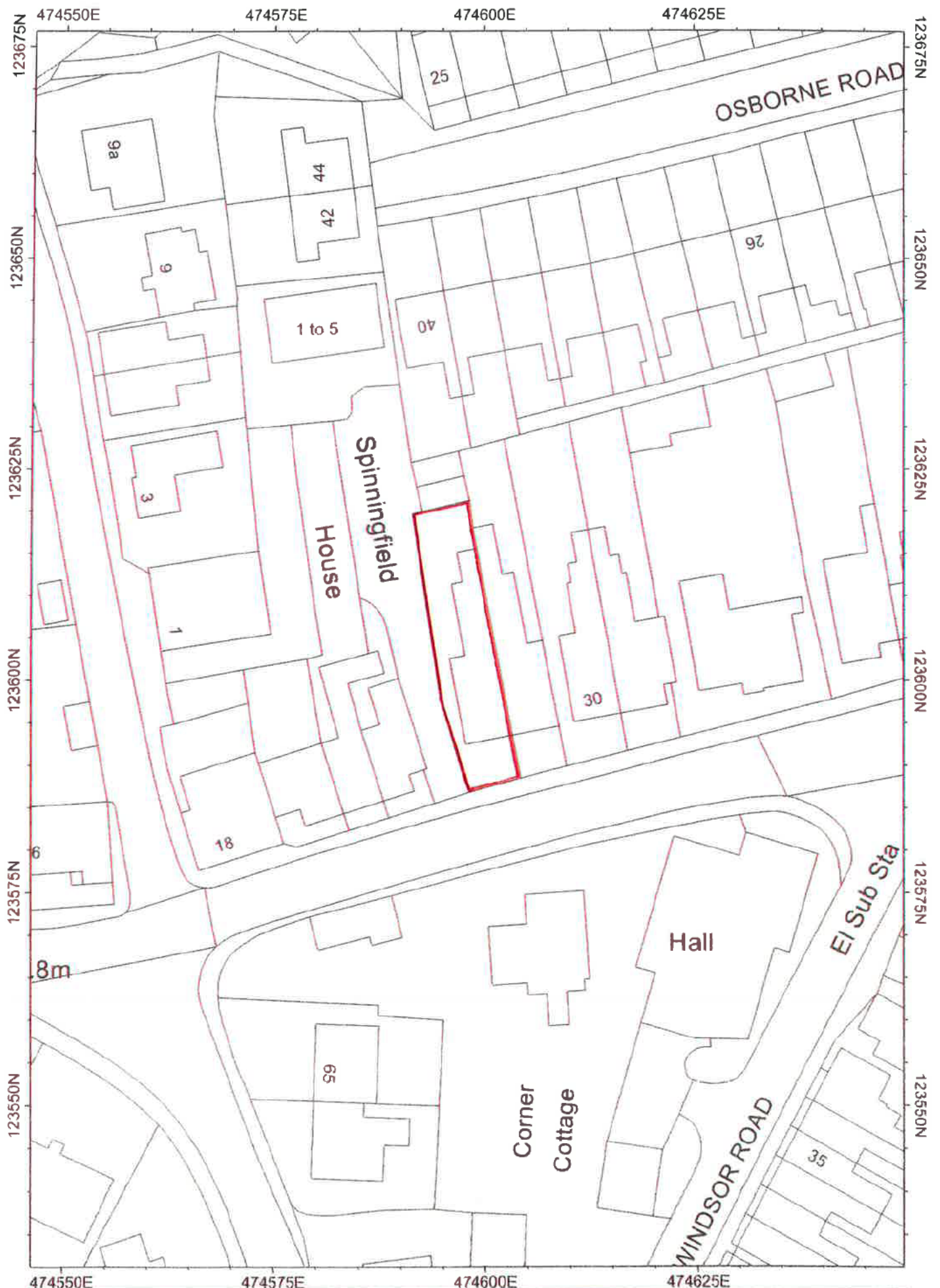
Without planning permission and within the last 4 years, the erection of a fence in excess of 1m in height adjacent to the public highway.

4. **REASONS FOR ISSUING THIS NOTICE**

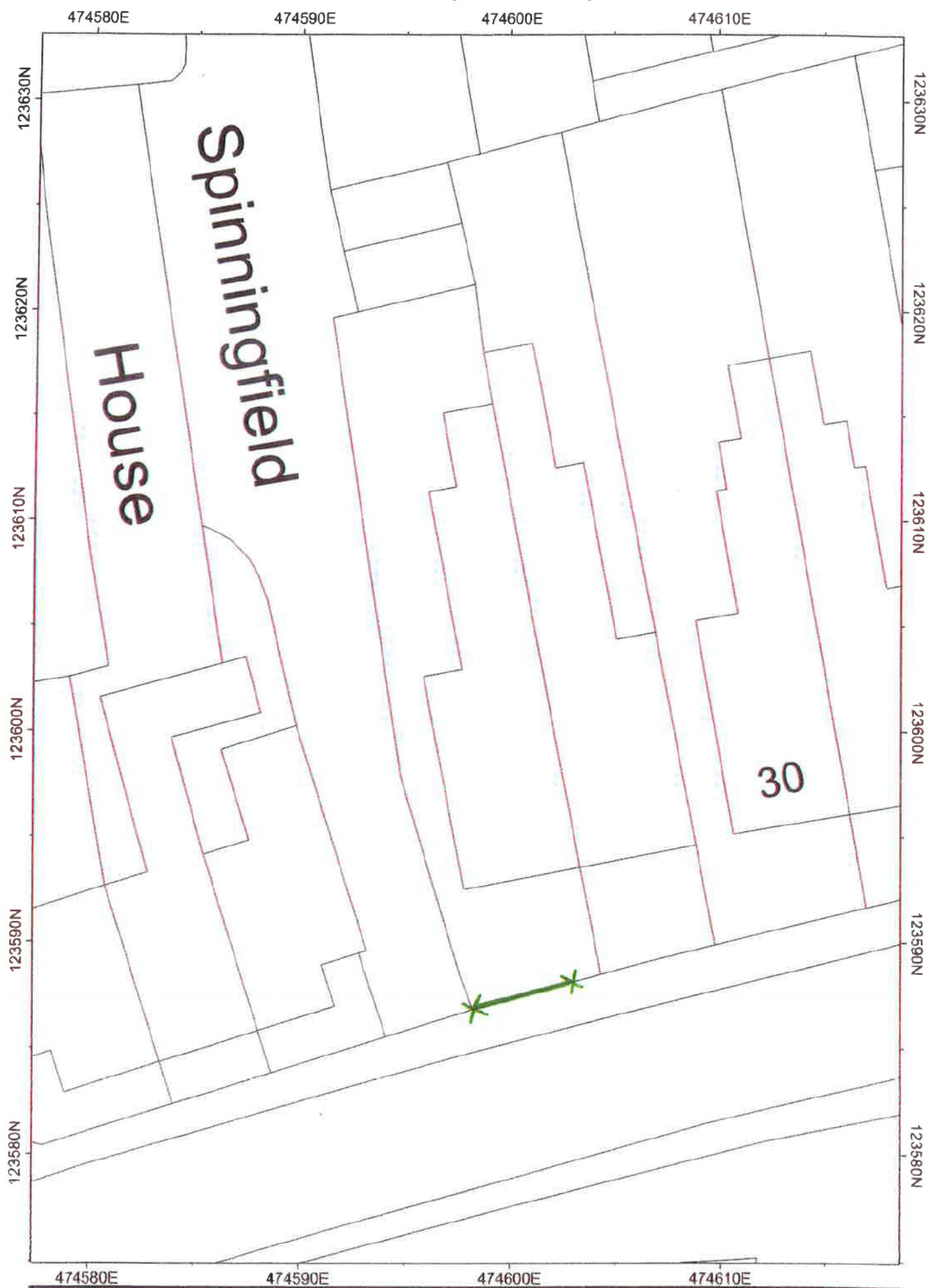
It appears to the Council that the above breach of planning control has occurred within the last 4 years.

Due to its height, massing, visual appearance and proximity to the public highway, the fence is considered to dominate the frontage of the property and constitutes a harsh visually obtrusive feature in the street scene harming to the character and appearance of both the surrounding area being contrary to Policy CP29 of the East Hampshire District Local Plan; Joint Core Strategy, Policy HE2 of the East Hampshire District Local Plan; The site lies within a designated Conservation Area and in the opinion of the Planning Authority the proposal would detract from the character by reason of being an incongruous feature that is out of character with the prevailing character within the street scene and would be contrary to Policy HE1 of the East Hampshire District Local Plan: Second Review and Policies BEP1 and BEP2 of the Petersfield Neighbourhood Development Plan and the National

DataMap v4.1 Map



DataMap v4.1 Map **PLAN B**



Planning Policy Framework read as a whole.

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

5. WHAT YOU ARE REQUIRED TO DO

- 1 To dismantle and remove the fence from the Land between the points marked X - X on the attached Plan B.
- 2 Remove all the resultant debris from the Land.

6. TIME FOR COMPLIANCE: 2 months after this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT


This notice takes effect on 11th April 2017 unless an appeal is made against it beforehand.

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

The Authority 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.

Dated: 09/03/17

Signed:



Alexander Kirk
For Solicitor to the Council

On behalf of: **South Downs National Park Authority**
C/O East Hampshire District Council
Penns Place
Petersfield
Hants
GU31 4EX

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 Secretary of State before the date specified in paragraph 7 of the Notice. Please read the enclosed Planning Inspectorate advice note on how to appeal.

If you appeal and are pleading ground (a) and asking for the deemed planning application to be considered as part of your appeal you must pay a fee of £344.00 to the Council (made payable to "East Hampshire District Council") and this should be sent with a copy of the appeal form.

Your attention is drawn to the attached extracts of the Town & Country Planning Act 1990.

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 of the Notice 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.

SUBMISSION TO SECRETARY OF STATE

If you appeal against this Notice you must submit to the Secretary of State, either when giving notice of appeal or within 14 days from the date on which the Secretary of State sends you a notice so requiring you, a statement in writing specifying the grounds on which you are appealing against the enforcement notice and stating briefly the facts on which you propose to rely in support of each of those grounds.

PERSONS SERVED

The following persons have been served with copies of this Enforcement Notice:

