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**RE: LAND AT REAR OF 99/133 BENETS ROAD, HORNCHURCH**  
**IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY**

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

**ENFORCEMENT NOTICE**

- TO:**
1. The Owner of the said land
  2. The Occupier of the said land
  3. Mr Gerry Barlow of 57 Elmer Gardens, Rainham, Essex. RM13 7BT
  4. Mr David Rayment of 57 Elmer Gardens, Rainham, Essex. RM13 7BT

**ISSUED BY:** London Borough of Havering

1. **THIS IS A FORMAL NOTICE** which is issued by the Council because it appears to the Council that there has been a breach of planning control, under Section 171A(1)(a) 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.

2. **THE LAND AFFECTED**

The land at the rear of 99/133 Benets Road, Hornchurch shown edged black on the attached plan ("the Land")

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

Without planning permission: (1) the erection of fences and gates in excess of 2 metres high, and (2) the formation of hardstanding inside the entry gates

4. **REASONS FOR ISSUING THIS NOTICE**

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

The site lies within the Metropolitan Green Belt.

The unauthorised developments are not ones recognised as appropriate within the Green Belt and they are harmful to its function, character and appearance. The developments are also detrimental to the visual amenities of the area.

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

In making its decision to issue this Notice the Council consider that the unauthorised developments are contrary to the following policies of the Havering Unitary Development Plan: policies ENV1 and GRB2 and their counterpart policies in the Local Development Framework and also Planning Policy Guidance 2: Green Belts.

## 5. WHAT YOU ARE REQUIRED TO DO

- (i) Reduce the height of the boundary fencing and gates on the Land to a height no greater than 2 metres

Time for compliance: 3 months from the effective date of this notice.

- (ii) Remove from the Land all the hardstanding save for the area shown hatched black on the attached plan

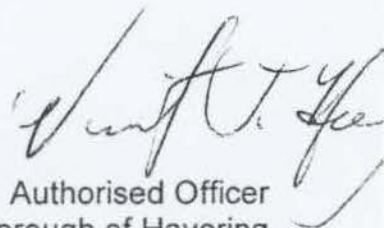
Time for compliance: 3 months from the effective date of this notice.

## 6. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 12 October 2007, unless an appeal is made against it beforehand

Dated: 7 September 2007

Signed:



Authorised Officer  
on behalf of London Borough of Havering  
Town Hall  
Main Road  
Romford RM1 3BD

## YOUR RIGHT OF APPEAL

You can appeal against this Enforcement Notice to the Secretary of State by the 12 October 2007. Further details are given in the attached explanatory note.

## WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this Enforcement Notice, it will take effect on 12 October 2007 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 specified in the Notice.

## FAILURE TO COMPLY WITH AN ENFORCEMENT NOTICE WHICH HAS TAKEN

## EXPLANATORY NOTES

### **STATUTORY PROVISIONS**

A summary of Sections 171A, 171B and 172 to 177 of the Town and Country Planning Act 1990 (as amended) is enclosed with this Notice.

### **YOUR RIGHT OF APPEAL**

You can appeal against this Notice, but any appeal must be in writing and received, or posted (with the postage paid and properly addressed) in time to be received in the ordinary course of the post, by the Secretary of State before 12 October 2007. The enclosed booklet "Enforcement Appeals - A guide to Procedure" sets out your rights. Read it carefully. If you appeal you should use the enclosed appeal forms. Two copies are for you to send to the Secretary of State if you decide to appeal. The other is for you to keep as a duplicate for your own records. You should also send the Secretary of State a copy of the Enforcement Notice.

### **GROUND OF APPEAL**

The grounds of appeal are set out in Section 174 of the Town and Country Planning Act 1991 and are also set out on pages 2 - 5 the enclosed appeal forms.

### **PLANNING APPLICATION FEE**

Should you wish to appeal on ground (a) - that planning permission should be granted for the unauthorised development - then a fee of £675 is payable both to the Secretary of State and to the Council. If the fees are not paid then that ground of appeal will not be valid.

### **STATEMENT ON GROUNDS OF APPEAL**

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 him a notice so requiring him, 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.

### **RECIPIENTS OF THE ENFORCEMENT NOTICE**

The names and addresses of all the persons on whom the Enforcement Notice has been served are:

1. The Owner of the said land
2. The Occupier of the said land
3. Mr Gerry Barlow 57 Elmer Gardens, Rainham, Essex. RM13 7BT
4. Mr David Rayment 57 Elmer Gardens, Rainham, Essex. RM13 7BT



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Front and rear of Benets Road Hornchurch



Map Reference:  
 TQ5587SW

Scale: 1:1000

Date: 11/06/2007






 Ordnance Survey