

Enforcement case ref: ENF/371/25

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990 (As amended by the Planning and Compensation Act 1991 and the Planning and Compulsory Purchase Act 2004)

TEMPORARY STOP NOTICE

SERVED BY: London Borough of Havering herein after referred to as “the Council”

To:

- (1) *Mr Perry Edward Morgan, 1 Brook Court, Blakeney Road, Beckenham, United Kingdom, BR3 1HG*
- (2) *Gertrude Jekyll Ltd, 1 Brook Court, Blakeney Road, Beckenham, United Kingdom, BR3 1HG*
- (3) *The Secretary, Gertrude Jekyll Ltd, 1 Brook Court, Blakeney Road, Beckenham, United Kingdom, BR3 1HG*
- (4) *Owner, Lodge Farm, Park Farm Road, Upminster, RM1 2XU*
- (5) *The Occupiers, Lodge Farm, Park Farm Road, Upminster, RM1 2XU*

1. On **3rd October 2025**, the Council has issued this Temporary Stop Notice alleging that there has been a breach of planning control on the land described in paragraph 4 below.
2. This temporary stop notice is issued by the Council, in exercise of their power in section 171E of the 1990 Act, because they think that it is expedient that the activity specified in this notice should cease on the land described in section 3 below. The Council now prohibits the carrying out of the activity specified in this notice. Important additional information is given in the Annex to this notice.

3. THE REASONS FOR ISSUING THIS NOTICE

The Council considers that there has been a breach of planning control on the land described in paragraph 4 below. The breach of planning control is the carrying out of activities in association with all engineering operations through the deposit of waste to form hard surfaces covering an area in excess of 0.5 hectares

The activities taking place have harmed the character of the area and that it is necessary to cease operations to prevent further harm being caused.

4. THE LAND TO WHICH THIS NOTICE RELATES

Lodge Farm, Park Farm Road, Upminster, RM1 2XU, shown shaded red on the attached plan

5. THE ACTIVITY TO WHICH THIS NOTICE RELATES

1. Without planning permission or prior approval, the carrying out of engineering operations through the deposit of waste to form hard surfaces covering an area in excess of 0.5 hectares.
2. Without planning permission, the carrying out of development, including engineering operations, within 25 metres of the metalled part of Park Farm Road, which is a classified road.
3. Without planning permission, the importation of waste materials onto the land, not in accordance with the limitations and conditions of Class A, Part 6, Schedule 2 of the Town and Country Planning (General Permitted Development) Order 2015, as amended.

6. WHAT YOU ARE REQUIRED TO DO

- 1) To cease all engineering operations at land at Lodge Farm Park, Upminster, RM1 2XU
- 2) Cease the importation of waste materials onto the land
- 3) Cease bringing any plant, machinery and equipment onto the land.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on **3rd OCTOBER 2025** when all the activity specified in this notice shall cease. This notice will cease to have effect on **28th NOVEMBER 2025**

Dated: **3rd OCTOBER 2025.**

Signed: 

George Atta-Adutwum
Deputy Team Leader, Planning Enforcement

On behalf of: London Borough of Havering, Town Hall, Main Road, Romford, RM1 3BB

ANNEXE

WARNING - THIS NOTICE TAKES EFFECT ON THE DATE SPECIFIED IN PARAGRAPH 7.

THERE IS NO RIGHT OF APPEAL TO THE FIRST SECRETARY OF STATE AGAINST THIS NOTICE.

It is an offence to contravene a temporary stop notice after a site notice has been displayed or the temporary stop notice has been served on you (Section 171G of the 1990 Act). If you then fail to comply with the temporary stop notice you will be at risk of **immediate prosecution** in the Magistrates' Court, for which the maximum penalty

is unlimited on summary conviction for a first offence and for any subsequent offence. The fine on conviction on indictment is unlimited.

If you are in any doubt about what this notice requires you to do, you should get in touch **immediately** with **George Atta-Adutwum, Deputy Team Leader, Planning Enforcement**, Town Hall, Main Road, Romford, RM1 3BB, **01708 432157**. If you need independent advice about this notice, you are advised to contact urgently a lawyer, planning consultant or other professional adviser specialising in planning matters. If you wish to contest the validity of the notice, you may only do so by an application to the High Court for judicial review.

S.171G. Temporary stop notice: offences

- (1) A person commits an offence if he contravenes a temporary stop notice—
 - (a) which has been served on him, or
 - (b) a copy of which has been displayed in accordance with section 171E(5).
- (2) Contravention of a temporary stop notice includes causing or permitting the contravention of the notice.
- (3) An offence under this section may be charged by reference to a day or a longer period.
- (4) A person may be convicted of more than one such offence in relation to the same temporary stop notice by reference to different days or periods of time.
- (5) A person does not commit an offence under this section if he proves—
 - (a) that the temporary stop notice was not served on him, and
 - (b) that he did not know, and could not reasonably have been expected to know, of its existence.
- (6) A person convicted of an offence under this section is liable—
 - (a) on summary conviction, to an unlimited fine;
 - (b) on conviction on indictment, to a fine.
- (7) In determining the amount of the fine, the court must have regard in particular to any financial benefit, which has accrued or has appeared to accrue to the person convicted in consequence of the offence.

