



*IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY*

TOWN AND COUNTRY PLANNING ACT 1990  
(AS AMENDED BY THE PLANNING AND  
COMPENSATION ACT 1991)

**BREACH OF CONDITION NOTICE**

SERVED BY: THE COUNCIL OF THE BOROUGH OF HAVANT

TO: MR PATHMANATHAN SIVAKUMAR 35/35a SANDY POINT ROAD HAYLING  
ISLAND HAMPSHIRE PO11 9RR

- 1 **THIS NOTICE** is served by the Council under section 187(A) of the above Act, because they consider that a condition imposed on a grant of planning permission, relating to the land described in paragraph 2 below, has not been complied with. The Council consider that you should be required to comply with the condition specified in this notice. The Annex at the end of this notice contains important additional information.

2 **THE LAND TO WHICH THE NOTICE RELATES**

The land at 35 and 35a Sandy Point Road, Hayling Island Hampshire shown edged boldly in black on the attached plan.

3 **THE RELEVANT PLANNING PERMISSION**

The relevant planning permission to which this notice relates is the permission (under reference number APP/13/00010), granted by the Council on 5 March 2013.

4 **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF CONDITION**

The following Condition has not been complied with: Condition No.3, namely ***"Notwithstanding Condition 1 above, the static caravan hereby permitted to be retained temporarily on site shall be removed from the site within 6 months of the date of this permission"***.

The effect of this condition required the static caravan to have been removed within 6 months of the 5<sup>th</sup> March 2013, therefore by 5<sup>th</sup> September 2013. A site visit undertaken by Council Officers on 16<sup>th</sup> January 2014 revealed the caravan to still be insitu.

Reason:

In the interests of the amenities of the area and occupants of the application site and surrounding dwellings and having due regard to policy CS16 of the Havant Borough Local Plan (Core Strategy) 2011 and National Planning Policy Framework March 2012.

**5 WHAT YOU ARE REQUIRED TO DO**

As the person responsible for the breach of condition specified in paragraph 4 of this notice you are required to comply with the stated condition by taking the following steps:-

- Permanently remove from the site the static caravan the subject of Planning Permission APP/13/00010.

**6 TIME FOR COMPLIANCE**

The period for compliance with the requirement at paragraph 5 above is 28 days beginning with the day on which this notice is served on you.

Dated:

Signed:

A large black rectangular box redacting the signature and the date of the notice.

Authorised signatory

on behalf of: The Council of the Borough of Havant  
Public Service Plaza  
Civic Centre Road  
Havant  
Hampshire PO9 2AX

## ANNEX

### WARNING

THIS NOTICE TAKES EFFECT IMMEDIATELY IT IS SERVED ON YOU IN PERSON OR ON THE DAY YOU RECEIVE IT BY POST

THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE FOR THE ENVIRONMENT AGAINST THIS NOTICE

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. You will then be at risk of immediate prosecution in the Magistrates Court, for which the maximum penalty is £1,000 for a first offence and for any subsequent offence. If you are in any doubt about what this notice requires you to do, you should get in touch immediately with Mrs Ware on (02392) 44 6519.

If you do need independent advice about this notice, you are advised to contact urgently a solicitor, 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.

### NAME AND ADDRESS OF PERSONS ON WHOM THIS NOTICE HAS BEEN SERVED

Mr Pathmanathan Sivakumar  
5 Dulverton Gardens  
Reading  
Berkshire  
RG2 7NX

Mr Pathmanathan Sivakumar  
35/35a Sandy Point Road  
Hayling Island  
Hampshire  
PO11 9RR