

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 IAN SMEDLEY 13 SOUTHBROOK CLOSE HAVANT HAMPSHIRE PO9 1RW

- 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 178A West Street, Havant PO9 1LR 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/12/00341), granted by the Council on 24 May 2012.

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

The following Condition has not been complied with: Condition No.4, namely ***“No jet washers or vacuum cleaners shall be used at the premises other than portable hand vacuums which can be used within the confines of the motor vehicle”.***

Reason: To ensure a satisfactory form of development and to protect the amenities of occupiers of nearby residential properties and having due regard to policies CS16 and DM10 of the Havant Borough Core Strategy 2011 which forms part of the Local Development Framework and National Planning Policy Framework, March 2012.

5 **WHAT YOU ARE REQUIRED TO DO**

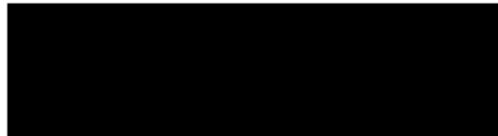
As the person responsible for the breach of condition specified in paragraph 4 of this notice you are required to comply with the stated condition by taking the following steps:-

1. Cease the use of jet washers and vacuum cleaners at the premises other than portable hand vacuums which can be used within the confines of the motor vehicle.

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:

SOLICITOR TO THE COUNCIL

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 Zagros Aumar
178A West Street
Havant
Hampshire
PO9 1LR

Mr Ian Smedley
13 Southbrook Close
Havant
Hampshire
PO9 1RW

Mr Pathiou
178A West Street
Havant
Hampshire
PO9 1LR