

DD number: 01242 264118
Our ref: 19/00451/DCUA
Ask for: Daniel Lewis
e-mail: daniel.lewis@cheltenham.gov.uk

Date:

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

Dear

Re: Unauthorised development at Land Lying to the North of Mill Street, Prestbury, Cheltenham, Gloucestershire

Enclosed by way of service on you is a Temporary Stop Notice issued by the Council concerning the unauthorised development at Land Lying to the North of Mill Street, Prestbury, Cheltenham, Gloucestershire

The Notice will take effect on 8 January 2020. Once the notice has taken effect, you must ensure that the steps required for compliance, specified in part 6 of the notice, are taken within the time allowed for compliance. Failure to comply with the requirements of an Enforcement Notice, once it has taken effect, can result in prosecution and/or remedial action being taken by the Council.

Yours sincerely

Daniel Lewis
Senior Enforcement and Compliance Officer

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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: CHELTENHAM BOROUGH COUNCIL 'the Council'.

To:

1. On 8 January 2020 the Council has issued this temporary stop notice alleging that there has been a breach of planning control on the land described in part 4 below.

2. This temporary stop notice is issued by the Council, in exercise of its power in section 171E of the 1990 Act, because it thinks that it is expedient that the activity specified in this notice should cease on the land described in paragraph 4 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 works that have been undertaken to date are considered by the LPA to constitute a building operation and are therefore considered to be development for which no planning permission or permitted development rights exist.

4. THE LAND TO WHICH THIS NOTICE RELATES

Land Lying to the North of Mill Street, Prestbury, Cheltenham, Gloucestershire
(As shown edged red on the attached plan for identification purposes)

5. THE ACTIVITY TO WHICH THIS NOTICE RELATES

The building operation being undertaken to the largely collapsed "former cider press" located to the South of the land described in part 4 above.

6. WHAT YOU ARE REQUIRED TO DO

Cease all the activity specified in this notice.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on 8 January 2020 when all the activity specified in this notice shall cease. This notice will cease to have effect on 5 February 2020.

Signed:

Date: 8 January 2020

Mr Mike Redman
Director – Environment

on behalf of: Cheltenham Borough Council, Enforcement, Environment, Municipal Offices, Promenade, Cheltenham, Gloucestershire GL50 9SA

ANNEX

WARNING

THIS NOTICE TAKES EFFECT ON THE DATE SPECIFIED IN PART 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 £20,000 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 Daniel Lewis. 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.