

**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**

**Issued by: North East Lincolnshire Borough Council**

1. **This is a formal notice** which is issued by the Council, under Section 187A of the above Act, because the Council considers that conditions imposed on a grant of planning permission DC/669/11/HUM relating to the land described below, have not been complied with. It considers that you should be required to secure compliance with the conditions specified in this notice.

2. **The land affected by the notice**

The land known as 29 Peaks Avenue, New Waltham, Grimsby, North East Lincolnshire DN36 4LN (edged red on the attached plan).

3. **The relevant planning permission**

The relevant planning permission to which this notice relates is the permission granted by the Council on the 10<sup>th</sup> October 2011 as per approved planning application no. DC/669/11/HUM (attached hereto).

4. **The breach of conditions**

The following condition has not been complied with:-

**Condition 1**

Within 3 months of the date of this permission, the fence shall be painted in a colour to be submitted to and agreed in writing by the Local Planning Authority

**Reason**

To ensure an acceptable external appearance and to accord with saved Policy GEN1 of the North East Lincolnshire Local Plan.

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 conditions by taking the following steps:-

**Requirement No. 1**

Paint the fence in the approved colour (Ronseal shed and fence preserver, Harvest Gold)

**Time for Compliance:**

**Requirement No. 1**

28 Days from the date this notice takes effect.

6. **When this notice takes effect**

This notice takes effect immediately it is served on you or you receive it by postal delivery.

Signed: 

Dated: 9<sup>TH</sup> JULY 2012

**On behalf of:** North East Lincolnshire Borough Council

**WARNING**

**There is no right of appeal against the 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 £2,500 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 Miss K Walker, Planning and Transportation Department, Origin One, Origin Way, Europarc, Grimsby DN37 9TZ. Tel. 01472 324998

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. A lawyer will advise you on what this procedure involves.

**Do not leave your response to the last minute**

## NOTICE OF DECISION

**Application Number:** DC/669/11/HUM

**Issuing Authority:** North East Lincolnshire Council

**Applicant's Name and Address:**

Mr & Mrs P Glover  
29 Peaks Avenue  
New Waltham  
Grimsby  
North East Lincolnshire  
DN36 4LN

The following decision has been made upon your application received on **16th August 2011** relating to:-

**Application Site:** 29 Peaks Avenue New Waltham Grimsby N E Lincolnshire

**Proposal:** Erection of single storey extension to rear & boundary wall

**Granted subject to:-**

- 1 Condition**  
Within 3 months of the date of this permission, the fence shall be painted in a colour to be submitted to and agreed in writing by the Local Planning Authority.  
  
Reason  
To ensure an acceptable external appearance and to accord with saved Policy GEN1 of the North East Lincolnshire Local Plan.
- 2 Reason for Approval**  
Retention of these proposals would not unduly harm the character of the area or the amenities of neighbouring properties. The application has been approved in accordance with the North East Lincolnshire Local Plan, particularly saved Policy GEN1.

This Notice is issued on behalf of the Local Planning Authority.

**Signed:**



**Dated:** 10th October 2011

**Marc Cole**

**Official Capacity:** Executive Director of Regeneration



# Location Map



## Details

Plotting in MapInfo made easier

Drawn by

walkek2

Scale  
1:1250

Date

06/07/2012

File Pathname / Project / Drawing No.

Rev  
No.

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