

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: North East Lincolnshire Borough Council

To: Mr Andrew McQuillan, 28 Humberston Avenue, Humberston, Grimsby, North
East Lincolnshire DN36 4SP

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 DM/0793/16/FULA relating to the land described below, have not been complied with. The Council consider that you should be required to comply with the conditions specified in this notice.

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

The land known as 28 Humberston Avenue, Grimsby, North East Lincolnshire (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 9th December 2016 as per approved planning application no (attached hereto).

4. **The breach of conditions**

The following conditions have not been complied with:-

Condition 1

Within three months of the date of this permission details of the landscaping of the wall to include planting details, type, number and spacing of plants shall be submitted to and approved in writing by the Local Planning Authority. All planting shall be carried out within 6 months of the date of this permission or within such longer time as agreed in writing by the Local Planning Authority. All planting shall thereafter be so retained.

Reason

To ensure authorised works are regularised and in the interests of visual amenity, 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

Install trellis and planting in strict accordance with the boundary wall plan, number GW/AM/HA/16 (Revised Jan 2016) as approved under DM/1193/16/CND (copy attached)

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: 7th March 2018

On behalf of: North East Lincolnshire Borough Council

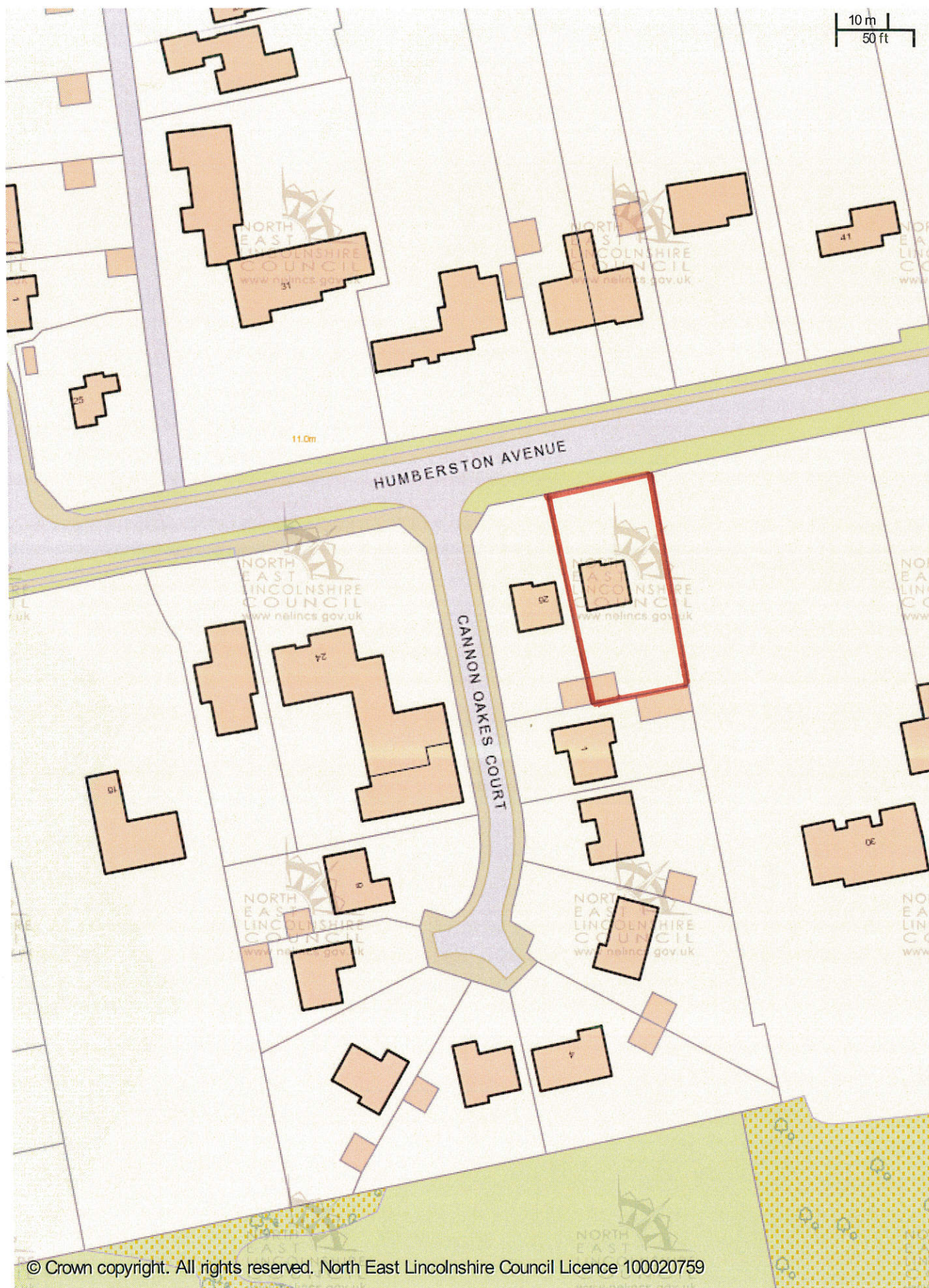
WARNING

There is no right of appeal to The Secretary Of State for The Environment 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 Two, 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



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Scale: 1:1000

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GEOFF WAGSTAFF
Architectural Draughtsman and Designer

tel. 01472 812650

Proposed boundary wall.

28 Humberston Avenue Humberston
North East Lincolnshire DN36 4SP

scale 1 : 50 dwg. GW/AM/HA/16
REVISED JAN 2017

