

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: [name of Council]

To: [name[s] of person[s] responsible for the alleged breach of condition]

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

2. THE LAND TO WHICH THE NOTICE RELATES

Land at [address of land], shown edged in [a distinctive colour] 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 [date of issue of permission] for [description of development] Ref [Council's reference number].

4. THE BREACH OF CONDITION

The following condition[s] (has)(have) not been complied with:

[State the terms of each condition which has not been complied with.]

- (1)
- (2)
- (3)

5. WHAT YOU ARE REQUIRED TO DO

As the person responsible for the breach[es] of condition[s] specified in paragraph 4 of this notice, you are required to [comply](secure compliance) with the stated condition[s] by taking the following steps:

[State clearly the steps to be taken in order to secure compliance with the condition[s] in paragraph 4 above.]

- (1)
- (2)
- (3)

[and] [ceasing the following activities:]

[State clearly the activities which must cease in order to secure compliance with the condition[s] in paragraph 4 above.]

- (1)
- (2)
- (3)

Period for compliance: [not less than 28 days] beginning with the day on which this notice is served on you. [Different periods may be specified for each requirement].

Dated: [Date of notice]

Signed: [Council's authorised officer]

On behalf of: [Council's name and address]

Nominated Officer: [Name of contact officer]

Telephone Number: [of Nominated Officer]

ANNEX

WARNING

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

THERE IS NO RIGHT OF APPEAL TO THE SECRETARY OF STATE FOR COMMUNITIES AND LOCAL GOVERNMENT AGAINST THIS NOTICE.

It is an offence to contravene the requirements 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 [standard level 4] 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 [Council's nominated officer to deal with enquiries, address and telephone number].

If you do 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.