

**RE: LAND AT RAW INC., CROW METALS ESTATE, CROW LANE, ROMFORD, ESSEX
RM7 0EE**

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

**TOWN AND COUNTRY PLANNING ACT 1990
(as amended by the Planning and Compensation Act 1991)**

ENFORCEMENT NOTICE

ISSUED BY: London Borough of Havering (herein after referred to as "the Council")

1. **THIS IS A FORMAL NOTICE** which is issued by the Council because it appears to the Council that there has been a breach of planning control, under Section 171A (1)(a) of the above Act, at the land described below. They consider that it is expedient to issue this Notice, having regard to the provisions of the development plan and to other material planning considerations.

2. **THE LAND AFFECTED**

The land at Raw Inc, Crow Metals Estate, Crow Lane, Romford, Essex RM7 0EE, showed edged in black on the attached plan.

3. **THE BREACH OF PLANNING CONTROL ALLEGED**

Without benefit of planning permission material change of premises occupied by Raw Inc. from B1, B2 and B8 use to D2 (Gym activities). (shown shaded on the attached plan)

The above operation results in breach of conditions 2 and 13 of planning permission P0962.11.

Condition 2 states:

The development hereby permitted shall not be carried out otherwise than in complete accordance with the approved plans and specifications.

Condition 13 states:

No operation/ activities shall be carried out on the site outside the hours of 08.00 and 18.00 Mondays to Fridays and the hours of 08.00 and 15.00 on Saturdays. No operations shall be carried out at any time on Sundays, Bank or public holidays.

4. **REASONS FOR ISSUING THIS NOTICE**

1. It appears to the Council that the above breaches of planning control have occurred "within the last TEN years" and that steps should be taken to remedy the breach by Section 173 4(a) or to remedy any amenity or injury which has been caused by the breach.
2. The above operations result in breaches of conditions 2, & 13 of planning permission P0962.11.

Condition 2 states:

The development hereby permitted shall not be carried out otherwise than in complete accordance with the approved plans and specifications.

Condition 13 states:

No operation/ activities shall be carried out on the site outside the hours of 08.00 and 18.00 Mondays to Fridays and the hours of 08.00 and 15.00 on Saturdays. No operations shall be carried out at any time on Sundays, Bank or public holidays.

3. The material change of unit occupied by RAW Inc to gym facilities results in an adverse impact to the character and appearance of the streetscene, contrary to Policy DC61 of the Local Development Framework
4. The material change of unit occupied by RAW Inc. results in unsafe vehicular movements onto Crow Lane causing vehicular conflict and with insufficient visibility splay causing danger to pedestrians, contrary to Policy DC32 of the Local Development Framework.
5. The material change of unit occupied by RAW Inc for gym activities in service yard including staff car, motorcycle and cycle parking area results in unacceptable loss of vehicle and bicycle parking area for other users of this area staff resulting in increased demand for on-site and on-street parking detrimental to the functioning of the Crow Metals site, the residential amenity of the area and the functioning of the road network, contrary to Policies DC32 and DC33 of the Local Development Framework and Policy W5 of the Joint Waste DPD.
6. The material change of unit occupied by RAW Inc. in service yard including staff car, motorcycle and cycle parking area for outdoor activities results in unacceptable levels of noise disturbance to occupiers of nearby residential properties in Jutsums Lane, contrary to Policies DC55 and DC61 of the Local Development Framework.

The Council does not consider that planning permission should be granted because conditions attached to any consent would not overcome these problems.

5. WHAT YOU ARE REQUIRED TO DO

The Enforcement Notice requires, within 3 months from the effective date:

1. Cease the use of the unit occupied by RAW Inc.; and
2. Cease the use of the forecourt for outdoor gym facilities; and
3. Remove all equipment and accessories associated in connection with unauthorised use; and
4. Remove all rubbish, building materials, rubble and other accumulated items from the site.

6. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 23rd January 2017, unless an appeal is made against it beforehand

Dated: 12th December 2016

Signed: David Colwill
Name: David Colwill

Team Leader, Planning Enforcement and Appeals

Authorised Officer
on behalf of London Borough of Havering

5th Floor
Mercury House
Mercury Gardens, Romford RM1 3SL

YOUR RIGHT OF APPEAL

You can appeal against this Enforcement Notice to the Secretary of State no later than 23rd January 2017. Further details are given in the attached explanatory note.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this Enforcement Notice, it will take effect on 23rd January 2017 and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period specified in the Notice.

FAILURE TO COMPLY WITH AN ENFORCEMENT NOTICE WHICH HAS TAKEN EFFECT CAN RESULT IN PROSECUTION AND/OR REMEDIAL ACTION BY THE COUNCIL.

EXPLANATORY NOTES

STATUTORY PROVISIONS

A summary of Sections 171A, 171B and 172 to 177 of the Town and Country Planning Act 1990 (as amended) is enclosed with this Notice.

YOUR RIGHT OF APPEAL

You can appeal against this Notice, but any appeal must be in writing and received, or posted (with the postage paid and properly addressed) in time to be received in the ordinary course of the post, by the Secretary of State before 23rd January 2017

If you intend to appeal against this Notice you should follow the instructions given on the information sheet from the Planning Inspectorate which accompanies this Notice.

GROUNDINGS OF APPEAL

The grounds of appeal are set out in Section 174 of the Town and Country Planning Act 1990 (as amended) you may appeal on one or more of the following grounds:-

- (a) that, in respect of any breach of planning control which may be constituted by the matters stated in the Notice, planning permission ought to be granted, as the case may be, the condition or limitation concerned ought to be discharged;
- (b) that those matters have not occurred;
- (c) that those matters (if they occurred) do not constitute a breach of planning control;
- (d) that, at the date when the notice was issued, no enforcement action could be taken in respect of any breach of planning control which may be constituted by those matters;
- (e) that copies of the Enforcement Notice were not served as required by section 172;
- (f) that steps required by the notice to be taken, or the activities required by the notice to cease, exceed what is necessary to remedy any breach

of planning control which may be constituted by those matters or, as the case may be, to remedy any injury to amenity which has been caused by any such breach;
(g) that any period specified in the notice in accordance with section 173(9) falls short of what should reasonably be allowed.

Not all these grounds may be relevant to you.

PLANNING APPLICATION FEE

Should you wish to appeal on ground (a) - that planning permission should be granted for the unauthorised development - then a fee of (~~£385 X 2~~) **£770** is payable to the Council. If the fees are not paid then that ground of appeal will not be valid.

STATEMENT ON GROUNDS OF APPEAL

You must submit to the Secretary of State, either when giving notice of appeal or within 14 days from the date on which the Secretary of State sends him a notice so requiring, a statement in writing specifying the grounds on which you are appealing against the Enforcement Notice and stating briefly the facts on which you propose to rely in support of each of those grounds.

RECIPIENTS OF THE ENFORCEMENT NOTICE

The names and addresses of all the persons on whom the Enforcement Notice has been served are:

Raw Inc.
Company number 08531984
Training Facility
Or The Occupiers
Crow Lane, Romford, Essex, RM7 0ES

Thomas White
Raw Inc.
Training Facility
Or The Occupiers
Crow Lane, Romford, Essex, RM7 0EE

Chloe White
Raw Inc.
Training Facility
Or The Occupiers
Crow Lane, Romford, Essex, RM7 0EE

Sarah Baker
Raw Inc.
Training Facility
Or The Occupiers
Crow Lane, Romford, Essex, RM7 0EE

Chloe Baker
32 Melton Gardens
Romford RM1 2AS

Thomas White
28 Birchdale Gardens
Romford RM6 4DU

I.P.M. Personal Pension Trustees Limited (Co. Reg. No. 03029085)
Of Cambridge House,
Campus 6,
Caxton Way, Stevenage, Hertfordshire SG1 2XD

Barclays Bank PLC (Co. Reg. 1026167) of
UK Banking Service Centre
P O Box 299, Birmingham B1 3FF

Company Secretary
Crow Metals Ltd
Haslers
Old Station Road, Loughton, Essex IG10 4PL

Company Secretary
Crow Metals Ltd
Crow Lane, Romford, Essex, RM7 0EE

The Occupiers
Crow Metals Ltd
Crow Lane, Romford, Essex, RM7 0EE

Occupiers of Car Wash
Crow Metals Ltd
Crow Lane, Romford, Essex, RM7 0EE

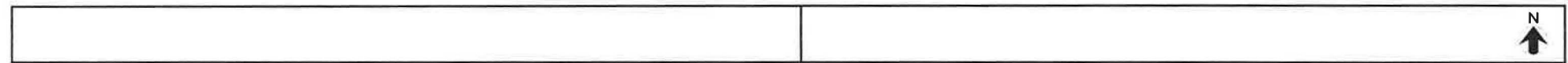
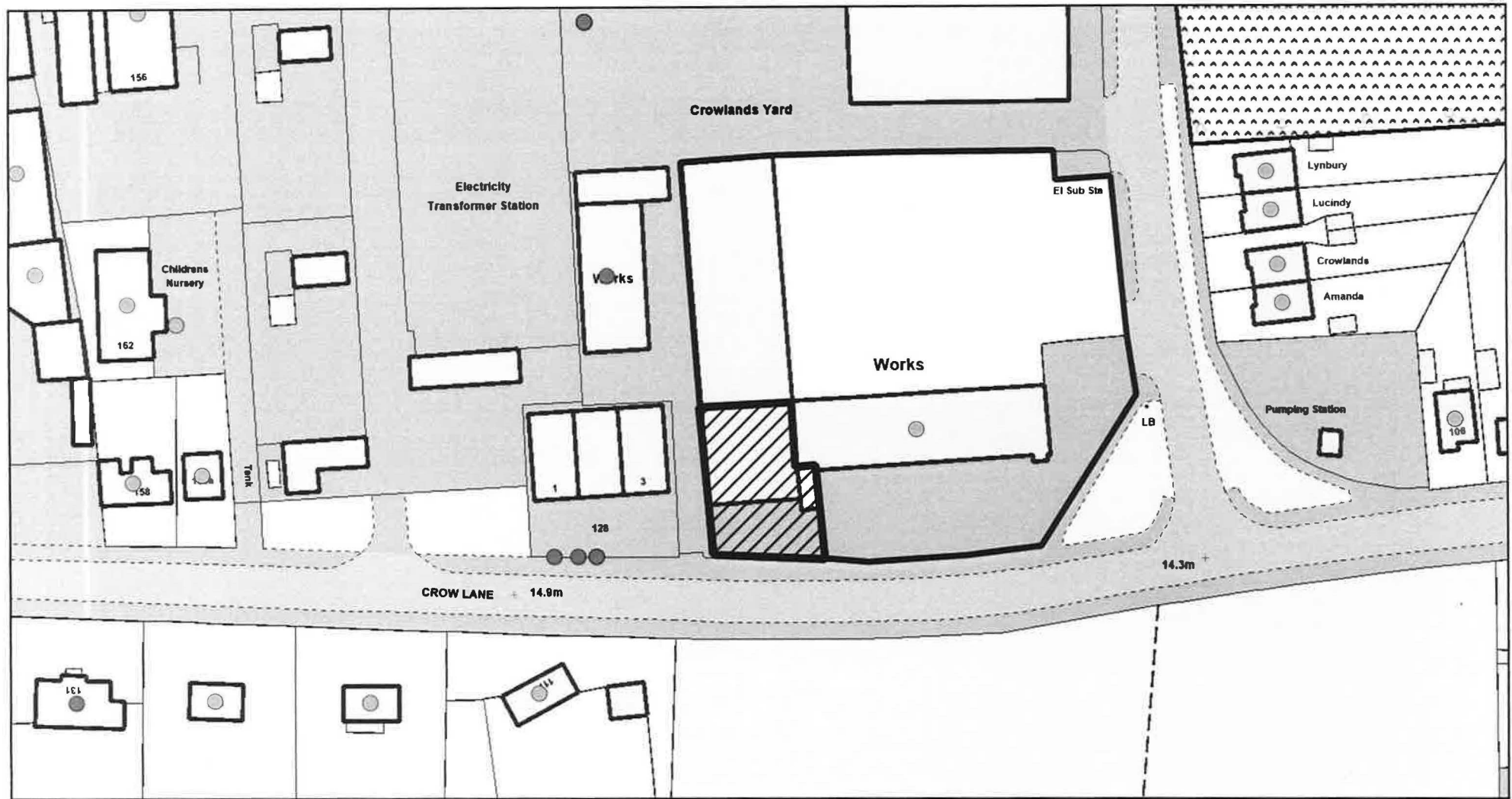
Ace Welding & Powder Coating Services
Or The Occupiers
Unit 1 Crow Metal Estate
Crow Lane, Romford, Essex, RM7 0EE

Crow Lane Garage
Or The Occupiers
Unit 2 Crow Metal Estate
Crow Lane, Romford, Essex, RM7 0EE

We buy your used car
Or The Occupiers
Unit 3 Crow Metals Estate
Crow Lane, Romford, Essex, RM7 0EE

Superbia Automotive Ltd
Or The Occupiers
Unit 4 Crow Metal Estate
Crow Lane, Romford, Essex, RM7 0EE

Fifth Avenue Cars
Or The Occupiers
Unit 5 Crow Metals Estate
Crow Lane, Romford, Essex, RM7 0EE



Scale: 1:1000
 Date: 08 December 2016
 Size: A4



London Borough of Havering
 Town Hall, Main Road, Romford, RM1 3BD
 Tel: 01708 434343

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