



RE: Temporary Telecommunications Base Station, Grass Verge adjacent to Hacton Lane, Hornchurch Essex. (NGR : 554710E, 186370N)

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

ENFORCEMENT NOTICE

- TO:**
1. The Owner of the said land and property
 2. The Occupier of the said land and property
 3. CTIL and Telefonica UK Limited, 260 Bath Road, Slough, Berkshire SL1 4DX.
 4. Mono Consultants Limited, 48 Vincent Street, Glasgow, G2 5TS.
 5. The Mayor and Burgesses of the London Borough of Havering, Attn. Legal Department, Town Hall , Main Road Romford RM1 3SL

ISSUED BY: London Borough of Havering

1. **THIS IS A FORMAL NOTICE** which is issued by the London Borough of Havering ("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. The Council considers 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**

Temporary Telecommunications Base Station, Grass Verge adjacent to Hacton Lane, Hornchurch Essex. (NGR : 554710E, 186370N) and shown outlined in bold Red on the attached plan ("the land").

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

The unauthorised siting of an existing temporary telecommunications mast , generator and base station for Telefonica (UK) Limited on the grass verge adjacent to Hacton Lane, Hornchurch Essex (NGR 554710E, 186370N).

4. REASONS FOR ISSUING THIS NOTICE

- (a) **The telecommunications mast and equipment cabinets would, by reason of their siting, height and appearance adjacent to existing street furniture, appear as a dominant and visually intrusive feature in the street scene, harmful to the visual amenities of the area contrary to Policies DC61 and DC64 of the LDF Core Strategy.**

5. WHAT YOU ARE REQUIRED TO DO

- (i) **Remove the telecommunications mast, generator and associated fencing, cables, concrete blocks, timber sleepers, guide ropes, machinery and cabinets related to the base station from the land.**

Time for compliance: One (1) month from the effective date of this notice.

6. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on 22 January 2016, unless an appeal is made against it beforehand

Dated: 22 December 2015

Signed:



Authorised Officer
on behalf of London Borough of
Havering
Town Hall
Main Road, Romford RM1 3BD

YOUR RIGHT OF APPEAL


You can appeal against this Enforcement Notice to the Secretary of State
By 22 **January 2016**. Further details are given in the attached explanatory note.


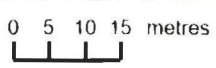
WHAT HAPPENS IF YOU DO NOT APPEAL


If you do not appeal against this Enforcement Notice, it will take effect
On 22 **January 2016** 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.**



<p>Grass verge adjacent to Hacton Lane Hornchurch Essex RM14 2NX</p>	<p>55471E, 186370N</p> 
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	<p>Scale: 1:1000</p> <p>Date: 16 December 2015</p> 
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	<p>London Borough of Havering Town Hall, Main Road Romford, RM1 3BD Tel: 01708 434343</p>	<p>© Crown copyright and database rights 2015 Ordnance Survey 100024327</p>
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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 31 March 2015.

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.

GROUND 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

If you intend to appeal against the notice on ground (a) - that planning permission should be granted for the unauthorised development - then a fee of **£385.00** is payable to the Council and a fee of **£385.00** to the Secretary of State, making a total of **£770.00**. If the fee is 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 him, 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:

1. The Owner of the said land and property.
2. The Occupier of the said land and property.
3. CTIL and Telefonica UK Limited, 260 Bath Road, Slough, Berkshire SL1 4DX.
4. Mono Consultants Limited, 48 Vincent Street, Glasgow, G2 5TS.
5. The Mayor and Burgesses of the London Borough of Havering, Attn. Legal Department, Town Hall , Main Road Romford RM1 3SL