

Encl.

Compliance Case No. ENF/2019/00015

ENFORCEMENT NOTICE

PLANNING AND BUILDING (JERSEY) LAW 2002

- 1. This Notice** is issued pursuant to the powers conferred under Article 40 of the Planning and Building (Jersey) Law 2002 because it appears that a breach of development controls has occurred at the land stated below. Article 5 of the above Law defines the meaning of development and Article 7 of that Law states that land shall not be developed without planning permission.
- 2. This Notice relates to land at: Le Clos D'Or, La Grande Rue, St Mary, JE3 8BD,** shown edged by a bold red line on the attached plan.

3. The Breach of Development Controls:

Breach of Condition 2 of Planning Permission RC/2014/1949 relating to hours of operation.

Breach of Condition 6 of Planning Permission RC/2014/1949 relating to the use of P30 vehicles.

- 4. The reason for serving this Notice:** It appears that;
 - a. The above breach of development controls has occurred within the last 8 years.
 - b. The variation of conditions no.2 and 6 (of RC/2014/1949) as per the Retrospective Planning Application considered (RC/2019/0199) was refused on 24/10/2019.

- 5. By way of a notice and for the following reason you are hereby required to adhere to Condition 2 & Condition 6 of RC/2014/1949 as follows;**

Condition 2

No machinery shall be operated, no process shall be carried out and no deliveries taken at or despatched from the site outside the following times;

- 08.00 – 18.00 Monday to Friday
- 08.00 – 12.00 Saturdays

nor at any time on Sundays or Public Holidays

Condition 6

No uses which require to be serviced by vehicles with special "P" plates shall be carried on from the building/site.

6. **Period of compliance:** within 28 days after the issue of this Notice.
7. **What will happen if this Notice is not complied with:** If you fail to comply with this Notice, you may be liable to prosecution under the appropriate Article of the Planning and Building (Jersey) Law 2002 for developing land without the benefit of planning permission as well as failing to comply with an Enforcement Notice.
8. **Your rights of appeal:** In accordance with Article 109 of the above Law, you may appeal against the Notice, in writing to the Greffier no later than the end of the period of 28 days beginning with the date of issue of the Notice. The date of the issue of the Notice shall be taken as the date stated below.

SIGNED: 

On this Date: 19/11/2019

For and on behalf of the Chief Officer