

Compliance Case No. CMP/2020/00057

Enforcement No. ENF/2020/00007

## **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:** Field No. MY761, La Rue de la Prairie, St. Mary; Field No. MY769, La Rue de la Prairie, St. Mary; Field No. MY770, La Rue de la Prairie, St. Mary; Field No. MY771, La Rue de la Frontiere, St. Mary; Field No. MY772, La Rue de la Frontiere, St. Mary; and, Field No. L78, La Rue des Varvots, St. Lawrence, shown edged RED on the attached plan.
3. **The Breach of Development Controls:** Without planning permission: Unauthorised development comprising the siting of 11no steel containers (as shown marked 'X' on the attached plan).
4. **The Reason for Issuing the Notice:** The breach of development controls has occurred within the last 8 years.  
The site lies within the Green Zone wherein there is a presumption against development. Planning permission has not been approved for the siting of steel containers which are not in use for any purpose ancillary to the lawful operations of the land. The siting of the containers has an incongruous appearance detrimental to the character of the area and the Green Zone and fails to satisfy the requirements of policies NE7, GD7, GD1, SP4 and EIW5 of the 2011 Island Plan Revised 2014. The department consider planning permission should not be approved because a planning condition could not overcome these objections.
5. **You are required to:** Permanently remove the containers from the land.
6. **Period of compliance:** By the 31 December 2020.
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.

**Growth, Housing and Environment  
Regulation**

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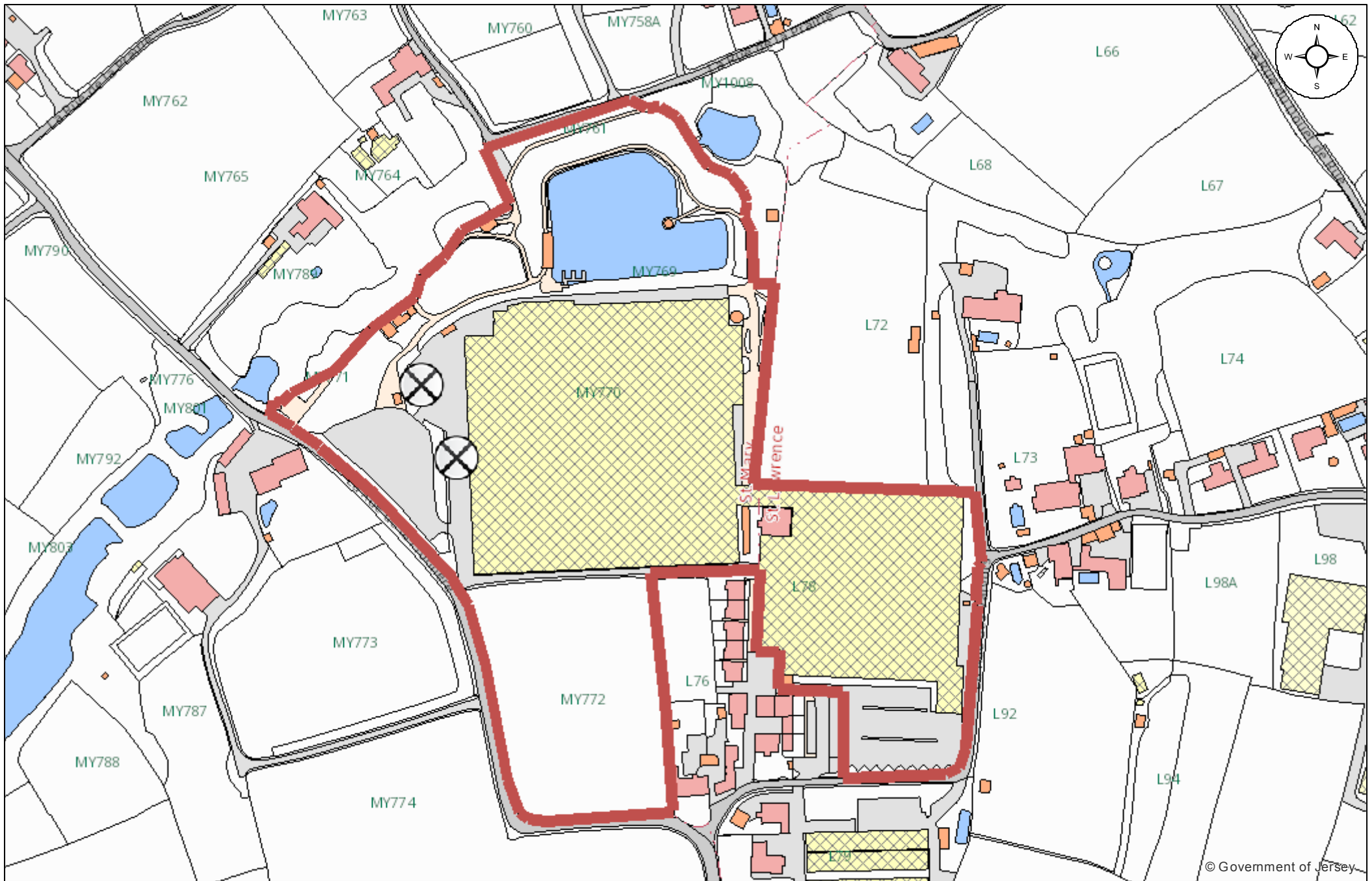


SIGNED:



For and on behalf of the Chief Officer

On this Date: 24/09/2020



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0 0.05 0.1 0.2 km

# Location Plan

SCALE 1:2,500

Date: 24/09/2020

