

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: SOUTH KESTEVEN DISTRICT COUNCIL

1. THIS NOTICE is issued by the Council because it appears to them that there has been a breach of planning control, within 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. The Annex at the end of the notice and the enclosures to which it refers contain important additional information.

2. THE LAND TO WHICH THE NOTICE RELATES

Land at Brandon Wood Clay Shooting Ground, Stubton Gorse Farm, Brandon Road, Stubton, shown edged in red on the attached plan.

3. THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL

The Material Change of Use of land through the carrying out of Clay Pidgeon Shooting (Sui Generis) without permission, and breach of condition 1 of S00/0471, shooting in excess of 50 days a year.

4. REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the above breach of planning control has occurred within the last 10 years.

The expansion of shooting activities on the land above and beyond the extant planning permissions, without relevant conditions in place to mitigate the harm caused is not compliant with policies SD1, SP5, E5, E7, EN2, EN4, DE1 and ID2 of the South Kesteven District Council Local Plan 2011- 2036, Policy NE1 of the Stubton Neighbourhood Plan, the relevant guidance from the Noise Policy Statement for England and Sections 2, 4, 6 and 15 of the National Planning Policy Framework.

The Council do not consider that planning permission should be granted, because planning conditions could not overcome these objections to the development.

5. WHAT YOU ARE REQUIRED TO DO

1. Ensure that the Land, shaded blue, is used for Clay Pigeon shooting or other shooting activities as permitted by planning permission S00/0471, by not shooting on more than 50 days per calendar year and limiting shooting activities to group bookings rather than a public pay and enter enterprise. A copy of the Decision Notice related to S00/0471 and relevant letters have been attached to this Notice.
2. Cease all Clay Pigeon shooting or other shooting activities on any Land not shaded blue within the land edged red.

6. TIME FOR COMPLIANCE

2 months from the date this Notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This Notice takes effect on **19th January 2024** unless an appeal is made against it beforehand.

Signed:

Emma Whittaker

Assistant Director of Planning

On behalf of: South Kesteven District Council

Nominated Officer: Matthew Johnstone

Telephone Number: 01476 406080

Dated:

14th December 2023

ANNEX

YOUR RIGHT OF APPEAL

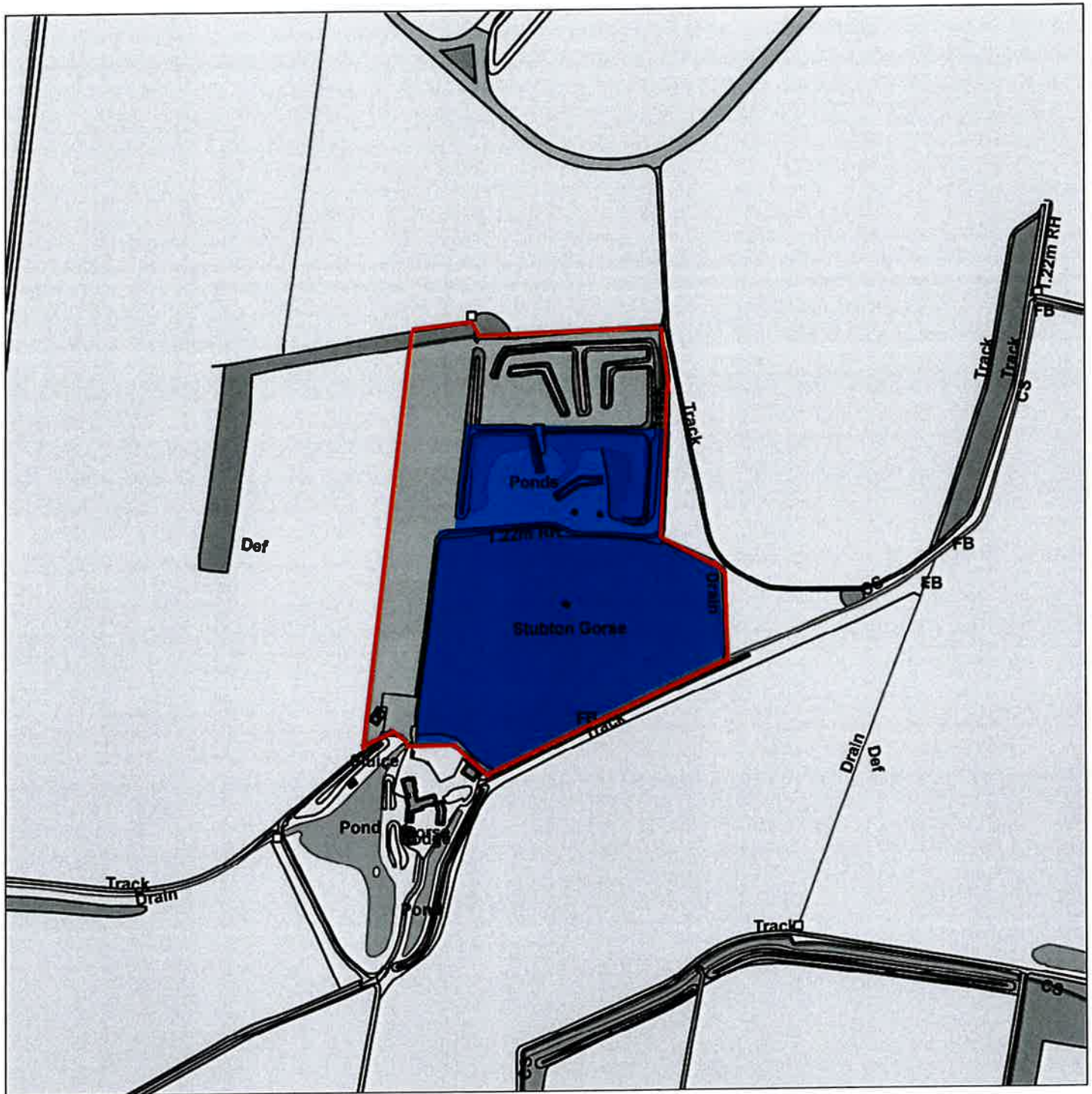
You can appeal against this notice, but any appeal must be received or posted in time to be received by the Secretary of State before the date specified in paragraph 7 of the Notice.

The enclosed information sheet published by the Planning Inspectorate gives details of how to make an appeal
Link to <http://www.planningportal.gov.uk/uploads/pins/eninfosheet.pdf>

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this Enforcement Notice, it will take effect on the date specified in paragraph 7 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 paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.

Land at Brandon Wood Clay Shooting Ground, Stubton Gorse Farm, Brandon Road, Stubton



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