

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

TOWN AND COUNTRY PLANNING ACT 1990

BREACH OF CONDITION NOTICE

TO: Mr Hani Shokri Zaki Basali, 424 Lynmouth Avenue, Morden, Surrey SM4 4RU

Mr Hani Shokri Zaki Basali, c/o London Property Business Limited, 11 Murray Street, London SW1 9RE

Mr Hani Shokri Zaki Basali, c/o London Property Business Limited, Co Saga, 1a Hollybush Place, London E2 9QX

Mr Hani Shokri Zaki Basali, Flat 5, Keith House, Wyvil Road, London SW19

Mr Hani Shokri Zaki Basali, Flat 4, 7 Collingham Road, London SW5 0NT

Mr Hani Shokri Zaki Basali, c/o Mr M Robinson, 31 Whitford Gardens, Mitcham Surrey CR4 4AB

ISSUED BY THE LONDON BOROUGH OF MERTON

1. **THIS IS A FORMAL NOTICE** issued by the Council under Section 187A of the above Act, because it considers that a condition imposed on a grant of planning permission relating to the land described below has not been complied with. The Council considers that you should be required to comply or secure compliance with the condition specified in this notice.

2. **THE LAND AFFECTED**

Land at 424 Lynmouth Avenue, Morden, Surrey SM4 4RU in the London Borough of Merton shown edged red on the attached plan ('the Land').

3. **THE RELEVANT PLANNING PERMISSION**

Planning permission reference 05/P2762 was granted by the Council on 9 January 2006 for conversion of a single family dwelling house into 2 x 1 bedroom flats incorporating a single storey rear extension, subject to conditions. A copy of the planning permission is attached.

4. **THE BREACH OF CONDITION**

The following condition attached to planning permission reference 05/P2762 has not been complied with:

Condition 2

The facing materials used in the development hereby permitted shall match the original facing materials of the existing buildings in type, colour, dimensions and in the case of brickwork, bond, coursing and pointing.

Reason for condition

To ensure a satisfactory appearance of the development.

5. WHAT YOU ARE REQUIRED TO DO

As the person responsible for the breach of the condition specified in paragraph 4 of this notice, you are required to comply or secure compliance with the stated condition by taking the following steps:

1. Render and paint the flank walls of the ground floor rear extension in order to match the existing building.
2. Paint the rear wall of the ground floor extension in order to match the existing building.

Time for compliance: within one month of this notice taking effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect immediately it is served on you.

Dated: 22 October 2009

Signed:.....



Head of Civic and Legal Services

Address to which all communication should be sent:-

Head of Civic and Legal Services, London Borough of Merton, Merton Civic Centre,
London Road, Morden, Surrey SM4 5DX (Ref: CS/LEG/RO/ENVP1547)

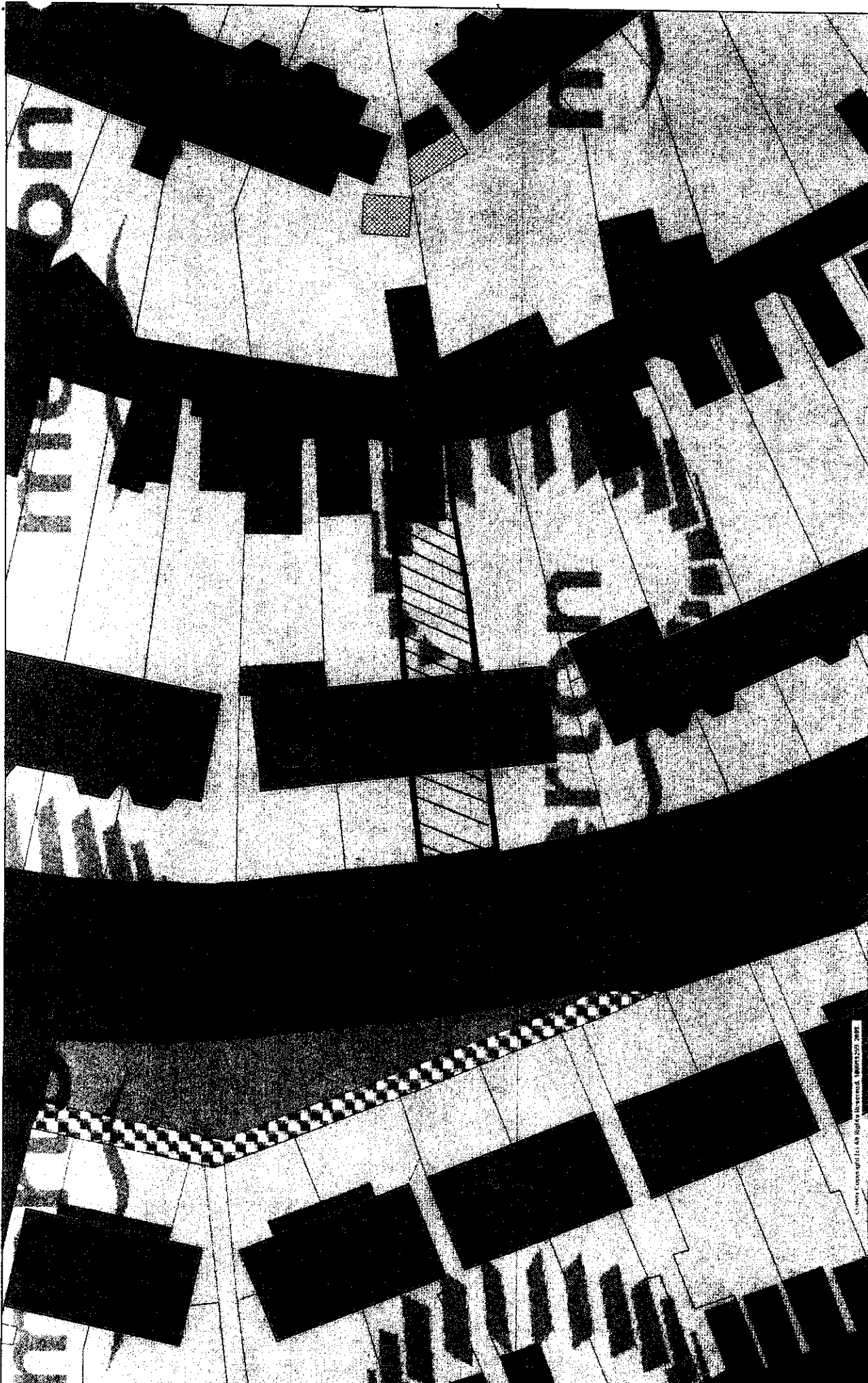
WARNING: THERE IS NO RIGHT OF APPEAL AGAINST THIS NOTICE

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period.

You will then be at risk of immediate prosecution in the Magistrates' Court for which the maximum penalty is £1,000.

If you are in any doubt about what this notice requires you to do, you should contact the Council's Planning Enforcement Officer, Leigh Harrington on 0208 545 3836.

If you wish to challenge the validity of this notice, you may only do so by an application to the High Court for judicial review. A lawyer will advise you of what this procedure involves.



London Borough of Merton
100 London Road
Morden
Surrey
SM4 5DX

Scale 1/248

Date 13/8/2009

424 Lynmouth Avenue

Morden SM4 4RU

This map is based on Ordnance Survey material with the permission of Ordnance Survey on behalf of HMSO. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or Civil proceedings. London Borough of Merton 100019259. 2009

Crown Copyright for Air Rights Reserved. 100019259. 2009