

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY
TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED BY THE
PLANNING AND COMPENSATION ACT 1991)

ENFORCEMENT NOTICE – 14/E0607

Operational Development

ISSUED BY: THE LONDON BOROUGH OF MERTON ('the Council')

1. **THIS IS A FORMAL NOTICE** which is issued by the Council because it appears to them that there has been a breach of planning control, under 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.
2. **THE LAND AFFECTED**

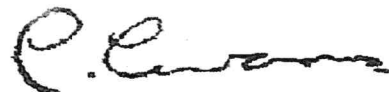
The land and property known as Date Valley School, Mitcham Court, Cricket Green, Mitcham CR4 4LB shown edged red on the plan attached ("the Premises")
3. **THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission the erection of a shelter ['the Unauthorised Structure'] in the playground of the Premises
4. **REASONS FOR ISSUING THIS NOTICE**
 - 1) The Unauthorised Structure has not existed for more than four years.
 - 2) The 'Unauthorised Structure' by reason of its size, siting and design fails to preserve or enhance the appearance of the Mitcham Cricket Green Conservation Area contrary to Policies DM D2 – Design considerations in all developments and DM D4 - Managing heritage assets of Merton's Sites and Polices Plan 2014, CS14 - Design of the Merton's Core Planning Strategy adopted July 2011 and 7.4 - Local Character, 7.6 – Architecture & 7.8 - Heritage assets and archaeology of the London Plan 2011.
5. **WHAT YOU ARE REQUIRED TO DO**
 - a) Demolish the Unauthorised Structure
 - b) Remove all resultant debris from the Premises as a result of compliance with the requirement of step 5(a) above
6. **TIME FOR COMPLIANCE**

Three calendar months after this notice takes effect.
7. **WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on **25th May 2016**, unless an appeal is made against it beforehand.

Dated: **15th April 2016**



Signed... ..
Assistant Director of Corporate Governance
South London Legal Partnership
on behalf of the Council of the London Borough
of Merton

Address to which all communication should be sent:-

Paul Evans, Head of Legal Services, South London Legal Partnership, Gifford House, 67c St Helier Avenue, Morden, Surrey, SM4 5DX (Ref: CS/LEG/HB/511-517)

ANNEX

YOUR RIGHT OF APPEAL

You can appeal against this notice in writing to the Secretary of State, but any appeal must be received, or posted in time to be received, by the Planning Inspectorate before the notice takes effect. The enclosed Explanatory Note and Information Sheet set out the procedure to be followed if you wish to appeal.

FEE PAYABLE FOR THE DEEMED APPLICATION

If your ground of appeal is, or includes ground (a) that planning permission should be granted, you must include with your appeal a fee, which is double that payable for a normal planning application. The total fee payable is **£770** that must be paid by way of a cheque made out to the London Borough of Merton

The fee can be sent with your appeal form.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on the date indicated above and you must then ensure that the notice is complied with. Failure to comply with an enforcement notice that has taken effect, is a criminal offence and can result in legal proceedings and/or remedial action by the Council.

PERSONS SERVED WITH A COPY OF THIS ENFORCEMENT NOTICE

1. AMBERCROFT PROPERTIES LIMITED of 7th Floor, Dashwood House, 69 Old Broad Street, London EC2M 1QS
2. LEE MARTIN ISAACS of Apartment 4, West Lawn, Broadfield Way, Aldenham, Watford, Hertfordshire WD25 8DF
3. DATE VALLEY SCHOOL TRUST of Mitcham Court, Cricket Green, Mitcham, Surrey, CR4 4LB
4. THE OCCUPIER of Date Valley School, Mitcham Court Cricket Green, Mitcham CR4 4LB

If you believe that there is someone else who should be served with a copy of the enforcement notice/s please let that person and the Council know as soon as possible.

