

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

**OPERATIONAL DEVELOPMENT**  
**ENFORCEMENT NOTICE – 14/E0143**

**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 21 Church Road, Mitcham CR4 3BE - as shown edged red on the plan attached ("the Premises")

3. **THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission 'the erection of a bicycle shelter' ("the Unauthorised Structure")

4. **REASONS FOR ISSUING THIS NOTICE**

- (i) The Unauthorised Structure has not existed for more than four years.
- (ii) The Unauthorised Structure by reason of its size, siting and design, detracts from the setting of the Grade II listed building and fails to preserve or enhance the appearance of the Mitcham Cricket Green Conservation Area.
- (iii) Overall, it conflicts with Policies DM D2 – Design considerations in all developments and DM D4 - Managing heritage assets of Merton's Sites and Policies 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 and Section 7 & 12 of the National Planning Policy Framework.

5. **WHAT YOU ARE REQUIRED TO DO**

- a) Dismantle the Unauthorised Structure and remove all resultant debris, paraphernalia and associated fixtures and fittings from the Premises.

6. **TIME FOR COMPLIANCE** - One calendar month after this notice takes effect.

7. **WHEN THIS NOTICE TAKES EFFECT**

This notice takes effect on **25<sup>th</sup> August 2015**, unless an appeal is made against it beforehand.

Dated: **14<sup>th</sup> July 2015**

Signed..........

Assistant Director of Corporate Governance South  
London Legal Partnership on behalf of the Council

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/511-540)

## **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 **£344** 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.

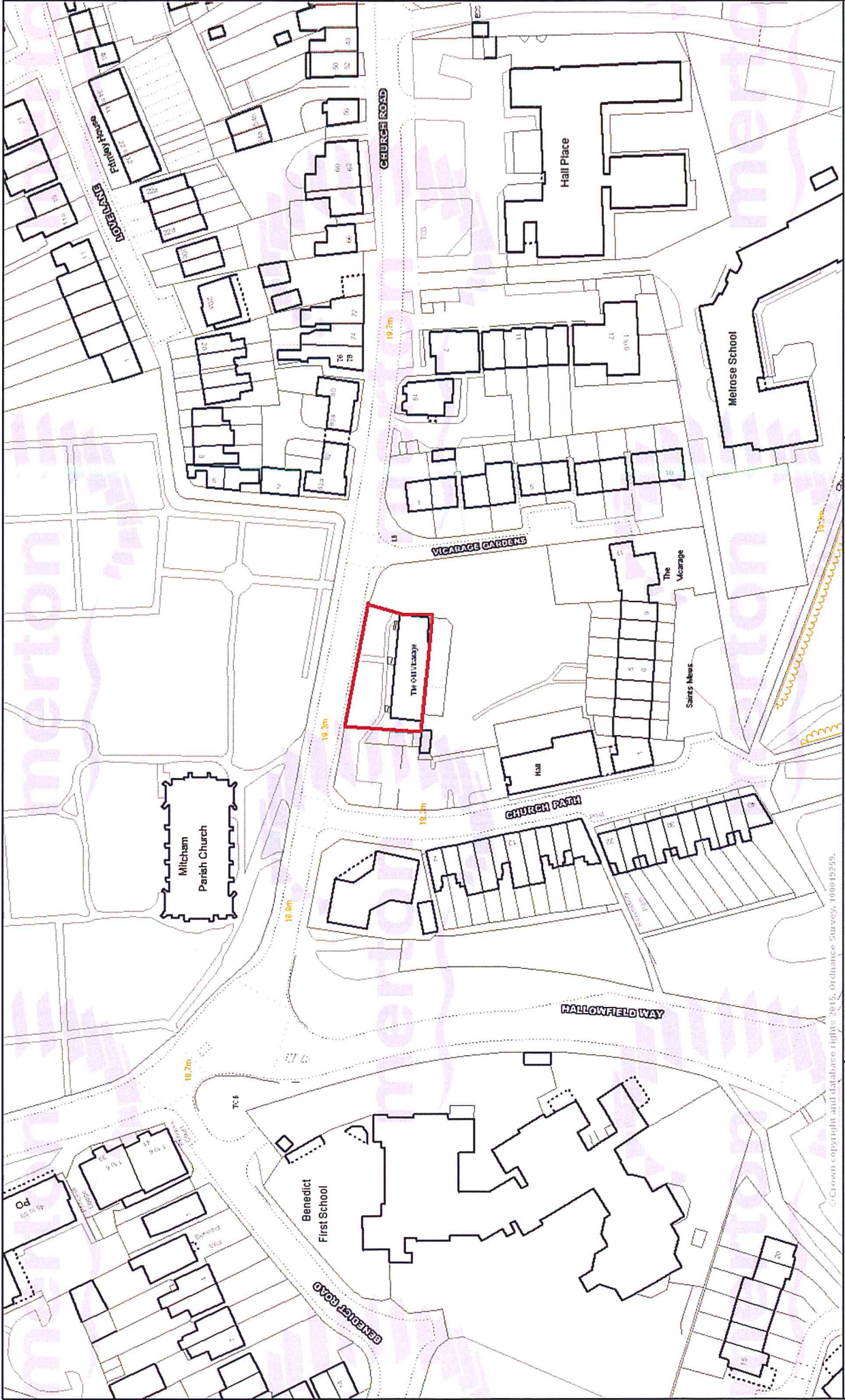
### **WHAT HAPPENS IF YOU DO NOT APPEAL**

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 resulting in unlimited fines and/or remedial action by the Council.

### **PERSONS SERVED WITH A COPY OF THIS ENFORCEMENT NOTICE**

1. Amicushorizon Limited, Grosvenor House, 125 High Street, Croydon CR0 9XP
2. The Company Director of Amicushorizon Limited, Grosvenor House, 125 High Street, Croydon CR0 9XP.
3. The Company Secretary of Amicushorizon Limited, Grosvenor House, 125 High Street, Croydon CR0 9XP
4. the Occupier, 21 Church Road, Mitcham CR4 3BE
5. The Occupier of Flat 1, 21 Church Road, Mitcham CR4 3BE

**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.**



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

Scale 1/1250

Date 8/7/2015

21 Church Road

Mitcham. CR4 3BE

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**DEVELOPMENT CONTROL**

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