

**IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**TOWN AND COUNTRY PLANNING ACT 1990**

**ENFORCEMENT NOTICE – OPERATIONAL DEVELOPMENT**

ISSUED BY THE LONDON BOROUGH OF MERTON

1. **THIS IS A FORMAL NOTICE** issued by the Council because it appears that there has been a breach of planning control under Section 171A(1)(a) of the above Act, at the land described below. The Council considers it expedient to issue this notice, having regard to the provisions of the development plan and to other material considerations.

2. **THE LAND AFFECTED**

**Land at 15 Toynbee Road, Wimbledon, London, SW20 8SH** in the London Borough of Merton shown edged red on the attached plan ('the Land').

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

Without planning permission the erection of a glass and brick built single storey rear conservatory extension at 15 Toynbee Road, Wimbledon, London, SW20 8SH on the Land.

4. **REASONS FOR ISSUING THIS NOTICE**

- (a) It appears to the Council that the above breach of planning control has occurred within the last four years.
- (b) The extension is contrary to the following policies of the Merton Unitary Development Plan (adopted 2003):

BE1: Conservation Areas, New Development, Change of Use, Alterations and Extensions

BE15: New Buildings and Extensions; Daylight, Sunlight, Privacy, Visual Intrusion and Noise

BE23: Alterations and Extensions to Buildings

Copies of the above policies are attached.

London Borough of Merton

**- 5 JAN 2009**

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

Planning Development Contr

- (a) Remove the unauthorised glass and brick single storey rear conservatory extension
- (b) Remove all materials resulting from the above from the Site

Time for Compliance: within 3 months from the date this notice takes effect.

- 5 JAN 2009

6. **WHEN THIS NOTICE TAKES EFFECT**

Planning Development Control

This notice takes effect on **6<sup>th</sup> February 2009** unless an appeal is made against it beforehand.

Dated: 30<sup>th</sup> December 2008

Signed.....  
For Interim 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/SO/ENVP1397)

**YOUR RIGHT OF APPEAL**

You can appeal against this notice by using the Enforcement Notice Appeal forms enclosed with this notice or by submitting an appeal online ([www.planningportal.gov.uk/pcs](http://www.planningportal.gov.uk/pcs)). Please note however that any appeal must be received, or posted in time to be received, by the Planning Inspectorate before the date this notice takes effect. The enclosed booklet "Making Your Enforcement Appeal" sets out your rights and the procedure to be followed. Read it carefully. You should also read sections 171-177 of the Act which are also enclosed. If you decide to appeal, you should send two copies of the enclosed appeal forms and one copy of the enforcement notice, to the Planning Inspectorate. The other appeal form and the other copy of the enforcement notice are for you to keep for your own records.

**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 **£300**.

Half the fee is payable to the Planning Inspectorate and half to the Council.

You should therefore send:

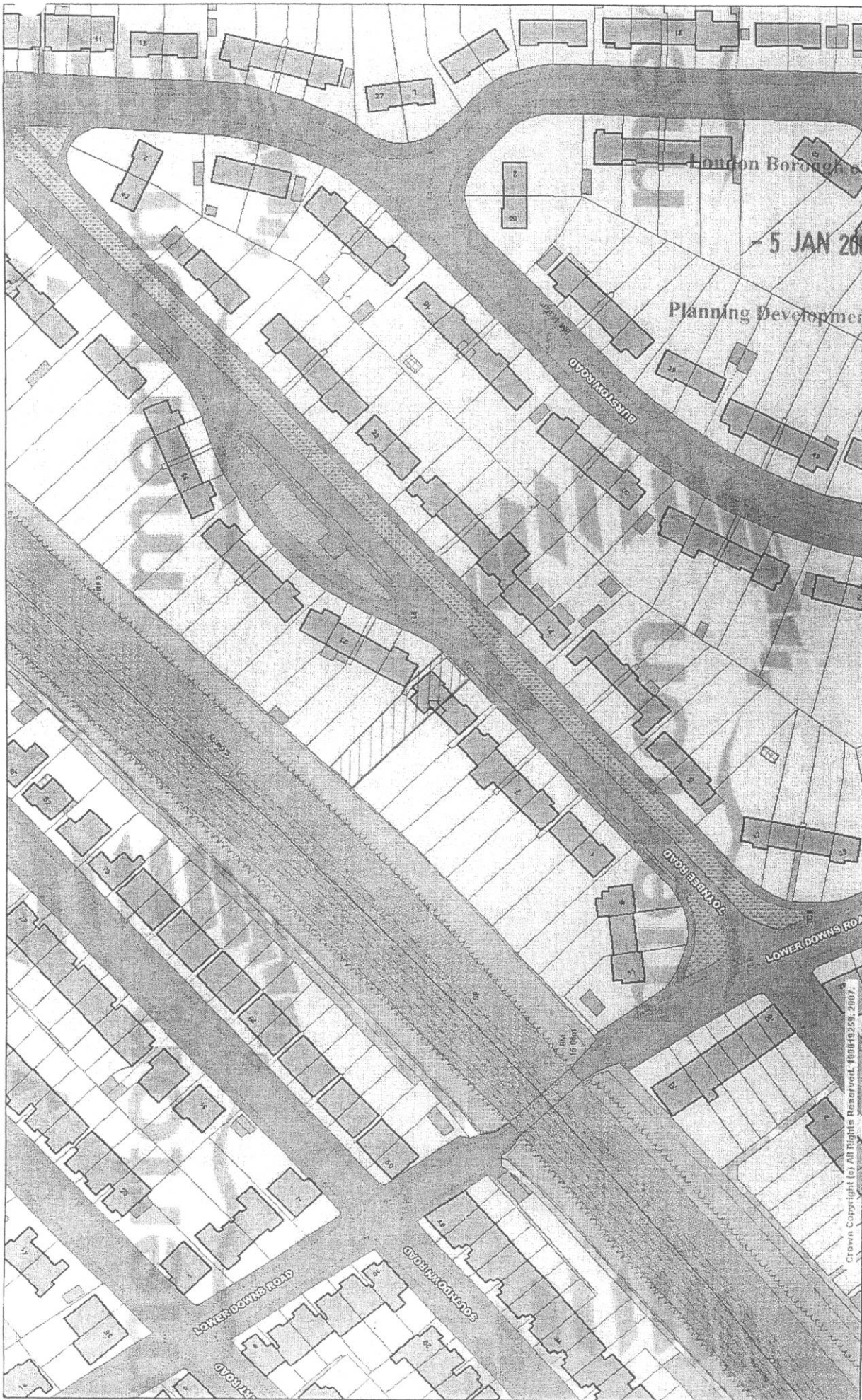
One cheque for **£150** payable to 'DCLG' to the Planning Inspectorate

One cheque for **£150** payable to 'London Borough of Merton' to the Council

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.



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

Scale 1/1250  
 Date 29/8/2007  
 GB

15 Toynbee Rd  
 Wimbledon

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DEVELOPMENT CONTROL

LH 23/a/8