

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 6 Pollard Court Pollard Road Morden Surrey SM4 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 on the Land of a wall/fence in excess of 1 metre in height where adjacent to a highway.

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 fence, by virtue of it's height and proximity to the public highway, is considered to be visually intrusive and harmful to the character and appearance of the surrounding street-scene.
- (c) The fence is contrary to the following policies of the London Borough of Merton Unitary Development Plan (October 2003):

BE.15: New Buildings and Extensions; Daylight, Sunlight, Privacy, Visual Intrusion and Noise.

BE.22: Design of New Development

BE.23: Alterations and Extensions to Buildings

Copies of the above policies are attached.

5. WHAT YOU ARE REQUIRED TO DO

- (a) Remove the fence from the Land

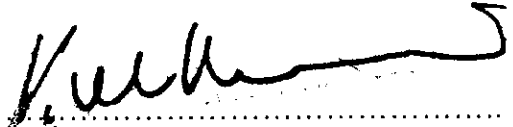
or

- (b) Reduce the height of the fence on the Land to no more than 1 metre in height above ground level.
- (c) Remove from the Land all materials and debris resulting from compliance with (a) or (b) above.

Time for Compliance: within one month from the date this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

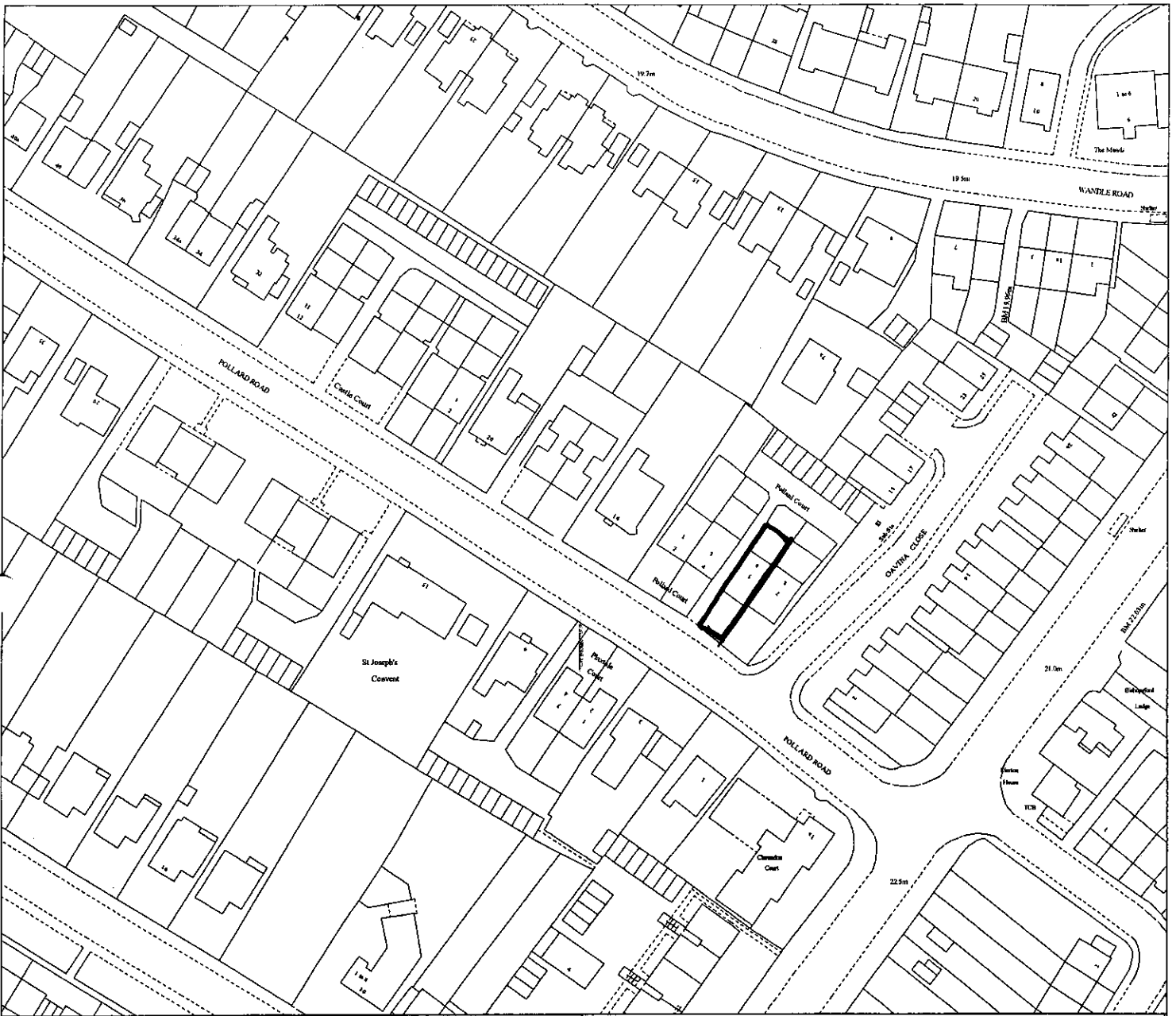
This notice takes effect on *16 February* 200*6*
unless an appeal is made against it beforehand.

Dated: *5 January 2006* 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/2005P468)

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/pes). 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.



LONDON BOROUGH OF MERTON
Environmental Services Department

Civic Centre, London Road, Morden, Surrey, SM4 5DX
Telephone: 020 8543 2222 Web: www.merton.gov.uk

6 Pollard Court

Scale = 1: 1250

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