

Monday 4th July 2011

Owner/Occupier

Dear Sir/Madam,

Re: "28 DAY NOTICE" - DALE FARM, BILLERICAY

This is a "28 Day Notice" relating to the decision of Basildon Borough Council to pursue enforcement action for breaches of planning control specified in enforcement notices relating to the above land.

THE COUNCIL HEREBY GIVES YOU NOTICE THAT on 13th December 2007 and 17th May 2011 it resolved to take direct action under s. 178 of the Town and Country Planning Act 1990 by entering onto the land shown edged red on the attached plan and taking any steps necessary to secure compliance with the requirements of extant enforcement notices. The continued breach of these notices is a criminal offence under section 179 of The Town and Country Planning Act 1990.

You are hereby given notice that you should comply with the requirements of these outstanding enforcement notices and make arrangements to vacate the land by midnight on 31st August 2011.

If you fail to do so it is the Council's intention to commence an operation to clear the site during September 2011, which will include the removal of all portable and fixed structures, hardcore and hard standings, etc. currently on site where these breach the requirements of the enforcement notices.

IT SHOULD BE NOTED THAT

- (i) under s. 178 the Council is able to recover from the person who is then the owner of the land any expenses reasonably incurred in entering the land and taking the steps necessary to comply with the requirements of the said enforcement notices;
- (ii) under s. 178 any person who willfully obstructs a person acting in the exercise of powers under s. 178 is guilty of a criminal offence.

This step means that you are now threatened with homelessness and that you may need to make a homeless application if you have not already done so. Please note that any enforcement action will not be suspended or delayed whilst any homeless application is being determined and accordingly it is extremely important that if you have not already made a homeless application that you do so as a matter of urgency. Similarly, if you have a homeless application pending you should ensure that any information needed from you to ensure this is processed quickly is provided without further delay. Contact details for these purposes can be found in the covering letter to this notice.

