



Corporate Services

Civic Centre, Stockwell Close, Bromley, BR1 3UH

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Direct Line: 020 8461 7647

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Internet: www.bromley.gov.uk

Our ref: L15 T58.4070

BY RECORDED DELIVERY

Killoughery Properties Limited

43a Willow Lane

Mitcham

Surrey

CR4 4NA

Enforcement Ref: 21/00270/CHANGE

Legal Ref: L15 T58.4070

8TH November 2021

Dear Sir/Madam

LAND AT LOWER HOCKENDEN FARM, HOCKENDEN LANE, SWANLEY, KENT BR8 7QH

Please find attached a Planning Contravention Notice in respect of the above property.

Please carefully read the notice.

It is a criminal offence if you fail, without reasonable cause, to comply with any requirement of the notice within 21 days beginning with the day on which it is served on you. In addition the Council may take enforcement action against you

If you are in any doubt at all as to what you should do in order to comply with the requirements in the notice, please contact the above officer without delay.

You may wish to seek independent legal advice.

Yours faithfully

Marion Paine

Marion Paine

Lawyer

Planning, Litigation and Licensing

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

LONDON BOROUGH OF BROMLEY

**TOWN AND COUNTRY PLANNING ACT 1990 (as amended by the
PLANNING AND COMPENSATION ACT 1991)**

PLANNING CONTRAVENTION NOTICE

SERVED BY: The London Borough of Bromley

1. **THIS NOTICE** is served by the Council because it appears that there may have been a breach of planning control, within Section 171A(1) of the above Act, at the land described below. It is served on you as a person who appears to be the owner or occupier of the land or has another interest in it, or who is carrying out operations in, on, over or under the land or is using it for any purpose. The Council requires you, in exercise of its powers under Section 171C(2) and (3), so far as you are able, to provide certain information about interest in, and activities on, the land.

2. **THE LAND TO WHICH THE NOTICE RELATES**

Land at Lower Hockenden Farm, Hockenden Lane, Swanley, BR8 7QH, shown edged red on the attached plan.

3. **THE MATTERS WHICH APPEAR TO CONSTITUTE THE BREACH OF PLANNING CONTROL**

Without planning permission the material change of use of the Land for the deposit of soil/stones and shredded wood matter which appear to have been buried under soil deposits.

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

Provide in writing, the following information: -

a) What are your legal interests in the land for example owner/lessee/ tenant?

Killoughby Properties Ltd Owner

b) Please state the name, address, telephone number and email address of the owner if known to you.

43A Willow Lane

Mitcham

CR26 4WA

0208 648 3737

- c) Further to the PCN response received on 29 July 2021 in respect to the previous Planning Contravention Notice concerning the Land (copy attached), please confirm all of the site owner's responsibilities and/or those of its representatives or associates in relation to the operations/activities undertaken by Bournemouth Sand & Gravel Ltd.

Bournemouth Sand and Gravel Ltd
operate independently

- d) Further to the PCN response received on 29 July 2021 in respect to the previous Planning Contravention Notice concerning the Land, please confirm the nature of the operations specifically undertaken by Bournemouth Sand & Gravel Ltd on the Land.

unknown

- e) Please confirm the extent of operations specifically undertaken by Bournemouth Sand & Gravel Ltd within locations other than within the Land shown edged red on the attached plan.

unknown

- f) Further to the PCN response received on 29 July 2021 in respect to the previous Planning Contravention Notice concerning the Land, please confirm the nature of the arrangements/agreements (formal or otherwise) between the site owners and Bournemouth Sand & Gravel Ltd, including in relation to the use and operations of the Land shown edged red on the attached plan.

Bournemouth Sand and Gravel Ltd rent
the land

- g) Please confirm the location and extent (i.e. volume) of the soil/stones/shredded wood matter and other deposits imported onto the Land shown edged red on the attached plan.

unknown

- h) Please confirm the access route taken by vehicles depositing soil/stones/shredded wood matter and other deposits imported onto the Land shown edged red on the attached plan, and specifically whether this is taken from
- a. Bournemouth Sand And Gravel; and/or
 - b. Another route.

unknown

- i) Please confirm the origin/s of the soil/stones/shredded wood matter and other deposits imported onto the Land shown edged red on the attached plan.

unknown

- j) Please confirm details of any permission/s of license/s which exist which permit the deposit of the above-mentioned deposits on the Land.

unknown

5. TIME WITHIN WHICH THE INFORMATION MUST BE PROVIDED

Within twenty-one days, beginning with the day on which this Notice is served on you.

6. OPPORTUNITY TO MAKE REPRESENTATIONS IN RESPONSE TO NOTICE

If you wish to make an offer to apply for planning permission, or to refrain from carrying out any operations or activities, or to undertake remedial works, or to make any representations about this Notice, the Council, or representatives of the Council, will consider them at the Civic Centre, Stockwell Close, Bromley, BR1 3UH where you will be able to make any such offer or representations in person at a time and place to be agreed. Please contact Mr John Stephenson on 020 8313 4687 to arrange a mutually convenient appointment.

7. WARNING

It is an offence to fail, without reasonable cause, to comply with any requirement of this Notice within twenty-one days beginning with the day on which it was served on you. The maximum penalty on conviction of this offence is a fine of £1,000. Continuing failure to comply following a conviction will constitute a further offence.

It is also an offence knowingly or recklessly to give information, in response to this Notice, which is false or misleading in a material particular. The maximum penalty on conviction of this offence is a fine of £5,000.

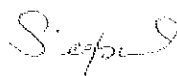
8. ADDITIONAL INFORMATION

If you fail to respond to this notice, the Council may take further action in respect of the suspected breach of planning control. In particular, they may issue an enforcement notice, under Section 172 of the 1990 Act, requiring the breach, or any injury to amenity caused by it, to be remedied.

If the Council serves a stop notice, under Section 183 of the 1990 Act, Section 186(5)(b) of the 1990 Act provides that should you otherwise become entitled (under Section 186) to compensation for loss or damage attributable to that notice, no such compensation will be payable in respect of any loss or damage which could have been avoided had you given the Council the information required by this notice, or had you otherwise co-operated with the Council when responding to it.

Dated: 8th November 2021

Signed:



For and on behalf of
Director of Corporate Services
London Borough of Bromley
Civic Centre, Stockwell Close
Bromley. BR1 3UH