

**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?

RENTER

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

KELLOGHERY PROPERTIES LTD

43A WILLOW LANE

CR9 4NR

- 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.

WE ARE RESPONSIBLE FOR THE SAFE MAINTENANCE OF THE LAND

- 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.

FARMING

ENSURING SAFETY OF ANIMALS

GRASS CUTTING LAND MANAGEMENT

- 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.

N - F

- 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.

WE ARE A TENANT

- 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.

NO MATERIAL HAS BEEN IMPORTED

- 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
- Bournewood Sand And Gravel; and/or
  - Another route

NO VEHICLE ACCESS

ONLY TRESPASSERS ON MOTOR BIKE + QUADBIKES  
POLICE + COUNCIL ARE AWARE BUT NO RESPONSE

- 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.

GENERATED FROM THE LAND

- 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.

MATERIAL FROM LAND

**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.

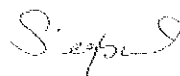
**8. ADDITIONAL INFORMATION**

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.

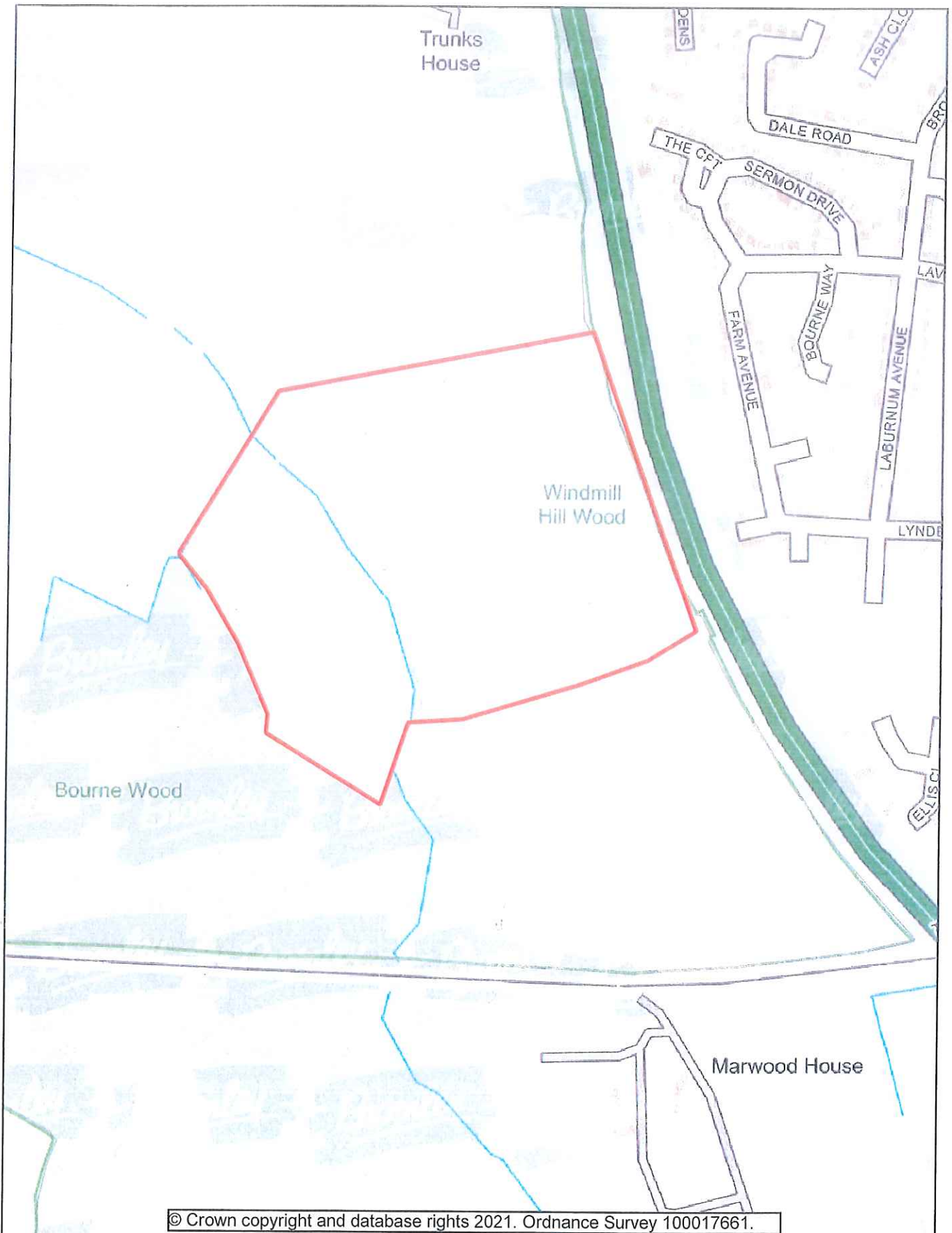
If the Council serves a stop notice, under Section 183 of the 1990 Act, Section 186(5)(b) of the 1990 Act provides that should you otherwise become entitled (under Section 186) to compensation for loss or damage attributable to that notice, no such compensation will be payable in respect of any loss 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: 8<sup>th</sup> November 2021

Signed:



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



© Crown copyright and database rights 2021. Ordnance Survey 100017661.

**TOWN PLANNING**



Tim Horsman  
 Assistant Director (Planning)  
 Planning Division  
 London Borough of Bromley  
 Stockwell Close, Bromley BR1 3UH  
 Tel: 020 8464 3333

**Planning Contravention Notice**  
 LAND AT LOWER HOCKENDEN FARM, HOCKENDEN LANE,  
 SWANLEY, BR8 7QH

Scale: 1:5000



ENF 21/00270

25.08.2021

Plan No: