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## Appeal Decision

by Ken McEntee

a person appointed by the Secretary of State for Housing, Communities and Local Government

Decision date: 20 December 2018

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**Appeal ref: APP/B9506/C/18/3208651**

**Land at Hill View, Mockbeggar, Ringwood, Hants, BH24 3NH**

- The appeal is made under section 174 of the Town and Country Planning Act 1990, as amended by the Planning and Compensation Act 1991.
- The appeal is brought by Mr Adam Griffin against an enforcement notice issued by New Forest National Park Authority.
- The notice was issued on 5 July 2018.
- The breach of planning control as alleged in the notice is "Without planning permission of the erection of an extension in the approximate position coloured blue on the plan attached to this Notice".
- The requirements of the notice are: "5.1 Demolish/remove the extension, including the floor slab, shown in the approximate position coloured blue on the plan attached to this Notice. 5.2 Remove all debris resulting from compliance with step 5.1 above from the land affected".
- The period for compliance with the requirements of the notice is "4 months after this Notice takes effect".
- The appeal is proceeding on the ground set out in section 174(2)(g) of the Town and Country Planning Act 1990 as amended.

**Summary of decision: The appeal is dismissed and the enforcement notice is upheld without variation.**

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### Reasons for the decision

1. The appellant's stated reason for requiring more time to comply with the notice is so that he can find a new architect and prepare to submit a planning application that will be acceptable to the Council. He requests the compliance period be extended to 6 months to allow for this to happen. However, I note that since submitting the appeal the Council have granted planning permission on an acceptable proposal, including a condition to remedy the breach, which the appellant has stated will take no longer than 6 weeks. Therefore, it is unclear why the appellant has not withdrawn the appeal. In these circumstances, I see no good reason to extend the compliance period further and consider the 4 months given in the notice to be adequate. The ground (g) appeal fails accordingly.

### Formal decision

For these reasons, the appeal is dismissed and the enforcement notice is upheld.

*K McEntee*