



Issued: 17 March 2025

SOUTH DOWNS NATIONAL PARK AUTHORITY

ENFORCEMENT NOTICE

relating to land at

Sheelds Copse, Damson Hill, Bishops Waltham, Hampshire

██████████, Public Law Manager, Winchester City Council, City Offices,
Colebrook Street, Winchester, Hampshire, SO23 9LJ

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

**TOWN AND COUNTRY PLANNING ACT 1990
(As amended by the Planning and Compensation Act 1991)**

ENFORCEMENT NOTICE

ISSUED BY: SOUTH DOWNS NATIONAL PARK AUTHORITY (“the Authority”)

- 1. THIS NOTICE** is issued by the Authority because it appears to them that there has been a breach of planning control, within paragraph (a) of section 171A(1) of the above Act, at the land described below. They consider that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations. The Annex at the end of the notice and the enclosures to which it refers contain important additional information.
- 2. THE LAND AFFECTED**

Land at Sheelds Copse, Damson Hill, Bishops Waltham, Hampshire shown edged in red on the attached plan (“the Land”).
- 3. THE BREACH OF PLANNING CONTROL ALLEGED**

Without planning permission, the material change of use of the Land to a mixed use for agriculture and as a residential caravan site.
- 4. REASONS FOR ISSUING THIS NOTICE**

It appears to the Local Planning Authority that the breach of planning control occurred within the last ten years.

The development is contrary to Policies SD1 and SD25 of the South Downs Local Plan (SDLP) 2014-33 in that it results in inappropriate development within the countryside with no justification.

The development is contrary to Strategic Policy SD8 (Dark Night Skies) of the SDLP 2014-33 as it has not been demonstrated that all opportunities to reduce light pollution have been taken and that the sky quality in the surrounding area is not negatively affected.

The site lies within a nutrient neutrality catchment. Therefore, in the absence of any measures or mitigation demonstrating that the development would be nutrient neutral, the Local Planning Authority cannot be satisfied that the development would not have a significant effect on a European site (the Solent SPA) through the discharge and disposal of additional foul sewage. The development is therefore contrary to policies SD1 and SD9 of the South Downs Local Plan and The Conservation of Habitats and Species Regulations 2017 (as amended).

Planning Conditions would not overcome these objections to the development. The Authority does not consider that planning permission should be granted.

5. WHAT YOU ARE REQUIRED TO DO

- i. Cease the use of the Land as a residential caravan site.
- ii. Remove the caravans from the Land.
- iii. Remove all items and vehicles associated with the unauthorised material change of use as described in paragraph 3 of this notice from the Land.
- iv. Remove any resultant waste from the Land.

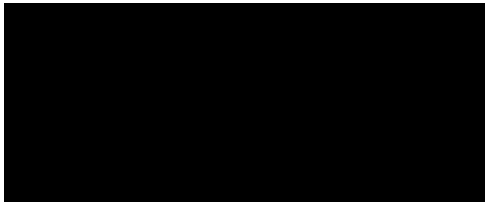
6. TIME FOR COMPLIANCE

Six months after this notice takes effect.

7. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on **18 April 2025** unless an appeal is made against it beforehand.

Date: 17 March 2025



Signed:

Public Law Manager, Legal Services

On behalf of: Winchester City Council, City Offices, Colebrook Street, Winchester, Hampshire, SO23 9LJ as agent for South Downs National Park Authority.

ANNEX

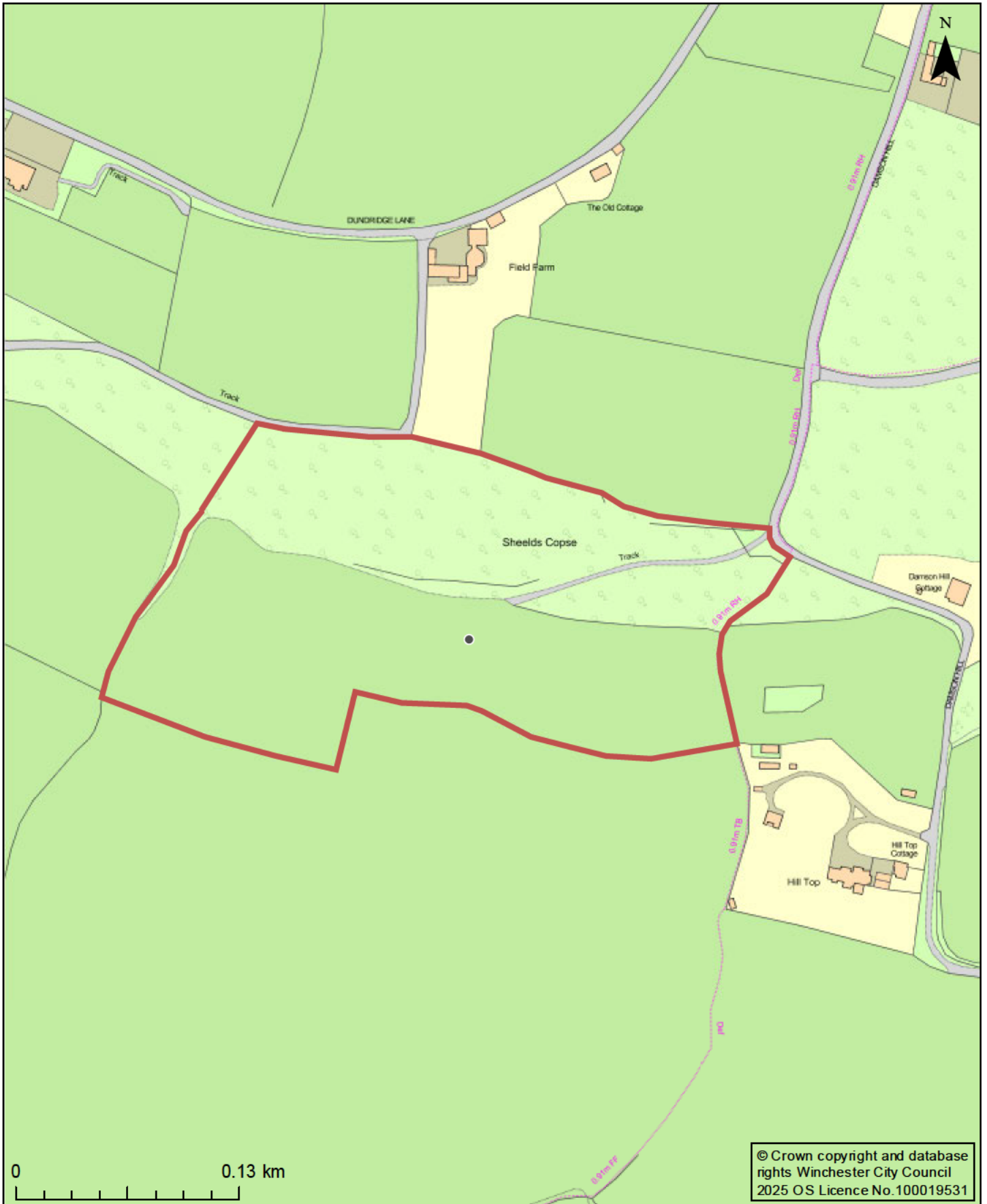
YOUR RIGHT OF APPEAL

You can appeal against this notice, but any appeal must be received, or posted in time to be received, by the Planning Inspectorate acting on behalf of the Secretary of State before the date specified in paragraph 7 of the notice.

The enclosed information sheet published by the Planning Inspectorate gives details of how to make an appeal.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on the date specified in paragraph 7 of the notice and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period[s] specified in paragraph 6 of the notice. Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.



Date: 26/02/2025

Scale: 1:3,000

Author:

Notes:

Legend