

21/11/2024

Development Services  
Wiltshire Council  
Tel: 0300 456 0114  
[PlanningAppeals@wiltshire.gov.uk](mailto:PlanningAppeals@wiltshire.gov.uk)

Our Ref: 19/00893/ENF

## NOTIFICATION OF ENFORCEMENT APPEAL

Dear Sir/Madam,

### TOWN AND COUNTRY PLANNING ACT 1990

APPELLANTS NAME: Mr and Mrs R Gibbs  
APPEAL SITE: Land at the Three Crowns, Whaddon, Salisbury,  
Wiltshire, SP5 3HB

INSPECTORATE REFERENCE: APP/Y3940/C/24/3348384  
APPEAL START DATE: 07 November 2024

I am writing to let you know that an appeal has been made to the Planning Inspectorate in respect of the above site.

### THE BREACH OF PLANNING CONTROL ALLEGED

Without the benefit of planning permission, the material change of use of the Land to a use consisting of the residential use of the public house as well as the siting and occupation of a mobile home all unconnected to the use of the Three Crowns as a public house.

### The enforcement notice was issued for the following reasons:

- a) The Land lies outside of any defined settlement development boundary and is therefore contrary to the sustainable development objectives of the Wiltshire Core Strategy and the National Planning Policy Framework (2021) and therefore contrary to Core Policies 1, 2, 24, 60 and 61 of the Wiltshire Core Strategy (adopted January 2015) and paragraphs 11 and 80 of the National Planning Policy Framework (2021).
- b) Core Policy 49 of the Wiltshire Core Strategy (adopted January 2015) and paragraphs 84(d), 93(c & d) of the National Planning Policy Framework (2021). in that the development results in the loss of a community facility, namely its use as a public house.
- c) The development constitutes intentional unauthorised development.
- d) The Council does not consider that planning permission should be given, because planning conditions could not overcome the objections to this development.

### The enforcement notice requires the following steps to be taken:

- a) Permanently cease the use of the Three Crowns Public House for all residential purposes other than for purposes ancillary to the primary use of the premises as a public house.
- b) Permanently cease the use of the mobile home and remove the mobile home from the Land unless it used for purposes ancillary to the primary use of the premises as a public house.
- c) Remove from the Land all residential items and paraphernalia ancillary to the unauthorised use of the Land.

**A copy of the Enforcement Notice can be viewed by contacting Wiltshire Council.**

**The compliance period of time stated on the notice is 9 months.**

The appellant has appealed against the notice on the following grounds:

- a) That planning permission should be granted for what is alleged in the notice.
- b) That the breach of control alleged in the enforcement notice has not occurred as a matter of fact.
- c) That there has not been a breach of planning control (for example because permission has already been granted, or it is "permitted development").
- d) That, at the time the enforcement notice was issued, it was too late to take enforcement action against the matters stated in the notice.

The appeal is against the Against an Enforcement Notice in respect of the above site, and is to be decided on the basis of a written representations procedure.

The Planning Inspectorate has introduced an online appeals service which you can use to comment on this appeal. You can find the service through the Appeals area of the Planning Portal – see [Appeal an enforcement notice: Comment on an appeal - GOV.UK \(www.gov.uk\)](https://www.gov.uk/guidance/appeal-an-enforcement-notice). Alternatively, you can write to the Planning Inspectorate, Room 3/23 Kite Wing, 2 The Square, Temple Quay House. Bristol BS1 6PN, quoting the Inspectorate reference, and should be received by the **19 December 2024**. Any representations received after the deadline will not normally be seen by the Inspector and will be returned.

The Inspectorate may publish details of your comments, on the internet (on the appeals area of the planning portal). Your comments may include your name, address, email address or phone number, please ensure that you only provide information, including personal information belonging to you that you are happy will be made available to others in this way. If you supply information belonging to a third party please ensure you have their permission to do so. More detailed information about data protection and privacy matters is available on the Planning Portal.

All comments received will be copied to the appellant and will be taken into account by the Inspector in deciding the appeal. All comments will be available to public inspection should any such request be made.

The Planning Inspectorate will not acknowledge your letter unless you specifically ask them to do so. They will, however, ensure that your letter is passed on to the Inspector dealing with the appeal.

If you wish to receive a copy of the appeal Decision Letter, you should contact the Planning Inspectorate by emailing [TeamE4@planninginspectorate.gov.uk](mailto:TeamE4@planninginspectorate.gov.uk).

Yours faithfully,  
*Chris Horan*  
Enforcement Team Leader