



**IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY**

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997 (AS AMENDED BY THE  
PLANNING ETC. (SCOTLAND) ACT 2006)**

# **PLANNING CONTRAVENTION NOTICE**

**REFERENCE NUMBER: ED2015/0023/ENF**

**SERVED BY: East Dunbartonshire Council**

**SERVED TO: Indu Krishna  
26 Kilpatrick Drive  
Bearsden  
Glasgow  
G61 4RH**

**RELATING TO: 26 Kilpatrick Drive  
Bearsden  
Glasgow  
G61 4RH**

## **WHEREAS:**

1. It appears to the Council, being the Planning Authority for the purposes of Section 125(1) – (8) of the Town and Country Planning (Scotland) Act 1997 (“the Act”), that there has been a breach of planning control in respect of the land described in the attached **Schedule 1** below (“the land”).
2. The breach of planning control which has occurred is specified in the attached **Schedule 2** below.
3. This notice is served on you as a person who:-
  - a) Is the owner or occupier of the land or has another interest in it; or
  - b) Is carrying out operations in, on, over or under the land or is using it for any purpose.

4. In exercise of their powers under Section 125(2) and (3) of the Act, the Council requires you, so far as you are able, to provide the following information in writing within twenty-one days, beginning with the day on which this notice is served on you:-

- a) A written statement declaring the date that the section of the vertical wooden slatted fence as described in **Schedule 2**, noted as such, and attached and annexed to this Notice was completed;
- b) Provide details of any planning permission granted for this work, including reference number. If appropriate provide a copy.
- c) A written statement declaring any reason why such permission is not required.
- d) A written statement declaring the nature of your interest in the land, your full name and designation together with the names and addresses of any other persons with an interest in the land including a bank, building society, other lender, feu superior etc.

Dated: 23<sup>rd</sup> October 2015

Signed: 

Thomas Glen  
Director of Development and Regeneration

On behalf of: **East Dunbartonshire Council**  
Southbank House  
Strathkelvin Place  
Kirkintilloch  
Glasgow  
G66 1XQ

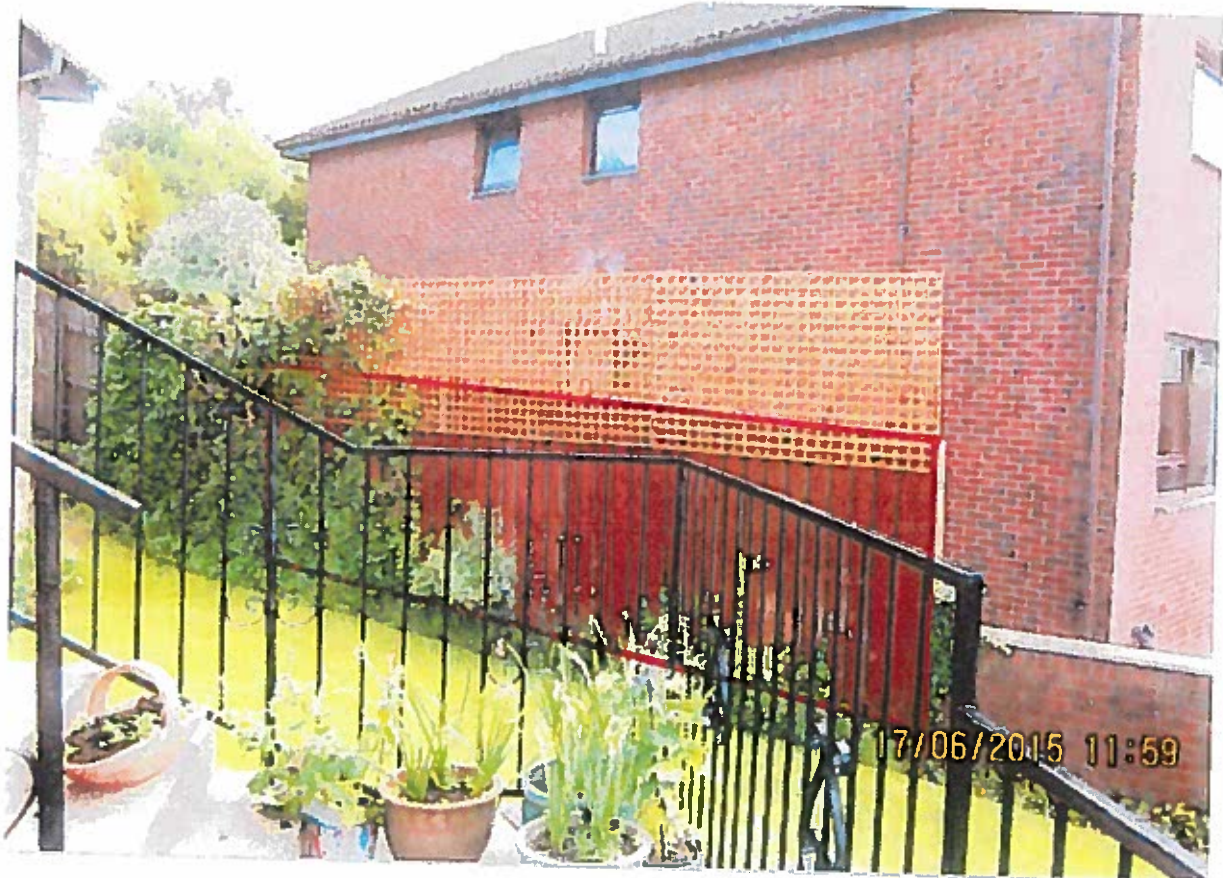
**PLANNING CONTRAVENTION NOTICE UNDER REFERENCE  
ED2015/0023/ENF**

**SCHEDULE 2**

**DESCRIPTION OF THE LAND REFERRED TO IN THIS NOTICE**

**Suspected breach of planning control:**

The timber fence is in the form of vertical wooden slats between which there are narrow gaps. The fence is more particularly identified in the photograph below, with the omission of the timber trellis panels and is contained within the area outlined in red.



**PLANNING CONTRAVENTION NOTICE UNDER REFERENCE  
ED2015/0023/ENF**

**SCHEDULE 1**

**DESCRIPTION OF THE LAND REFERRED TO IN THIS NOTICE**

The site to which this Notice relates forms an area of land and premises at 26 Kilpatrick Drive, Bearsden, Glasgow, G61 4RH as shown edged in red on the Location Plan below.

**LOCATION PLAN**



Scale 1:1250

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## **WARNING**

- 1) It is an offence to fail, without reasonable excuse, to comply with any requirement of this notice within 21 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.
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- 2) It is also an offence to knowingly or recklessly give information in response to this notice, which is false or misleading in a material particular. The maximum penalty on conviction of this is a fine of £5,000.

## **ADDITIONAL INFORMATION**

- 1) 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 S127 of the Act, requiring the breach, or any injury to amenity caused by it to be remedied.
- 2) If the Council serve a stop notice, under S140 of the Act, S143 (5)(b) of the Act provides that should you otherwise become entitled (under S143) 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.







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**East Dunbartonshire Council**

[www.eastdunbarton.gov.uk](http://www.eastdunbarton.gov.uk)

Our Ref: **ED2015/0023/ENF**  
Your Ref:  
Date: 23 October 2015  
If calling please ask for: **Jim Jamieson**

Indu Krishna,  
26 Kilpatrick Drive,  
Bearsden,  
Glasgow,  
G61 4RH.

**DEVELOPMENT & REGENERATION  
SERVICES**

Development Applications - Enforcement,  
Southbank House,  
Strathkelvin Place,  
Kirkintilloch,  
East Dunbartonshire.  
G66 1XQ

Telephone: 0300 123 4510

Fax No: 0141 578 8575

Direct Line: 0141 578 8539

E-mail: [jim.jamieson@eastdunbarton.gov.uk](mailto:jim.jamieson@eastdunbarton.gov.uk)

Sent 1<sup>st</sup> Class Post Recorded Delivery

Dear Madam,

**TOWN AND COUNTRY PLANNING (SCOTLAND) ACT 1997, AS AMENDED BY THE PLANNING  
ETC. (SCOTLAND) ACT 2006.**

**PLANNING CONTRAVENTION NOTICE – 26 Kilpatrick Drive, Bearsden, Glasgow, G61 4RH.**

I enclose for your attention a Planning Contravention Notice served in accordance with the provisions of section 125 of the Town and Country Planning (Scotland) Act 1997, as amended. The Notice relates to a suspected breach of planning control comprising of the erection of a section of vertical wooden slatted fence to the front of your property at 26 Kilpatrick Drive, Bearsden. This fence is in excess of 1 metre in height.

Should you wish to discuss this matter further please do not hesitate to contact me direct via either of the above methods.

Yours faithfully,

*Jim Jamieson*

**Jim Jamieson  
Planning Enforcement Officer**