



IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

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

BREACH OF CONDITION NOTICE

REFERENCE NUMBER: ED2015/0020/ENF

SERVED BY: East Dunbartonshire Council

**SERVED TO: Mr Ignatius Tedesco
Tedesco Tiling and Terrazzo
288 Kirkintilloch Road
Bishopbriggs
G64 2PT**

- 1. THIS IS A FORMAL NOTICE** issued under the provision of Section 145 of the Town and Country Planning (Scotland) Act 1997 as amended by the Planning etc. (Scotland) Act 2006 by East Dunbartonshire Council (hereafter referred to as the Council) as Planning Authority because it is considered by the Council that a condition imposed on a grant of planning permission relating to the land described below has not been complied with. The Council considers that you, as the person responsible should be required to comply with the conditions specified in this notice.

- 2. THE LAND AFFECTED BY THIS NOTICE**
The site to which this Notice relates forms an area of land and premises at **288 Kirkintilloch Road, Bishopbriggs, G64 2PT**, as shown edged in red on the attached Location Plan (Page 3 of this Notice).

- 3. THE RELEVANT PLANNING PERMISSION**
The relevant planning permission to which this notice relates is the permission granted by East Dunbartonshire Council on *19 June 2013* for *Change of use from car showroom (sui generis) to storage and distribution (Class 6) with ancillary retail element* at **288 Kirkintilloch Road, Bishopbriggs, G64 2PT** under TP/ED/13/0301

4. THE BREACH OF CONDITION

The following Condition has not been complied with;

- (1) Condition 3 which states "No tile cutting or other works which generate significant noise, dust or vibration shall be carried out at the premises."

5. WHAT YOU ARE REQUIRED TO DO

As the person responsible for the breach of condition specified in paragraph 4, you are required to comply/secure compliance with the stated condition by taking the following steps:-

- (1) *Cease all tile cutting at the premises mentioned in this notice. All staff and contractors must be advised of this restriction by management to ensure no further breaches take place.*

Time Period for Compliance: 28 days from the date this notice takes effect

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect immediately from the date it is served on you.

Dated: 29/04/15

Signed: PP

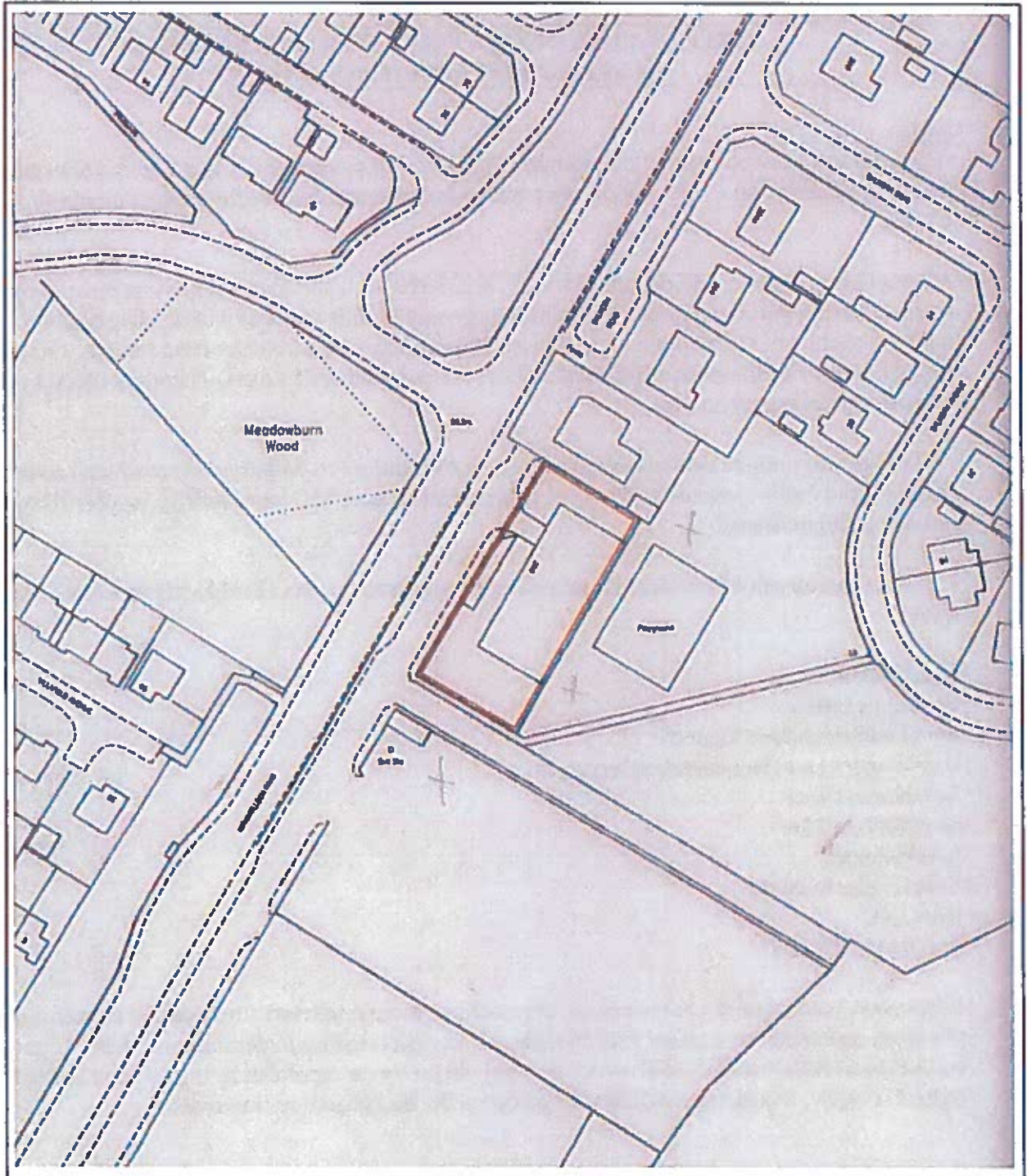


Diane Campbell
Director of Governance & Regulation

On behalf of: **East Dunbartonshire Council**

12 Strathkelvin Place,
Kirkintilloch,
East Dunbartonshire,
G66 1TJ.

LOCATION PLAN



This is the plan referred to in the foregoing **Breach of Condition Notice** in accordance with the terms of Section 145 of the Town and Country Planning (Scotland) Act 1997 as amended by the Planning etc. (Scotland) Act 2006 relating to the land and premises as shown edged in red **288 Kirkintilloch Road, Bishopbriggs, G64 2PT**

Dated: 29/04/15

Signed: *p.c. [Signature]*

Diane Campbell, Director of Governance & Regulation, East Dunbartonshire Council, 12 Strathkelvin Place, Kirkintilloch, East Dunbartonshire, G66 1TJ.

WARNING - THERE IS NO RIGHT OF APPEAL AGAINST THIS NOTICE

SCHEDULE 1

**EXPLANATORY NOTE FOR THOSE IN RECEIPT OF
A BREACH OF CONDITION NOTICE**

Note

It is an offence to contravene the requirements stated in paragraph 5 of this notice after the end of the compliance period. The maximum penalty for such an offence, following conviction, is £1,000.

Alternatively, in terms of section 145A of the 1997 Act, the Council may serve a fixed penalty notice offering you the opportunity to discharge any liability for conviction. The payment required under the terms of such a notice would be £300 payable within 30 days from the day following the date of service of the notice (reduced to £225, if paid within 15 days). There is no right of appeal against a fixed penalty notice.

A fixed penalty notice can be served in respect of a failure to comply with each step required to be taken by the Notice, or each activity it requires to be ceased. Consequently, several fixed penalty notices could be issued.

If you are in any doubt what this notice requires you to do, you should get in touch immediately with:

Max Wilson
Planning Officer
East Dunbartonshire Council
Development and Regeneration Services
Southbank House
Strathkelvin Place
Kirkintilloch
East Dunbartonshire
G66 1XQ
Tel: 0141 578 8637

If you need independent advice about this notice, you are advised to urgently contact a solicitor, planning consultant or another professional adviser specialising in planning matters. If you wish to contest the validity of the notice you may only do so by an application to the Court of Session for judicial review. A solicitor will advise you on what this procedure involves.

**DO NOT DELAY TAKING ACTION IN RESPONSE TO
THIS NOTICE**