

TOWN AND COUNTRY PLANNING ACTS, 1971 AND 1972  
BUILDINGS OF SPECIAL ARCHITECTURAL  
OR HISTORIC INTEREST

Other  
Ref. No. ....

THE DISTRICT COUNCIL OF DACORUM

IN THE COUNTY OF HERTFORD

To: Mrs. D. O' Gorman,  
The Valiant Trooper,  
Trooper Road,  
Aldbury,  
Nr. Tring,  
Herts.

David Still, Esq., RIBA.,  
Chartered Architect,  
2 Church Street,  
Brill, Bucks. HP18 9RT.

..... Metal extract flue and demolition of door-  
..... case  
.....  
at ..... Valiant Trooper Public House, Trooper Road,  
..... Aldbury, Nr. Tring, Herts.  
.....

Description and  
location of  
proposed works.

In pursuance of their powers under the above-mentioned Acts and the Orders and Regulations for the time being in force thereunder the Council hereby refuse the grant of listed building consent to the works described above and proposed by you in your application dated ..... 7th September 1984 ..... and received with sufficient particulars on ..... 19th September 1984 ..... and shown on the plan(s) accompanying such application.

The reasons for the Council's decision to refuse listed building consent for the works proposed are:

1. The metal extract flue is considered to have a seriously detrimental effect on the character of this Listed Building and the overall street picture in a designated Conservation Area.

The doorcase was considered to be an important feature in the front elevation of the property, and its removal has had a seriously detrimental effect on the character of the property which is a statutory listed building.

Dated ..... 29th ..... day of ..... November ..... 19 84

Signed ..... *Colin Barker* .....

Designation ..... Chief Planning Officer. ....

See Notes Overleaf.

NT.C

NOTE

1. If the applicant is aggrieved by the decision of the local planning authority to refuse listed building consent for the proposed works, or to grant consent subject to conditions, he may, by notice served within six months of receipt of this notice, appeal to the Secretary of State for the Environment in accordance with Paragraph one of Schedule 11 to the Town and Country Planning Act, 1971. The Secretary of State has power to allow a longer period for the giving of a notice of appeal and he will exercise his power in cases where he is satisfied that the applicant has deferred the giving of notice because negotiations with the local planning authority in regard to the proposed works are in progress.

2. If listed building consent is refused, or granted subject to conditions, whether by the local planning authority or by the Secretary of State and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any works which have been or would be permitted, he may serve on the council of the county district, in which the land is situated, a listed building purchase notice requiring that council to purchase his interest in the land in accordance with the provisions of Section 190 of the Town and Country Planning Act, 1971.

3. In certain circumstances, a claim may be made against the local planning authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of the application to him. The circumstances in which such compensation is payable are set out in Section 171 of the Town and Country Planning Act, 1971.

**IMPORTANT:— THIS COMMUNICATION AFFECTS YOUR PROPERTY**

(a)

Dacorum Borough

Council

**TOWN AND COUNTRY PLANNING ACT 1971**  
(as amended)

**Enforcement Notice**  
Operational Development

(b) Valiant Trooper Public House Trooper Road Aldbury Hertfordshire

**WHEREAS:**

(1) It appears to the (a) Dacorum Borough Council ("the Council"), being the local planning authority for the purposes of section 87 of the Town and Country Planning Act 1971 ("the Act") in this matter, that there has been a breach of planning control within the period of 4 years before the date of issue of this notice on the land or premises ("the land") described in Schedule 1 below.

(2) The breach of planning control which appears to have taken place consists in the carrying out of the building, engineering, mining or other operations described in Schedule 2 below, without the grant of planning permission required for that development.

(3) The Council consider it expedient, having regard to the provisions of the development plan and to all other material considerations, to issue this enforcement notice, in exercise of their powers contained in the said section 87, for the reasons set out in [the annex to] this notice. (c)

**NOTICE IS HEREBY GIVEN** that the Council require that the steps specified in Schedule 3 below be taken [in order to remedy the breach] (d)

within [the period of six [days] [months] from the date on which this notice takes effect] [the period specified in respect of each step in that Schedule] (e)

**THIS NOTICE SHALL TAKE EFFECT**, subject to the provisions of section 88(10) of the Act, on 1st May 1985 (f)

Issued 26th February 1985

Council's address

Civic Centre  
Marlowes  
Hemel Hempstead  
Hertfordshire

(Signed)

Keith Hunt

(Designation)

Borough Secretary

(The officer appointed for this purpose)

**CONTINUED OVERLEAF — P.T.O.**

**NOTES TO THE LOCAL PLANNING AUTHORITY**

- (a) Insert the name of the Council issuing the notice.
- (b) Insert the address or a description of the land to which the notice relates.
- (c) See paragraph 29 of DOE Circular 38/81 (Welsh Office Circular 57/81).
- (d) Or, as the case may be, having regard to section 87(7)(a) and (b) of the Act. Where steps are required to be taken for more than one of the purposes provided for in section 87, the purpose for which each step is required should be specified in Schedule 3. Steps may be required as alternatives.
- (e) If a single period is to be specified, by which all the required steps must be taken, insert it here. But if a series of steps is required to be taken, with a different compliance period for each step, the appropriate period should be clearly stated against each step (in columns if more suitable) in Schedule 3.
- (f) The date selected must be not less than 28 clear days after all the copies of the notice will have been served (see section 87(5) of the Act).

## SCHEDULE 1

### **Land or premises to which this notice relates**

*(address or description)*

Valiant Trooper Public House  
Trooper Road  
Aldbury  
Hertfordshire

shown edged [red] [ ] on the attached plan.<sup>(g)</sup>

## SCHEDULE 2

### **Alleged breach of planning control**

*(description of operations carried out on the land) (h)*

The construction of a chimney flue on that part of the land shown coloured blue on the attached plan.

## SCHEDULE 3

### **Steps required to be taken<sup>(i)</sup>**

~~xxx~~

Either

- (a) (i) The removal from the land of the unauthorised chimney flue shown coloured blue on the attached plan, and
- (ii) the reinstatement of the brickwork on that part of the land shown coloured blue on the attached plan after the chimney flue has been removed

or

- (b) The enclosure of the metal chimney flue with a brick chimney in materials whose external finish match as closely as practicable those of the existing building to which it is to be attached (the brick chimney to be constructed in accordance with the attached plan).

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#### **NOTES TO THE LOCAL PLANNING AUTHORITY**

(g) See paragraph 31 of DOE Circular 38/81 (Welsh Office Circular 57/81).

(h) Where the works being enforced against are on only part of the land identified in Schedule 1, their position should be shown on the plan.

(i) Specify the actual steps to be taken with, if appropriate, the compliance period for each step. The requirements should be clear and precise. See also notes (d) and (e) overleaf.